

INDEPENDENT AGENCIES

REPLY FROM THE AMERICAN BATTLE MONUMENTS COMMISSION

THE AMERICAN BATTLE MONUMENTS COMMISSION,
Washington, D.C., March 1, 1965.

HON. JOHN E. MOSS,
Chairman, Foreign Operations and Government Information Subcommittee, Committee on Government Operations, House of Representatives.

DEAR MR. CHAIRMAN: The American Battle Monuments Commission is pleased to make the following replies to the questions raised in your letter of February 12, 1965, regarding section 3 of the Administrative Procedure Act of 1946, in the order in which they are stated therein.

1. In general, the functions of the Commission to which 5 U.S.C. 1002 applies are:

(a) Administration and maintenance of all permanent American military cemeteries and memorials in foreign countries and of memorials erected by the Commission in New York, N.Y., and San Francisco, Calif.; also the national cemetery in Mexico City, Mexico.

(b) Preparation of plans and estimates for, and the erection of, suitable memorials to commemorate the services of the American Armed Forces since April 6, 1917.

(c) Control as to materials and design and provision of regulations for the erection of all memorial monuments and buildings commemorating the services of the American Armed Forces erected in any foreign country or political division thereof which may authorize the Commission to perform these functions.

(d) To cooperate with American citizens, States, municipalities, or associations desiring to erect war memorials outside the continental limits of the United States in such manner as may be determined by the Commission. There are no subdivisions of this agency to which section 3 does not apply.

2. Material listed in subparagraphs a, b, c, and d is published in the Federal Register at such infrequent intervals as changes in the Commission's functions may occur. It issues no rules addressed to and served upon named persons.

3. The Commission's functions generate no opinions or orders such as here contemplated.

4. Not applicable in view of 3 above.

5. Not applicable.

6. Upon request the Commission will make available to persons having a proper and direct concern such information as may be available in its records and files.

7. The Commission will not furnish to the public the names and addresses of the next of kin of the dead interred in the cemeteries or commemorated on the walls of the memorials under its jurisdiction.

8. None.

9. None.

10. None.

11. "Official record" is defined by the Commission as any paper or document pertaining to its business.

12. Two copies of material issued by the Commission to implement 5 U.S.C. 1002 are enclosed.

Sincerely,

JACOB L. DEVERS,
Chairman, General, USA (Retired).