

# Calendar No. 824

106TH CONGRESS  
2D SESSION

# S. 785

For the relief of Frances Schochenmaier.

## IN THE SENATE OF THE UNITED STATES

APRIL 13, 1999

Mr. JOHNSON (for himself and Mr. DASCHLE) introduced the following bill;  
which was read twice and referred to the Committee on Armed Services

MAY 12, 1999

Committee discharged; referred to the Committee on the Judiciary

SEPTEMBER 21, 2000

Reported by Mr. HATCH, with an amendment and an amendment to the title  
[Strike out all after the enacting clause and insert the part printed in italic]

## A BILL

For the relief of Frances Schochenmaier.

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. RELIEF OF FRANCES SCHOCHENMAIER.**

4 (a) ~~RELIEF.~~—The Secretary of the Treasury shall  
5 pay, out of any moneys in the Treasury not otherwise ap-  
6 propriated, to Frances Schochenmaier of Bonesteel, South  
7 Dakota, the sum of \$60,567.58 in compensation for the

1 erroneous underpayment to Herman Schochenmaier, hus-  
2 band of Frances Schochenmaier, during the period from  
3 September 1945 to March 1995, of compensation and  
4 other benefits relating to a service-connected disability in-  
5 curred by Herman Schochenmaier during military service  
6 in World War II.

7 (b) LIMITATION ON FEES.—(1) Not more than a  
8 total of 10 percent of the payment required by subsection  
9 (a) may be paid to or received by agents or attorneys for  
10 services rendered in connection with obtaining such pay-  
11 ment, any contract to the contrary notwithstanding.

12 (2) Any person who violates this subsection shall be  
13 fined not more than \$1,000.

14 **SECTION 1. RELIEF OF FRANCES SCHOCHENMAIER.**

15 *The Secretary of the Treasury shall pay, out of any*  
16 *moneys in the Treasury not otherwise appropriated, to*  
17 *Frances Schochenmaier of Bonesteel, South Dakota, the sum*  
18 *of \$60,567.58 in compensation for the erroneous under-*  
19 *payment to Herman Schochenmaier, husband of Frances*  
20 *Schochenmaier, during the period from September 1945 to*  
21 *March 1995, of compensation and other benefits relating to*  
22 *a service-connected disability incurred by Herman*  
23 *Schochenmaier during military service in World War II.*

1 **SEC. 2. RELIEF OF MARY HUDSON.**

2 *Notwithstanding section 5121(a) of title 38, United*  
3 *States Code, or any other provision of law, the Secretary*  
4 *of Veterans Affairs shall not recover from the estate of Wal-*  
5 *lace Hudson, formerly of Russellville, Alabama, or from*  
6 *Mary Hudson, the surviving spouse of Wallace Hudson, the*  
7 *sum of \$97,253 paid to Wallace Hudson for compensation*  
8 *and other benefits relating to a service-connected disability*  
9 *incurred by Wallace Hudson during active military service*  
10 *in World War II, which payment was mailed by the Sec-*  
11 *retary to Wallace Hudson in January 2000 but was deliv-*  
12 *ered after Wallace Hudson's death.*

13 **SEC. 3. LIMITATION ON FEES.**

14 *(a) IN GENERAL.—Not more than a total of 10 percent*  
15 *of the payment required by section 1 or retained under sec-*  
16 *tion 2 may be paid to or received by agents or attorneys*  
17 *for services rendered in connection with obtaining or retain-*  
18 *ing such payment, as the case may be, any contract to the*  
19 *contrary notwithstanding.*

20 *(b) VIOLATION.—Any person who violates subsection*  
21 *(a) shall be fined not more than \$1,000.*

Amend the title so as to read: “A Bill for the relief of Francis Schochenmaier and Mary Hudson.”.

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**A BILL**

For the relief of Frances Schochenmaier.

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Reported with an amendment and an amendment to the  
title