

112TH CONGRESS
1ST SESSION

S. 1822

To provide for the exhumation and transfer of remains of deceased members of the Armed Forces buried in Tripoli, Libya.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 8, 2011

Mr. HELLER (for himself, Mr. BOOZMAN, and Mr. BROWN of Massachusetts) introduced the following bill; which was read twice and referred to the Committee on Armed Services

A BILL

To provide for the exhumation and transfer of remains of deceased members of the Armed Forces buried in Tripoli, Libya.

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. EXHUMATION AND TRANSFER OF REMAINS OF**
4 **DECEASED MEMBERS OF THE ARMED**
5 **FORCES BURIED IN TRIPOLI, LIBYA.**

6 (a) IN GENERAL.—The Secretary of Defense shall
7 take whatever actions may be necessary to—

1 (1) exhume the remains of any deceased mem-
2 bers of the Armed Forces of the United States bur-
3 ied at a burial site described in subsection (b);

4 (2) transfer such remains to an appropriate
5 forensics laboratory to be identified;

6 (3) in the case of any remains that are identi-
7 fied, transport the remains to a veterans cemetery
8 located in proximity, as determined by the Secretary,
9 to the closest living family member of the deceased
10 individual or at another cemetery as determined by
11 the Secretary;

12 (4) for any member of the Armed Forces whose
13 remains are identified, provide a military funeral
14 and burial; and

15 (5) in the case of any remains that cannot be
16 identified, transport the remains to Arlington Na-
17 tional Cemetery for interment at the Tomb of the
18 Unknowns.

19 (b) BURIAL SITES DESCRIBED.—The burial sites de-
20 scribed in this subsection are the following:

21 (1) The mass burial site containing the remains
22 of five United States sailors located in Protestant
23 Cemetery in Tripoli, Libya.

1 (2) The mass burial site containing the remains
2 of eight United States sailors located near the walls
3 of the Tripoli Castle in Tripoli, Libya.

4 (c) REPORT.—Not later than 180 days after the ef-
5 fective date of this section, the Secretary shall submit to
6 Congress a report describing the status of the actions
7 under this section. The report shall include an estimate
8 of the date of the completion of the actions undertaken,
9 and to be undertaken, under this section.

10 (d) EFFECTIVE DATE.—This section takes effect on
11 the date on which Operation Unified Protector of the
12 North Atlantic Treaty Organization (NATO), or any suc-
13 cessor operation, terminates.

14 (e) AVAILABLE FUNDS.—The Secretary of Defense
15 shall carry out this section using amounts authorized to
16 be appropriated for the Department of Defense by Acts
17 enacted before the date of the enactment of this Act.

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