

106TH CONGRESS
2D SESSION

H. R. 3666

To amend titles II and XVI of the Social Security Act to provide that where a failure by the Commissioner of Social Security to investigate or monitor a representative payee results in misuse of benefits by the representative payee, the Commissioner shall make payment of the misused benefits to the beneficiary or alternate representative payee.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 15, 2000

Mr. WISE introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To amend titles II and XVI of the Social Security Act to provide that where a failure by the Commissioner of Social Security to investigate or monitor a representative payee results in misuse of benefits by the representative payee, the Commissioner shall make payment of the misused benefits to the beneficiary or alternate representative payee.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Social Security Benefit
3 Restoration Act of 2000”.

4 **SEC. 2. REMOVAL OF REQUIREMENT OF NEGLIGENCE OF**
5 **COMMISSIONER FOR RECOVERY OF MISUSED**
6 **BENEFITS.**

7 (a) AMENDMENT TO TITLE II.—Section 205(j)(5) of
8 the Social Security Act (42 U.S.C. 405(j)(5)) is amended
9 by striking “negligent”.

10 (b) AMENDMENT TO TITLE XVI.—Section
11 1631(a)(2)(E) of such Act (42 U.S.C. 1383(a)(2)(E)) is
12 amended by striking “negligent”.

13 **SEC. 3. EFFECTIVE DATE.**

14 The amendments made by this Act shall apply with
15 respect to failures to investigate or monitor occurring be-
16 fore, on, or after the date of the enactment of this Act.

○