

[CHAPTER 509.]

AN ACT

To amend the Interstate Commerce Act, as amended.

August 12, 1935.

[S. 1633.]

[Public, No. 261.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph (1) of section 3 of the Interstate Commerce Act, as amended, is hereby amended to read as follows:

Interstate Commerce Act, amendment. Vol. 24, p. 380; U. S. C., p. 2215.

“(1) It shall be unlawful for any common carrier subject to the provisions of this Act to make, give, or cause any undue or unreasonable preference or advantage to any particular person, company, firm, corporation, association, locality, port, port district, gateway, transit point, or any particular description of traffic, in any respect whatsoever or to subject any particular person, company, firm, corporation, association, locality, port, port district, gateway, transit point, or any particular description of traffic to any undue or unreasonable prejudice or disadvantage in any respect whatsoever.”

Undue preference or prejudice prohibited.

Ports, port districts, etc.

Approved, August 12, 1935.

[CHAPTER 510.]

AN ACT

To safeguard the estates of veterans derived from payments of pension, compensation, emergency officers' retirement pay and insurance, and for other purposes.

August 12, 1935.

[H. R. 3979.]

[Public, No. 262.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 21 of the World War Veterans' Act, 1924, as amended (U. S. C., Supp. VII, title 38, sec. 450), is hereby amended to read as follows:

World War Veterans' Act, 1924, amendment. Vol. 44, p. 791; U. S. C., p. 1664.

“SEC. 21. (1) Where any payment of compensation, adjusted compensation, pension, emergency officers' retirement pay, or insurance under any Act administered by the Veterans' Administration is to be made to a minor, other than a person in the military or naval forces of the United States, or to a person mentally incompetent, or under other legal disability adjudged by a court of competent jurisdiction, such payment may be made to the person who is constituted guardian, curator, or conservator by the laws of the State of residence of claimant, or is otherwise legally vested with the care of the claimant or his estate: *Provided*, That where in the opinion of the Administrator any guardian, curator, conservator, or other person is acting as fiduciary in such a number of cases as to make it impracticable to conserve properly the estates or to supervise the persons of the wards, the Administrator is hereby authorized to refuse to make future payments in such cases as he may deem proper: *Provided further*, That prior to receipt of notice by the Veterans' Administration that any such person is under such other legal disability adjudged by some court of competent jurisdiction, payment may be made to such person direct: *Provided further*, That where no guardian, curator, or conservator of the person under a legal disability has been appointed under the laws of the State of residence of the claimant, the Administrator shall determine the person who is otherwise legally vested with the care of the claimant or his estate.

Payments to persons under legal disability. *Post*, p. 1101.

Provisos. Authority to refuse to make payments.

Direct payments to claimant.

Determination of person legally vested with care of claimant.

“(2) Whenever it appears that any guardian, curator, conservator, or other person, in the opinion of the Administrator, is not properly executing or has not properly executed the duties of his trust or has collected or paid, or is attempting to collect or pay, fees, commissions, or allowances that are inequitable or in excess of those allowed

Misappropriation of funds by fiduciary. Vol. 45, p. 964.