

116TH CONGRESS  
1ST SESSION

# S. 2371

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 service to the United States, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JULY 31, 2019

Mr. MANCHIN (for himself, Mrs. BLACKBURN, Ms. SINEMA, and Mr. TILLIS) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## 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 service to the United States, 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 the “Honor and Remember  
5 Flag Act of 2019”.

1 **SEC. 2. DESIGNATION OF HONOR AND REMEMBER FLAG**  
2 **FOR FALLEN MEMBERS OF THE ARMED**  
3 **FORCES.**

4 (a) FINDINGS.—Congress makes the following find-  
5 ings:

6 (1) Since the Revolutionary War, more than  
7 1,000,000 members of the Armed Forces have paid  
8 the ultimate price by sacrificing their lives in service  
9 to the United States.

10 (2) The contributions of those fallen members  
11 of the Armed Forces are deserving of national rec-  
12 ognition.

13 (3) As of July 2019, there is no officially recog-  
14 nized symbol that acknowledges members of the  
15 Armed Forces who died in service to the United  
16 States.

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

20 **“§ 904. Honor and Remember Flag for fallen members**  
21 **of the Armed Forces**

22 “(a) DESIGNATION.—The Honor and Remember  
23 Flag created by Honor and Remember, Inc., is designated  
24 as the symbol of the commitment of the United States to  
25 honoring and remembering the lives of all members of the

1 Armed Forces who have lost their lives in service to the  
2 United States.

3 “(b) REQUIRED DISPLAY.—(1) The Honor and Re-  
4 member Flag shall be displayed at the locations specified  
5 in paragraph (3) on the days specified in paragraph (2).

6 “(2) The days specified in this paragraph are the fol-  
7 lowing:

8 “(A) Armed Forces Day, the third Saturday in  
9 May.

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

11 “(C) Flag Day, June 14.

12 “(D) Independence Day, July 4.

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

14 “(F) Veterans Day, November 11.

15 “(G) In the case of display at the World War  
16 II Memorial, Korean War Veterans Memorial, and  
17 Vietnam Veterans Memorial (required by paragraph  
18 3(C)), any day on which the flag of the United  
19 States is displayed.

20 “(H) In the case of display at medical centers  
21 of the Department of Veterans Affairs (required by  
22 paragraph 3(H)), any day on which the flag of the  
23 United States is displayed.

24 “(I) In the case of display at post offices of the  
25 United States Postal Service (required by paragraph

1 3(I)), the last business day before a day specified in  
2 subparagraphs (A) through (F) that in any year is  
3 not itself a business day.

4 “(3) The locations specified in this paragraph are the  
5 following:

6 “(A) The United States Capitol.

7 “(B) The White House.

8 “(C) The World War II Memorial, the Korean  
9 War Veterans Memorial, and the Vietnam Veterans  
10 Memorial.

11 “(D) Arlington National Cemetery.

12 “(E) Each national cemetery under the jurisdic-  
13 tion of the National Cemetery Administration.

14 “(F) The buildings containing the official office  
15 of—

16 “(i) the Secretary of State;

17 “(ii) the Secretary of Defense;

18 “(iii) the Secretary of Veterans Affairs;

19 and

20 “(iv) the Director of Selective Service.

21 “(G) Each major military installation, as des-  
22 ignated by the Secretary of Defense.

23 “(H) Each medical center of the Department of  
24 Veterans Affairs.

1           “(I) Each post office of the United States Post-  
2           al Service.

3           “(c) DISPLAY TO BE IN A MANNER VISIBLE TO THE  
4 PUBLIC.—Display of the Honor and Remember Flag pur-  
5 suant to this section shall be in a manner designed to en-  
6 sure visibility to the public.

7           “(d) LIMITATION.—This section may not be con-  
8 strued or applied so as to require any employee to report  
9 to work solely for the purpose of providing for the display  
10 of the Honor and Remember Flag or any other flag.”.

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

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

14          (d) REGULATIONS FOR IMPLEMENTATION.—Not  
15 later than 180 days after the date of the enactment of  
16 this Act, the head of each department, agency, or other  
17 establishment responsible for a location specified in sub-  
18 section (b)(3) of section 904 of title 36, United States  
19 Code, as added by subsection (b) (other than the United  
20 States Capitol), shall prescribe regulations as necessary to  
21 carry out such section.

22          (e) PROCUREMENT AND DISTRIBUTION OF FLAGS.—  
23 Not later than 30 days after the date of the enactment  
24 of this Act, the Administrator of General Services shall  
25 commence the procurement of Honor and Remember

- 1 Flags and distribute the flags as necessary to permit com-
- 2 pliance with section 904 of title 36, United States Code,
- 3 as so added.

