

111TH CONGRESS
1ST SESSION

H. R. 1034

To amend title 36, United States Code, to designate the Honor and Remember Flag created by Honor and Remember, Inc., as an official symbol to recognize and honor members of the Armed Forces who died in the line of duty, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 12, 2009

Mr. FORBES introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend title 36, United States Code, to designate the Honor and Remember Flag created by Honor and Remember, Inc., as an official symbol to recognize and honor members of the Armed Forces who died in the line of duty, and for other purposes.

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. DESIGNATION OF HONOR AND REMEMBER**
4 **FLAG FOR FALLEN MEMBERS OF THE ARMED**
5 **FORCES.**

6 (a) FINDINGS.—Congress finds the following:

1 (1) Since the Revolutionary War, more than
2 one million members of the United States Armed
3 Forces have paid the ultimate price by sacrificing
4 their lives in the line of duty.

5 (2) The contributions of those fallen members
6 of the Armed Forces are deserving of national rec-
7 ognition.

8 (3) Currently, there is no officially recognized
9 symbol that acknowledges members of the Armed
10 Forces who died in the line of duty.

11 (b) DESIGNATION.—Chapter 9 of title 36, United
12 States Code, is amended by adding at the end the fol-
13 lowing new section:

14 **“§ 904. Honor and Remember flag for fallen members**
15 **of the Armed Forces**

16 “(a) DESIGNATION.—The Honor and Remember
17 Flag created by Honor and Remember, Inc., is designated
18 as the symbol of our Nation’s concern and commitment
19 to honoring and remembering the lives of all members of
20 the United States Armed Forces who have lost their lives
21 in the line of duty.

22 “(b) REQUIRED DISPLAY.—(1) The Honor and Re-
23 member Flag shall be displayed at the locations specified
24 in subsection (c) on the days specified in paragraph (2):

1 “(2) The required Honor and Remember Flag display
2 days are the following:

3 “(A) Armed Forces Day, the third Saturday in
4 May.

5 “(B) Memorial Day, the last Monday in May.

6 “(C) Flag Day, June 14.

7 “(D) Independence Day, July 4.

8 “(E) National POW/MIA Recognition Day.

9 “(F) Veterans Day, November 11.

10 “(3) In addition to the days specified in paragraph
11 (2), Honor and Remember Flag display days include—

12 “(A) in the case of display at the World War
13 II Memorial, Korean War Veterans Memorial, and
14 Vietnam Veterans Memorial (required by subsection
15 (c)(3)), any day on which the United States flag is
16 displayed;

17 “(B) in the case of display at medical centers
18 of the Department of Veterans Affairs (required by
19 subsection (c)(7)), any day on which the flag of the
20 United States is displayed; and

21 “(C) in the case of display at United States
22 Postal Service post offices (required by subsection
23 (c)(8)), the last business day before a day specified
24 in paragraph (2) that in any year is not itself a
25 business day.

1 “(c) LOCATIONS FOR FLAG DISPLAY.—The locations
2 for the display of the Honor and Remember Flag under
3 subsection (b) are the following:

4 “(1) The Capitol.

5 “(2) The White House.

6 “(3) The World War II Memorial, the Korean
7 War Veterans Memorial, and the Vietnam Veterans
8 Memorial.

9 “(4) Each national cemetery.

10 “(5) The buildings containing the official office
11 of—

12 “(A) the Secretary of State;

13 “(B) the Secretary of Defense;

14 “(C) the Secretary of Veterans Affairs;

15 and

16 “(D) the Director of the Selective Service
17 System.

18 “(6) Each major military installation, as des-
19 ignated by the Secretary of Defense.

20 “(7) Each medical center of the Department of
21 Veterans Affairs.

22 “(8) Each United States Postal Service post of-
23 fice.

24 “(d) DISPLAY TO BE IN A MANNER VISIBLE TO THE
25 PUBLIC.—Display of the Honor and Remember Flag pur-

1 suant to this section shall be in a manner designed to en-
2 sure visibility to the public.

3 “(e) LIMITATION.—This section may not be con-
4 strued or applied so as to require any employee to report
5 to work solely for the purpose of providing for the display
6 of the Honor and Remember Flag or any other flag.”.

7 (c) CLERICAL AMENDMENT.—The table of sections
8 at the beginning of such chapter is amended by adding
9 at the end the following new item:

“904. Honor and Remember flag for fallen members of the Armed Forces.”.

10 (d) REGULATIONS FOR IMPLEMENTATION.—Not
11 later than 180 days after the date of the enactment of
12 this Act, the head of each department, agency, or other
13 establishment responsible for a location specified in sub-
14 section (c) of section 904 of title 36, United States Code,
15 as added by subsection (a), shall prescribe such regula-
16 tions as necessary to carry out such section.

17 (e) PROCUREMENT AND DISTRIBUTION OF FLAGS.—
18 Not later than 30 days after the date of the enactment
19 of this Act, the Administrator of General Services shall
20 commence the procurement of Honor and Remember
21 Flags and distribute them as necessary to permit compli-
22 ance with section 904 of title 36, United States Code, as
23 added by subsection (a).

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