

118TH CONGRESS
1ST SESSION

H. R. 4109

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

JUNE 14, 2023

Mr. DAVIS of North Carolina (for himself, Mrs. KIGGANS of Virginia, Ms. JACKSON LEE, and Ms. FOXX) 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. SHORT TITLE.**

4 This Act may be cited as the “Honor and Remember
5 Flag Recognition Act”.

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

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

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

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

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

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

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

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

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

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

6 “(A) Armed Forces Day, the third Saturday in
7 May.

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

9 “(C) Flag Day, June 14.

10 “(D) Independence Day, July 4.

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

12 “(F) Veterans Day, November 11.

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

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

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

24 “(C) in the case of display at United States
25 Postal Service post offices (required by subsection

1 (c)(8)), the last business day before a day specified
2 in paragraph (2) that in any year is not itself a
3 business day.

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

7 “(1) The Capitol.

8 “(2) The White House.

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

12 “(4) Each national cemetery.

13 “(5) The buildings containing the official office
14 of—

15 “(A) the Secretary of State;

16 “(B) the Secretary of Defense;

17 “(C) the Secretary of Veterans Affairs;

18 and

19 “(D) the Director of the Selective Service
20 System.

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

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

1 “(8) Each United States Postal Service post of-
2 fice.

3 “(d) 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 “(e) 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 (c) of section 904 of title 36, United States Code,
19 as added by subsection (a), shall prescribe such regula-
20 tions as necessary to carry out such section.

21 (e) PROCUREMENT AND DISTRIBUTION OF FLAGS.—
22 Not later than 30 days after the date of the enactment
23 of this Act, the Administrator of General Services shall
24 commence the procurement of Honor and Remember
25 Flags and distribute them as necessary to permit compli-

1 ance with section 904 of title 36, United States Code, as
2 added by subsection (a).

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