

AMENDMENTS

2003—Subsec. (b). Pub. L. 108-183 substituted “and (b)(2)” for “and (b)” in last sentence.

2001—Pub. L. 107-103 substituted “\$2,000” for “\$1,500”.

1991—Pub. L. 102-83 renumbered section 907 of this title as this section and substituted “2302 and 2303(a)(1)” for “902 and 903(a)(1)”.

1989—Pub. L. 101-237 substituted “Secretary” for “Administrator”.

1988—Pub. L. 100-322 substituted “\$1,500” for “\$1,100”.

1978—Pub. L. 95-479 inserted “the greater of (1) \$1,100, or (2)” after “not exceeding”.

EFFECTIVE DATE OF 2001 AMENDMENT

Pub. L. 107-103, title V, §501(a)(2), Dec. 27, 2001, 115 Stat. 994, provided that: “The amendment made by paragraph (1) [amending this section] shall apply to deaths occurring on or after September 11, 2001.”

EFFECTIVE DATE OF 1988 AMENDMENT

Amendment by Pub. L. 100-322 effective Apr. 1, 1988, see section 304 of Pub. L. 100-322, set out as a note under section 2102 of this title.

EFFECTIVE DATE OF 1978 AMENDMENT

Amendment by Pub. L. 95-479 effective Oct. 1, 1978, see section 401(a) of Pub. L. 95-479, set out as a note under section 1114 of this title.

EFFECTIVE DATE

Section effective Sept. 1, 1973, or such earlier date as the President may prescribe and publish in the Federal Register, see section 10(c) of Pub. L. 93-43, set out as a note under section 2306 of this title.

§ 2308. Transportation of deceased veteran to a national cemetery

(a) IN GENERAL.—The Secretary may pay, in addition to any amount paid pursuant to section 2302 or 2307 of this title, the cost of transportation of the deceased veteran described in subsection (b) for burial in a national cemetery. Such payment shall not exceed the cost of transportation to the national cemetery nearest the veteran's last place of residence in which burial space is available.

(b) DECEASED VETERAN DESCRIBED.—A deceased veteran described in this subsection is any of the following veterans:

(1) A veteran who dies as the result of a service-connected disability.

(2) A veteran who dies while in receipt of disability compensation (or who but for the receipt of retirement pay or pension under this title, would have been entitled to compensation).

(3) A veteran whom the Secretary determines is eligible for funeral expenses under section 2302 of this title by virtue of the Secretary determining that the veteran has no next of kin or other person claiming the body of such veteran pursuant to subsection (a)(2)(A) of such section.

(Added Pub. L. 94-433, title III, §304(a), Sept. 30, 1976, 90 Stat. 1377, §908; amended Pub. L. 101-237, title III, §313(b)(1), Dec. 18, 1989, 103 Stat. 2077; renumbered §2308 and amended Pub. L. 102-83, §5(a), (c)(1), Aug. 6, 1991, 105 Stat. 406; Pub. L. 112-260, title I, §104(b)(2), Jan. 10, 2013, 126 Stat. 2420.)

AMENDMENTS

2013—Pub. L. 112-260 designated existing provisions as subsec. (a), inserted heading, substituted “The Sec-

retary” for “Where a veteran dies as the result of a service-connected disability, or is in receipt of (but for the receipt of retirement pay or pension under this title would have been entitled to) disability compensation, the Secretary”, inserted “described in subsection (b)” after “of the deceased veteran”, and added subsec. (b).

1991—Pub. L. 102-83 renumbered section 908 of this title as this section and substituted “2302 or 2307” for “902 or 907”.

1989—Pub. L. 101-237 substituted “Secretary” for “Administrator”.

EFFECTIVE DATE OF 2013 AMENDMENT

Amendment by Pub. L. 112-260 effective on the date that is one year after Jan. 10, 2013, and applicable with respect to burials and funerals occurring on or after that date, see section 104(b)(3) of Pub. L. 112-260, set out as a note under section 2302 of this title.

EFFECTIVE DATE

Section effective Oct. 1, 1976, see section 406 of Pub. L. 94-433, set out as an Effective Date of 1976 Amendment note under section 1101 of this title.

CHAPTER 24—NATIONAL CEMETERIES AND MEMORIALS

Sec.

2400. Establishment of National Cemetery Administration; composition of Administration.
2401. Advisory Committee on Cemeteries and Memorials.
2402. Persons eligible for interment in national cemeteries.
2403. Memorial areas.
2404. Administration.
2405. Disposition of inactive cemeteries.
2406. Acquisition of lands.
2407. Authority to accept and maintain suitable memorials.
2408. Aid to States for establishment, expansion, and improvement of veterans' cemeteries.
2409. Memorial areas in Arlington National Cemetery.
2410. Burial of cremated remains in Arlington National Cemetery.
- 2410A. Arlington National Cemetery: other administrative matters.
2411. Prohibition against interment or memorialization in the National Cemetery Administration or Arlington National Cemetery of persons committing Federal or State capital crimes.
2412. Lease of land and buildings.
2413. Prohibition on certain demonstrations and disruptions at cemeteries under control of the National Cemetery Administration and at Arlington National Cemetery.
2414. Communication between Department of Veterans Affairs and medical examiners and funeral directors.

AMENDMENTS

2013—Pub. L. 112-260, title I, §103(b), Jan. 10, 2013, 126 Stat. 2420, added item 2414.

2012—Pub. L. 112-154, title VI, §§601(c)(2), 602(b), Aug. 6, 2012, 126 Stat. 1199, 1200, added items 2410A and 2413 and struck out former item 2413 “Prohibition on certain demonstrations at cemeteries under control of the National Cemetery Administration and at Arlington National Cemetery”.

2006—Pub. L. 109-228, §2(a)(2), May 29, 2006, 120 Stat. 388, added item 2413.

2004—Pub. L. 108-454, title VI, §602(b), Dec. 10, 2004, 118 Stat. 3624, added item 2412.

1998—Pub. L. 105-368, title IV, §403(c)(4), (d)(1), Nov. 11, 1998, 112 Stat. 3338, 3339, substituted “Administration; composition of Administration” for “System;