

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 546
OFFERED BY MR. FORBES OF VIRGINIA**

Strike all after the enacting clause and insert the following:

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Honor and Remember
3 Flag Recognition Act”.

4 **SEC. 2. DESIGNATION OF OFFICIAL FLAG TO HONOR AND**
5 **REMEMBER FALLEN MEMBERS OF THE**
6 **ARMED FORCES.**

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

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

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

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

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

4 **“§ 904. Designation of official flag to honor and re-**
5 **member fallen members of the Armed**
6 **Forces**

7 “(a) DESIGNATION.—The Secretary of Veterans Af-
8 fairs may provide for the design and designation of an offi-
9 cial flag to serve as the symbol of the public’s concern
10 and commitment to honoring and remembering the lives
11 of all members of the United States Armed Forces who
12 have lost their lives in the line of duty.

13 “(b) MERIT-BASED OR COMPETITIVE DECISIONS.—
14 A decision to commit, obligate, or expend funds with or
15 to a specific entity for design of the flag authorized by
16 subsection (a) shall—

17 “(1) be based on merit-based selection proce-
18 dures or on competitive procedures; and

19 “(2) comply with other applicable provisions of
20 law.

21 “(c) DISPLAY OPPORTUNITIES.—(1) The days speci-
22 fied in paragraph (2) are appropriate days for display of
23 the flag designed and designated under subsection (a).

24 “(2) Appropriate display days are the following:

1 “(A) Armed Forces Day, the third Saturday in
2 May.

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

4 “(C) Flag Day, June 14.

5 “(D) Independence Day, July 4.

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

7 “(F) Veterans Day, November 11.

8 “(G) In the case of display at the World War
9 II Memorial, Korean War Veterans Memorial, and
10 Vietnam Veterans Memorial, any day on which the
11 flag of the United States is displayed.

12 “(H) In the case of display at medical centers
13 of the Department of Veterans Affairs, any day on
14 which the flag of the United States is displayed.

15 “(I) In the case of display at United States
16 Postal Service post offices, the last business day be-
17 fore a day specified in subparagraphs (A) through
18 (F) that in any year is not itself a business day.

19 “(3) Appropriate locations for the display of the flag
20 designed and designated under subsection (a) include the
21 following:

22 “(A) The Capitol.

23 “(B) The White House.

1 “(C) The World War II Memorial, the Korean
2 War Veterans Memorial, and the Vietnam Veterans
3 Memorial.

4 “(D) National cemeteries.

5 “(E) The buildings containing the official office
6 of—

7 “(i) the Secretary of State;

8 “(ii) the Secretary of Defense;

9 “(iii) the Secretary of Veterans Affairs;

10 and

11 “(iv) the Director of the Selective Service
12 System.

13 “(F) Military installations.

14 “(G) Medical centers of the Department of Vet-
15 erans Affairs.

16 “(H) United States Postal Service post offices.

17 “(d) LIMITATION.—This section may not be con-
18 strued or applied so as to require any employee to report
19 to work solely for the purpose of providing for the display
20 of the flag designed and designated under subsection (a)
21 or any other flag.”.

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

 “904. Designation of official flag to honor and remember fallen members of the
 Armed Forces.”.

Amend the title so as to read: “A bill to amend title 36, United States Code, to provide for the design and designation of an official flag to recognize and honor members of the Armed Forces who died in the line of duty, and for other purposes.”.

