

115TH CONGRESS  
1ST SESSION

# H. R. 1390

To amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to pay costs relating to the transportation of certain deceased veterans to veterans' cemeteries owned by a State or tribal organization.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 7, 2017

Mr. BANKS of Indiana (for himself, Mr. MESSER, Mr. BUDD, and Mrs. RADEWAGEN) introduced the following bill; which was referred to the Committee on Veterans' Affairs

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## A BILL

To amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to pay costs relating to the transportation of certain deceased veterans to veterans' cemeteries owned by a State or tribal organization.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. TRANSPORTATION OF DECEASED VETERANS**

4 **TO VETERANS' CEMETERIES.**

5 (a) IN GENERAL.—Subsection (a) of section 2308 of  
6 title 38, United States Code, is amended to read as fol-  
7 lows:

1       “(a) IN GENERAL.—(1) The Secretary may pay, in  
2 addition to any amount paid pursuant to section 2302 or  
3 2307 of this title, the cost of transportation of the de-  
4 ceased veteran described in paragraph (1) or (2) of sub-  
5 section (b) for burial in a national cemetery or a covered  
6 veterans’ cemetery. Such payment shall not exceed the  
7 cost of transportation to the national cemetery nearest the  
8 veteran’s last place of residence in which burial space is  
9 available.

10       “(2) The Secretary may pay, in addition to any  
11 amount paid pursuant to section 2302 or 2307 of this  
12 title, the cost of transportation of the deceased veteran  
13 described in subsection (b)(3) for burial in a national cem-  
14 etery. Such payment shall not exceed the cost of transpor-  
15 tation to the national cemetery nearest the veteran’s last  
16 place of residence in which burial space is available.”.

17       (b) COVERED VETERANS’ CEMETERY DEFINED.—  
18 Section 2308 of such title is amended by adding at the  
19 end the following new subsection:

20       “(c) COVERED VETERANS’ CEMETERY DEFINED.—  
21 In this section, the term ‘covered veterans’ cemetery’  
22 means, with respect to a deceased veteran described in  
23 subsection (b), a veterans’ cemetery owned by a State or  
24 a tribal organization (as defined in section 3765(4) of this

1 title) in which the deceased veteran is eligible to be bur-  
2 ied.”.

3 (c) CONFORMING AMENDMENT.—Section 2308 of  
4 such title is amended in the section heading by adding  
5 at the end the following: “**or a veterans’ cemetery**”.

6 (d) CLERICAL AMENDMENT.—The table of sections  
7 at the beginning of chapter 23 of such title is amended  
8 by striking the item relating to section 2308 and inserting  
9 the following new item:

“2308. Transportation of deceased veteran to a national cemetery or a veterans’  
cemetery.”.

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