

111TH CONGRESS
1ST SESSION

H. R. 731

To amend title 38, United States Code, to exclude individuals who have been convicted of committing certain sex offenses from receiving certain burial-related benefits and funeral honors which are otherwise available to certain veterans, members of the Armed Forces, and related individuals, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 27, 2009

Mr. SHADEGG (for himself, Mr. HALL of New York, Mr. BRADY of Pennsylvania, Mr. CHILDERS, Mr. BACHUS, Mr. HELLER, and Mr. LATTA) introduced the following bill; which was referred to the Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to exclude individuals who have been convicted of committing certain sex offenses from receiving certain burial-related benefits and funeral honors which are otherwise available to certain veterans, members of the Armed Forces, and related individuals, 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. SHORT TITLE.**

4 This Act may be cited as “Jenny’s Law”.

1 **SEC. 2. EXCLUSION OF PERSONS CONVICTED OF COMMIT-**
2 **TING CERTAIN SEX OFFENSES FROM RECEIV-**
3 **ING CERTAIN BURIAL-RELATED BENEFITS**
4 **AND FUNERAL HONORS.**

5 (a) PROHIBITION AGAINST INTERMENT OR MEMORI-
6 ALIZATION IN NATIONAL CEMETERY ADMINISTRATION,
7 ARLINGTON NATIONAL CEMETERY, AND CERTAIN STATE
8 VETERANS' CEMETERIES; PROHIBITION AGAINST PROVI-
9 SION OF PRESIDENTIAL MEMORIAL CERTIFICATE, FLAG,
10 AND HEADSTONE OR MARKER.—Section 2411(b) of title
11 38, United States Code, is amended by adding at the end
12 the following new paragraph:

13 “(4) A person who is classified as a tier III sex
14 offender under the Sex Offender Registration and
15 Notification Act.”.

16 (b) RULE OF CONSTRUCTION.—Nothing in this Act
17 shall be construed to terminate any benefit available to
18 any person except those benefits specifically terminated by
19 the amendment made by subsection (a).

20 (c) EFFECTIVE DATE.—The amendment made by
21 subsection (a) shall apply with respect to interments and
22 memorializations that occur on or after the date of the
23 enactment of this Act.

24 **SEC. 3. CONSTITUTIONAL AUTHORITY.**

25 The constitutional authority on which this Act rests
26 is the power of Congress to make rules for the government

1 and regulation of the land and naval forces, as enumerated
2 in article I, section 8, clause 14 of the United States Con-
3 stitution.

