

108TH CONGRESS
1ST SESSION

H. R. 2401

To amend the Social Security Act to eliminate the five-month waiting period in the disability insurance program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 10, 2003

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

A BILL

To amend the Social Security Act to eliminate the five-month waiting period in the disability insurance 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 “Social Security Act
5 Improvements for the Terminally Ill Act” .

6 **SEC. 2. ELIMINATION OF TITLE II WAITING PERIOD FOR**
7 **TERMINALLY ILL INDIVIDUALS.**

8 Section 223(a) of the Social Security Act is amend-
9 ed—

1 (1) in paragraph (1), by inserting “he meets
2 the requirements of paragraph (3), or” after “but
3 only if”; and

4 (2) by adding at the end the following new
5 paragraph:

6 “(3)(A) For purposes of paragraph (1), an individual
7 meets the requirements of this paragraph if—

8 “(i) the impairment underlying a finding
9 that the individual is under a disability results
10 in his death prior to the end of the applicable
11 period described in subparagraph (B), or

12 “(ii)(I) in the case where such finding is
13 made before the end of the applicable period,
14 the Commissioner determines that, at the time
15 such finding is made, such impairment is ex-
16 pected to result in the individual’s death prior
17 to the end of such period, or

18 “(II) in the case where such finding is
19 made after the end of the applicable period, the
20 Commissioner determines that, at any time dur-
21 ing such period, such impairment was expected
22 to result in the individual’s death prior to the
23 end of such period.

24 “(B) For the purposes of subparagraph (A), the ‘ap-
25 plicable period’ is the period of the first six consecutive

1 calendar months throughout which such individual is
2 under a disability by reason of such impairment which be-
3 gins not earlier than the first day of the period described
4 in subsection (c)(2)(B).”.

5 **SEC. 3. EFFECTIVE DATE.**

6 The amendments made by this Act shall take effect
7 with respect to applications filed after the date of the en-
8 actment of this Act.

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