

to 276 of Title 24] of this Act shall take effect September 1, 1973, or on such earlier date as the President may prescribe and publish in the Federal Register."

#### CONTINUATION OF AUTHORITY

Pub. L. 110-92, §162, as added by Pub. L. 110-149, §2, Dec. 21, 2007, 121 Stat. 1819, provided that: "Notwithstanding section 106 [121 Stat. 990], the authority provided by section 2306(d)(3) of title 38, United States Code, shall continue in effect through September 30, 2008."

#### § 2307. Death from service-connected disability

In any case in which a veteran dies as the result of a service-connected disability or disabilities, the Secretary, upon the request of the survivors of such veteran, shall pay the burial and funeral expenses incurred in connection with the death of the veteran in an amount not exceeding the greater of (1) \$2,000, or (2) the amount authorized to be paid under section 8134(a) of title 5 in the case of a Federal employee whose death occurs as the result of an injury sustained in the performance of duty. Funeral and burial benefits provided under this section shall be in lieu of any benefits authorized under sections 2302 and 2303(a)(1) and (b)(2) of this title.

(Added Pub. L. 93-43, §5(a)(2), June 18, 1973, 87 Stat. 80, §907; amended Pub. L. 95-479, title III, §303(c), Oct. 18, 1978, 92 Stat. 1565; Pub. L. 100-322, title III, §303, May 20, 1988, 102 Stat. 534; Pub. L. 101-237, title III, §313(b)(1), Dec. 18, 1989, 103 Stat. 2077; renumbered §2307 and amended Pub. L. 102-83, §5(a), (c)(1), Aug. 6, 1991, 105 Stat. 406; Pub. L. 107-103, title V, §501(a)(1), Dec. 27, 2001, 115 Stat. 994; Pub. L. 108-183, title V, §501(b), Dec. 16, 2003, 117 Stat. 2667.)

#### 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

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 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 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.

(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.)

#### AMENDMENTS

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

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.
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 at cemeteries under control of the National Cemetery Administration and at Arlington National Cemetery.

#### AMENDMENTS

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; composition of such system; appointment of director" in item 2400 and "Administration" for "System" in item 2411.