

111TH CONGRESS  
1ST SESSION

# H. R. 2764

For the relief of Lilly M. Ledbetter.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 8, 2009

Ms. WOOLSEY introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

For the relief of Lilly M. Ledbetter.

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. PAYMENT OF BACK PAY.**

4       The Secretary of the Treasury shall pay, out of any  
5       money in the Treasury not otherwise appropriated, the  
6       sum of \$60,000.00 to Lilly M. Ledbetter of Jacksonville,  
7       Alabama, for compensation for back pay not received as  
8       an employee of Goodyear Tire and Rubber Company, Inc.  
9       The sum represents the amount she was awarded by the  
10      United States district court in Ledbetter v. Goodyear Tire

1 & Rubber Co., Civil Action No. 99–C–3137–E (N.D. Ala.  
2 Sept. 24, 2003) for back pay, but denied by the Supreme  
3 Court, in accordance with title VII of the Civil Rights Act  
4 of 1964.

5 **SEC. 2. SOCIAL SECURITY BENEFITS.**

6 (a) ENTITLEMENT TO BENEFITS.—For purposes of  
7 determining the entitlement to, and the amount of, old-  
8 age insurance benefits under title II of the Social Security  
9 Act based on the wages and self-employment income of  
10 Lilly M. Ledbetter of Jacksonville, Alabama, the Commis-  
11 sioner of Social Security shall increase the amount cred-  
12 ited to her as remuneration paid to her in connection with  
13 service performed for Goodyear Tire and Rubber Company  
14 for each pay period beginning on or after November 1,  
15 1985, and ending on or before October 31, 1998, by the  
16 amount of pay which was alleged in her complaint in the  
17 case cited in section 1 to be paid which was illegally denied  
18 her in connection with such service for such pay period  
19 (totaling \$223,776 as the amount for all such pay peri-  
20 ods).

21 (b) PRIMARY INSURANCE AMOUNT.—Notwith-  
22 standing section 215(f)(1) of the Social Security Act, the  
23 Commissioner of Social Security shall recompute the pri-  
24 mary insurance amount of Lilly M. Ledbetter so as to take  
25 into account the provisions of this section solely for pur-

1 poses of determining her old-age insurance benefits pursu-  
2 ant to subsection (a).

3 (c) EFFECTIVE DATE AND PAYMENT FOR PRIOR  
4 MONTHS.—The provisions of this section shall apply with  
5 respect to benefits for months beginning before, on, or  
6 after the date of the enactment of this Act. Benefit  
7 amounts payable solely by reason of the provisions of this  
8 Act for months preceding the date of the enactment of  
9 this Act shall be paid in a lump sum.

10 (d) RESTORATION OF TRUST FUND BALANCE.—  
11 There are appropriated for fiscal years ending after the  
12 date of the enactment of this Act, from amounts otherwise  
13 available in the general fund of the Treasury, to the Fed-  
14 eral Old-Age and Survivors Insurance Trust Fund such  
15 sums as the Commissioner of Social Security deems nec-  
16 essary from time to time for each fiscal year, on account  
17 of—

18 (1) amounts payable under title II of the Social  
19 Security Act solely by reason of the preceding provi-  
20 sions of this section,

21 (2) the additional administrative expenses re-  
22 sulting therefrom, and

23 (3) any loss in interest to such Trust Fund re-  
24 sulting from the payment of such amounts,

1 in order to place such Trust Fund in the same position  
2 at the end of such fiscal year as the position in which it  
3 would have been if the preceding provisions of this section  
4 had not been enacted. Such amounts shall be certified by  
5 the Commissioner to the Secretary of the Treasury from  
6 time to time as necessary to carry out the provisions of  
7 subsection.

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