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# Public Law 118–273
# 118th Congress

## An Act

Jan. 5, 2025
[H.R. 82]

To amend title II of the Social Security Act to repeal the Government pension offset and windfall elimination provisions.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

Social Security Fairness Act of 2023.
42 USC 1305 note.

**SECTION 1. SHORT TITLE.**

This Act may be cited as the "Social Security Fairness Act of 2023".

**SEC. 2. REPEAL OF GOVERNMENT PENSION OFFSET PROVISION.**

(a) IN GENERAL.—Section 202(k) of the Social Security Act (42 U.S.C. 402(k)) is amended by striking paragraph (5).

(b) CONFORMING AMENDMENTS.—

(1) Section 202(b)(2) of the Social Security Act (42 U.S.C. 402(b)(2)) is amended by striking "subsections (k)(5) and (q)" and inserting "subsection (q)".

(2) Section 202(c)(2) of such Act (42 U.S.C. 402(c)(2)) is amended by striking "subsections (k)(5) and (q)" and inserting "subsection (q)".

(3) Section 202(e)(2)(A) of such Act (42 U.S.C. 402(e)(2)(A)) is amended by striking "subsection (k)(5), subsection (q)," and inserting "subsection (q)".

(4) Section 202(f)(2)(A) of such Act (42 U.S.C. 402(f)(2)(A)) is amended by striking "subsection (k)(5), subsection (q)" and inserting "subsection (q)".

**SEC. 3. REPEAL OF WINDFALL ELIMINATION PROVISIONS.**

(a) IN GENERAL.—Section 215 of the Social Security Act (42 U.S.C. 415) is amended—

(1) in subsection (a), by striking paragraph (7);

(2) in subsection (d), by striking paragraph (3); and

(3) in subsection (f), by striking paragraph (9).

(b) CONFORMING AMENDMENTS.—Subsections (e)(2) and (f)(2) of section 202 of such Act (42 U.S.C. 402) are each amended by striking "section 215(f)(5), 215(f)(6), or 215(f)(9)(B)" in subparagraphs (C) and (D)(i) and inserting "paragraph (5) or (6) of section 215(f)".

42 USC 402 note.

**SEC. 4. EFFECTIVE DATE.**

Applicability.

Adjustment.

The amendments made by this Act shall apply with respect to monthly insurance benefits payable under title II of the Social Security Act for months after December 2023. Notwithstanding section 215(f) of the Social Security Act, the Commissioner of Social Security shall adjust primary insurance amounts to the extent

necessary to take into account the amendments made by section 3.

Approved January 5, 2025.

LEGISLATIVE HISTORY—H.R. 82:

CONGRESSIONAL RECORD, Vol. 170 (2024):
Nov. 12, considered and passed House.
Dec. 20, considered and passed Senate.
DAILY COMPILATION OF PRESIDENTIAL DOCUMENTS (2025):
Jan. 5, Presidential remarks.