

HR 4032

Veterans Fiduciary Act of 2004

Congress: 108 (2003–2005, Ended)

Chamber: House

Policy Area: Armed Forces and National Security

Introduced: Mar 25, 2004

Current Status: Sponsor introductory remarks on measure. (CR H9770)

Latest Action: Sponsor introductory remarks on measure. (CR H9770) (Nov 17, 2004)

Official Text: <https://www.congress.gov/bill/108th-congress/house-bill/4032>

Sponsor

Name: Rep. Davis, Susan A. [D-CA-53]

Party: Democratic • **State:** CA • **Chamber:** House

Cosponsors (28 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Bishop, Sanford D., Jr. [D-GA-2]	D · GA		Mar 25, 2004
Rep. Brady, Robert A. [D-PA-1]	D · PA		Mar 25, 2004
Rep. Brown, Corrine [D-FL-3]	D · FL		Mar 25, 2004
Rep. Chandler, Ben [D-KY-6]	D · KY		Mar 25, 2004
Rep. Evans, Lane [D-IL-17]	D · IL		Mar 25, 2004
Rep. Filner, Bob [D-CA-51]	D · CA		Mar 25, 2004
Rep. Frank, Barney [D-MA-4]	D · MA		Mar 25, 2004
Rep. Grijalva, Raúl M. [D-AZ-7]	D · AZ		Mar 25, 2004
Rep. Holden, Tim [D-PA-17]	D · PA		Mar 25, 2004
Rep. Hooley, Darlene [D-OR-5]	D · OR		Mar 25, 2004
Rep. Michaud, Michael H. [D-ME-2]	D · ME		Mar 25, 2004
Rep. Napolitano, Grace F. [D-CA-38]	D · CA		Mar 25, 2004
Rep. Rodriguez, Ciro D. [D-TX-28]	D · TX		Mar 25, 2004
Rep. Strickland, Ted [D-OH-6]	D · OH		Mar 25, 2004
Rep. Berkley, Shelley [D-NV-1]	D · NV		Mar 30, 2004
Del. Christensen, Donna M. [D-VI-At Large]	D · VI		Apr 2, 2004
Rep. Jackson-Lee, Sheila [D-TX-18]	D · TX		Apr 2, 2004
Rep. Lofgren, Zoe [D-CA-16]	D · CA		Apr 2, 2004
Resident Commissioner Acevedo-Vila, Anibal [D-PR-At Large]	D · PR		Apr 2, 2004
Rep. Snyder, Vic [D-AR-2]	D · AR		Apr 20, 2004
Rep. Waters, Maxine [D-CA-35]	D · CA		Apr 20, 2004
Rep. Peterson, Collin C. [D-MN-7]	D · MN		May 19, 2004
Rep. Gutierrez, Luis V. [D-IL-4]	D · IL		Jun 15, 2004
Rep. Udall, Tom [D-NM-3]	D · NM		Jun 15, 2004
Rep. Frost, Martin [D-TX-24]	D · TX		Jun 25, 2004
Rep. Rangel, Charles B. [D-NY-15]	D · NY		Jun 25, 2004
Rep. Lowey, Nita M. [D-NY-18]	D · NY		Jul 15, 2004
Rep. Waxman, Henry A. [D-CA-30]	D · CA		Sep 21, 2004

Committee Activity

Committee	Chamber	Activity	Date
Veterans' Affairs Committee	House	Hearings By (subcommittee)	Jun 16, 2004

Subjects & Policy Tags

Policy Area:

Armed Forces and National Security

Related Bills

Bill	Relationship	Last Action
108 HR 4658	Procedurally related	Oct 7, 2004: Received in the Senate.

Veterans Fiduciary Act of 2004 - Defines "fiduciary," for purposes of Federal veterans' benefits provisions, as a guardian or any other person having been appointed or legally vested with the responsibility or care of a veterans' benefit claimant or beneficiary, or of money paid for the use and benefit of a minor, incompetent, or other beneficiary.

Requires any certification of a person as a fiduciary for such purposes to be made on the basis of: (1) an investigation of their fitness to so serve; (2) adequate evidence that such certification is in the best interest of such beneficiary; and (3) the furnishing of any required bond. Requires the investigation to include whether the person has been convicted of any offense which resulted in imprisonment for more than one year.

Prohibits a fiduciary from collecting a fee from a beneficiary for any month with respect to which the Secretary of Veterans Affairs or a court finds that the fiduciary misused all or part of the individual's benefit. Provides liability for fiduciaries for misused benefits. Requires the Secretary to pay a beneficiary any amounts or benefits misused by a fiduciary when the negligent failure of the Secretary to investigate or monitor a fiduciary results in such misuse.

Provides additional protections for beneficiaries with fiduciaries, including: (1) periodic onsite reviews of institutional fiduciaries such as certified community-based nonprofit social service agencies; (2) requiring a fiduciary to file a report or accounting; (3) civil monetary penalties; and (4) authority for judicial orders of restitution.

Actions Timeline

- **Nov 17, 2004:** Sponsor introductory remarks on measure. (CR H9770)
- **Jul 21, 2004:** -Similar provision incorporated. See H.R. 4658, Title III, Sections 301-307.
- **Jun 16, 2004:** Subcommittee Hearings Held.
- **Apr 13, 2004:** Referred to the Subcommittee on Benefits.
- **Mar 26, 2004:** Sponsor introductory remarks on measure. (CR E457-458)
- **Mar 25, 2004:** Introduced in House
- **Mar 25, 2004:** Introduced in House
- **Mar 25, 2004:** Referred to the House Committee on Veterans' Affairs.