

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 4087
OFFERED BY MS. BROWNLEY OF CALIFORNIA**

Add at the end the following new section:

1 **SEC. 3. REPAYMENT OF MISUSED BENEFITS.**

2 (a) IN GENERAL.—Section 6107(b) of title 38,
3 United States Code, is amended—

4 (1) in paragraph (1), by striking “In any case
5 in which a fiduciary described in paragraph (2)” and
6 inserting “In any case not covered by subsection (a)
7 in which a fiduciary”;

8 (2) by striking paragraph (2); and

9 (3) by redesignating paragraph (3) as para-
10 graph (2).

11 (b) APPLICATION.—The amendments made by sub-
12 section (a) shall apply with respect to the misuse of bene-
13 fits by a fiduciary occurring on or after the date of the
14 enactment of this Act.

