

Calendar No. 201

117TH CONGRESS
1ST SESSION

S. 535

[Report No. 117-51]

To authorize the location of a memorial on the National Mall to commemorate and honor the members of the Armed Forces that served on active duty in support of the Global War on Terrorism, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 2 (legislative day, MARCH 1), 2021

Ms. ERNST (for herself, Ms. HASSAN, Mr. BRAUN, Mr. CRAMER, Mrs. FEINSTEIN, Mr. RISCH, Mr. CRAPO, Mr. BOOZMAN, Mrs. SHAHEEN, Mrs. HYDE-SMITH, Mr. COTTON, Mr. TILLIS, Mr. WICKER, Mr. ROUNDS, Mr. KELLY, Mr. YOUNG, Mrs. GILLIBRAND, Mr. SANDERS, Ms. ROSEN, Mr. THUNE, Mr. LEE, Mr. MARSHALL, Mr. MORAN, Mr. Kaine, Mr. PETERS, Mr. RUBIO, Mr. HOEVEN, Ms. COLLINS, Mr. LANKFORD, Mr. INHOFE, Mr. COONS, Mr. BURR, Mr. CORNYN, Mr. ROMNEY, Mr. GRAHAM, Mr. BARRASSO, Ms. LUMMIS, Mr. DAINES, Mrs. CAPITO, Mr. SCOTT of Florida, Mr. GRASSLEY, Mr. TESTER, Mr. HAGERTY, Mr. KENNEDY, Mr. WARNOCK, Mr. TUBERVILLE, Ms. BALDWIN, Mr. REED, Mr. SULLIVAN, Mr. BLUMENTHAL, Mrs. BLACKBURN, Mr. SASSE, Mr. SCOTT of South Carolina, Mr. VAN HOLLEN, Mr. HAWLEY, Mr. OSSOFF, and Mr. CARPER) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

DECEMBER 16, 2021

Reported by Mr. MANCHIN, with an amendment

[Omit the part struck through and insert the part printed in *italie*]

A BILL

To authorize the location of a memorial on the National

Mall to commemorate and honor the members of the Armed Forces that served on active duty in support of the Global War on Terrorism, 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 “Global War on Ter-
 5 rorism Memorial Location Act”.

6 **SEC. 2. NATIONAL GLOBAL WAR ON TERRORISM MEMO-**
 7 **RIAL.**

8 (a) FINDINGS.—Congress finds that—

9 (1) approaching 2 decades after the September
 10 11, 2001, attacks against the United States, the
 11 United States continues the Global War on Ter-
 12 rorism, at great personal cost to—

13 (A) the men and women serving on active
 14 duty in the Armed Forces; and

15 (B) the individuals on whose support those
 16 men and women depend to fulfill their duties;

17 (2) civil servants from Federal departments and
 18 agencies, the intelligence community, local emer-
 19 gency responders, and other civilian support per-
 20 sonnel have made significant sacrifices in service in
 21 the Global War on Terrorism;

22 (3) honoring the losses endured by the individ-
 23 uals described in paragraphs (1) and (2); together

1 with their families, Congress in 2017 unanimously
2 passed, and the President signed, the Global War on
3 Terrorism War Memorial Act (Public Law 115–51;
4 40 U.S.C. 8903 note), which allowed the Global War
5 on Terrorism Memorial Foundation to establish on
6 Federal land in the District of Columbia a memorial
7 to the fallen of that conflict; and

8 (4) given the significance of the Global War on
9 Terrorism as the longest-running conflict in United
10 States history and the magnitude of the sacrifice in-
11 volved in operations in that conflict, it is appropriate
12 to locate the National Global War on Terrorism Me-
13 morial within the Reserve alongside existing memo-
14 rials to the major armed conflicts of the United
15 States.

16 (b) DEFINITIONS.—In this section:

17 (1) MEMORIAL.—The term “Memorial” means
18 the National Global War on Terrorism Memorial au-
19 thorized by subsection (c)(1).

20 (2) RESERVE.—The term “Reserve” has the
21 meaning given the term in section 8902(a) of title
22 40, United States Code.

23 (c) LOCATION OF MEMORIAL.—

24 (1) AUTHORIZATION.—Notwithstanding section
25 8908(e) of title 40, United States Code, the Global

1 War on Terrorism Memorial Foundation may estab-
 2 lish the National Global War on Terrorism Memorial
 3 within the Reserve.

4 (2) LOCATION.—The Memorial shall be located
 5 at 1 of the following sites, as identified in, and in
 6 accordance with, the document commonly known as
 7 the “Memorials and Museums Master Plan”:

8 (A) Potential Site 1—Constitution Gar-
 9 dens, Prime Candidate Site 10 in The Memo-
 10 rials and Museums Master Plan.

11 (B) Potential Site 2—JFK Hockey Fields,
 12 Prime Candidate Site 18 in The Memorials and
 13 Museums Master Plan.

14 (C) Potential Site 3—West Potomac Park,
 15 Candidate Site 70 in The Memorials and Muse-
 16 ums Master Plan.

17 (3) COMMEMORATIVE WORKS ACT.—Except as
 18 otherwise provided in paragraphs (1) and (2), chap-
 19 ter 89 of title 40, United States Code (commonly
 20 known as the “Commemorative Works Act”), shall
 21 apply to the Memorial.

22 **SEC. 2. NATIONAL GLOBAL WAR ON TERRORISM MEMORIAL.**

23 (a) SITE.—Notwithstanding section 8908(c) of title 40,
 24 United States Code, the National Global War on Terrorism
 25 Memorial authorized by section 2(a) of the Global War on

1 *Terrorism War Memorial Act (40 U.S.C. 8903 note; Public*
2 *Law 115–51; 131 Stat. 1003) (referred to in this section*
3 *as the “Memorial”) shall be located within the Reserve (as*
4 *defined in section 8902(a) of title 40, United States Code).*

5 **(b) APPLICABILITY OF COMMEMORATIVE WORKS**
6 *ACT.—Except as provided in subsection (a), chapter 89 of*
7 *title 40, United States Code (commonly known as the*
8 *“Commemorative Works Act”), shall apply to the Memorial.*

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