

109TH CONGRESS
1ST SESSION

H. R. 536

To eliminate the unfair and disadvantageous treatment of cash military compensation other than basic pay under the supplemental security income benefits program.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 2, 2005

Mrs. DAVIS of California introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To eliminate the unfair and disadvantageous treatment of cash military compensation other than basic pay under the supplemental security income benefits program.

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 “Military Families Fi-
5 nancial Security Act”.

6 **SEC. 2. TREATMENT OF UNIFORMED SERVICE COMPENSA-**
7 **TION.**

8 (a) TREATMENT OF UNIFORMED SERVICE CASH RE-
9 MUNERATION AS EARNED INCOME.—

1 (1) IN GENERAL.—Section 1612(a)(1)(A) of the
2 Social Security Act (42 U.S.C. 1382a(a)(1)(A)) is
3 amended by inserting “(and, in the case of cash re-
4 muneration paid for service as a member of a uni-
5 formed service (other than payments described in
6 paragraph (2)(H)), without regard to the limitations
7 contained in section 209(d))” before the semicolon.

8 (2) CERTAIN HOUSING PAYMENTS TREATED AS
9 IN-KIND SUPPORT AND MAINTENANCE.—Section
10 1612(a)(2) of such Act (42 U.S.C. 1382a(a)(2)) is
11 amended—

12 (A) by striking “and” at the end of sub-
13 paragraph (F);

14 (B) by striking the period at the end of
15 subparagraph (G) and inserting “; and”; and

16 (C) by adding at the end the following:

17 “(H) payments to or on behalf of a mem-
18 ber of a uniformed service for housing of the
19 member (and his or her dependents, if any) on
20 a facility of a uniformed service, including pay-
21 ments provided under section 403 of title 37,
22 United States Code, for housing that is ac-
23 quired or constructed under subchapter IV of
24 chapter 169 of title 10 of such Code, or any re-
25 lated provision of law, and any such payments

1 shall be treated as support and maintenance in
2 kind subject to subparagraph (A) of this para-
3 graph.”.

4 (b) **EFFECTIVE DATE.**—The amendments made by
5 this section shall be effective with respect to benefits pay-
6 able for months beginning at least 90 days after the date
7 of the enactment of this Act.

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