

113TH CONGRESS  
2D SESSION

# S. 2089

To amend title XVI of the Social Security Act to update eligibility for the supplemental security income program, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

MARCH 6, 2014

Mr. BROWN (for himself and Ms. WARREN) introduced the following bill;  
which was read twice and referred to the Committee on Finance

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## A BILL

To amend title XVI of the Social Security Act to update eligibility for the supplemental security income program, and for other purposes.

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. SHORT TITLE.**

4 This Act may be cited as the “Supplemental Security  
5 Income Restoration Act of 2014”.

6 **SEC. 2. UPDATE IN ELIGIBILITY FOR THE SUPPLEMENTAL**  
7 **SECURITY INCOME PROGRAM.**

8 (a) UPDATE IN GENERAL INCOME EXCLUSION.—  
9 Section 1612(b)(2)(A) of the Social Security Act (42  
10 U.S.C. 1382a(b)(2)(A)) is amended by striking “\$240”

1 and inserting “\$1,320 (increased as described in section  
2 1617(d) for each calendar year after 2015)”.

3 (b) UPDATE IN EARNED INCOME EXCLUSION.—Sec-  
4 tion 1612(b)(4) of such Act (42 U.S.C. 1382a(b)(4)) is  
5 amended by striking “\$780” each place it appears and  
6 inserting “\$4,284 (increased as described in section  
7 1617(d) for each calendar year after 2015)”.

8 (c) UPDATE IN RESOURCE LIMIT FOR INDIVIDUALS  
9 AND COUPLES.—Section 1611(a)(3) of such Act (42  
10 U.S.C. 1382(a)(3)) is amended—

11 (1) in subparagraph (A), by striking “\$2,250”  
12 and all that follows through the end of the subpara-  
13 graph and inserting “\$15,000 in calendar year  
14 2015, and shall be increased as described in section  
15 1617(d) for each subsequent calendar year.”; and

16 (2) in subparagraph (B), by striking “\$1,500”  
17 and all that follows through the end of the subpara-  
18 graph and inserting “\$10,000 in calendar year  
19 2015, and shall be increased as described in section  
20 1617(d) for each subsequent calendar year.”.

21 (d) INFLATION ADJUSTMENT.—Section 1617 of such  
22 Act (42 U.S.C. 1382f) is amended—

23 (1) in the section heading, by inserting “; IN-  
24 FLATION ADJUSTMENT” after “BENEFITS”; and

25 (2) by adding at the end the following:

1 “(d) In the case of any calendar year after 2015, each  
 2 of the amounts specified in sections 1611(a)(3),  
 3 1612(b)(2)(A), and 1612(b)(4) shall be increased by mul-  
 4 tiplying each such amount by the quotient (not less than  
 5 1) obtained by dividing—

6 “(1) the average of the Consumer Price Index  
 7 for Urban Wage Earners and Clerical Workers  
 8 (CPI–W, as published by the Bureau of Labor Sta-  
 9 tistics of the Department of Labor) for the 12-  
 10 month period ending with September of the pre-  
 11 ceding calendar year, by

12 “(2) such average for the 12-month period end-  
 13 ing with September 2014.”.

14 **SEC. 3. SUPPORT AND MAINTENANCE FURNISHED IN KIND**  
 15 **NOT INCLUDED AS INCOME.**

16 (a) IN GENERAL.—Section 1612(a)(2) of such Act  
 17 (42 U.S.C. 1382a(a)(2)) is amended—

18 (1) in the matter preceding subparagraph (A),  
 19 by inserting “(other than support or maintenance  
 20 furnished in kind)” after “all other income”; and

21 (2) in subparagraph (A)—

22 (A) by striking “or kind”;

23 (B) by striking clause (i) and redesign-  
 24 nating clauses (ii) and (iii) as clauses (i) and  
 25 (ii), respectively; and

1 (C) in clause (ii) (as so redesignated), by  
2 striking “and the provisions of clause (i) shall  
3 not be applicable”.

4 (b) CONFORMING AMENDMENTS.—

5 (1) Section 1611(c) of such Act (42 U.S.C.  
6 1382(c)) is amended by striking paragraph (6) and  
7 redesignating paragraphs (7) through (10) as para-  
8 graphs (6) through (9), respectively.

9 (2) Section 1612(a)(2) of such Act (42 U.S.C.  
10 1382a(a)(2)) is amended—

11 (A) in subparagraph (F), by inserting  
12 “and” at the end;

13 (B) in subparagraph (G), by striking “;  
14 and” and inserting a period;

15 (C) by moving subparagraph (G) 2 ems to  
16 the right; and

17 (D) by striking subparagraph (H).

18 (3) Section 1621(c) of such Act (42 U.S.C.  
19 1382j(c)) is amended to read as follows:

20 “(c) In determining the amount of income of an alien  
21 during the period of 5 years after such alien’s entry into  
22 the United States, support or maintenance furnished in  
23 cash to the alien by such alien’s sponsor (to the extent  
24 that it reflects income or resources which were taken into  
25 account in determining the amount of income and re-

1 sources to be deemed to the alien under subsection (a)  
 2 or (b) of this section) shall not be considered to be income  
 3 of such alien under section 1612(a)(2)(A).”.

4 **SEC. 4. REPEAL OF PENALTY FOR DISPOSAL OF RE-**  
 5 **SOURCES FOR LESS THAN FAIR MARKET**  
 6 **VALUE.**

7 Section 1613(c) of such Act (42 U.S.C. 1382b(c)) is  
 8 amended to read as follows:

9 “(c) NOTIFICATION OF MEDICAID POLICY RESTRICT-  
 10 ING ELIGIBILITY OF INSTITUTIONALIZED INDIVIDUALS  
 11 FOR BENEFITS BASED ON DISPOSAL OF RESOURCES FOR  
 12 LESS THAN FAIR MARKET VALUE.—(1) At the time an  
 13 individual (and the individual’s eligible spouse, if any) ap-  
 14 plies for benefits under this title, and at the time the eligi-  
 15 bility of an individual (and such spouse, if any) for such  
 16 benefits is redetermined, the Commissioner of Social Secu-  
 17 rity shall—

18 “(A) inform such individual of the provisions of  
 19 section 1917(c) providing for a period of ineligibility  
 20 for benefits under title XIX for individuals who  
 21 make certain dispositions of resources for less than  
 22 fair market value, and inform such individual that  
 23 information obtained pursuant to subparagraph (B)  
 24 will be made available to the State agency admin-

1       istering a State plan under title XIX (as provided in  
2       paragraph (2)); and

3               “(B) obtain from such individual information  
4       which may be used by the State agency in deter-  
5       mining whether or not a period of ineligibility for  
6       such benefits would be required by reason of section  
7       1917(e).

8               “(2) The Commissioner of Social Security shall make  
9       the information obtained under paragraph (1)(B) avail-  
10      able, on request, to any State agency administering a  
11      State plan approved under title XIX.”.

12   **SEC. 5. EFFECTIVE DATE.**

13              The amendments made by this Act shall take effect  
14      on January 1, 2015.

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