

113TH CONGRESS
2D SESSION

H. R. 5715

To adjust the age limitations under the Social Security program for payment of child's insurance benefits to certain disabled individuals and for calculation of recent work for determining eligibility for Social Security disability insurance benefits.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 14, 2014

Ms. SCHWARTZ (for herself and Mr. THOMPSON of California) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, 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

A BILL

To adjust the age limitations under the Social Security program for payment of child's insurance benefits to certain disabled individuals and for calculation of recent work for determining eligibility for Social Security disability insurance benefits.

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 “Child’s Insurance Ben-
5 efits Improvement Act of 2014”.

1 **SEC. 2. ADJUSTMENT OF AGE LIMIT FOR RECEIPT OF**
2 **CHILD’S BENEFIT BY A DISABLED INDI-**
3 **VIDUAL.**

4 (a) ENTITLEMENT AND RE-ENTITLEMENT FOR
5 CHILD’S BENEFIT.—Section 202(d) of the Social Security
6 Act (42 U.S.C. 402(d)) is amended—

7 (1) in subparagraphs (B) and (G) of paragraph
8 (1), by striking “age of 22” each place it appears
9 and inserting “age of 26”; and

10 (2) in paragraph (6)(A), by striking “age of
11 22” and inserting “age of 26”.

12 (b) EXEMPTION FROM SUSPENSION OF BENEFITS.—
13 Section 225(a) of the Social Security Act (42 U.S.C.
14 425(a)) is amended by striking “age of 22” and inserting
15 “age of 26”.

16 (c) MEDICAID ELIGIBILITY.—Subsection (c) of sec-
17 tion 1634 of the Social Security Act (42 U.S.C. 1383c)
18 is amended by striking “age of 22” and inserting “age
19 of 26”.

20 **SEC. 3. ADJUSTMENT OF AGE LIMITS FOR CALCULATION**
21 **OF RECENT WORK FOR DISABILITY DETER-**
22 **MINATIONS.**

23 (a) IN GENERAL.—Subparagraph (B) of section
24 216(i)(3) of the Social Security Act (42 U.S.C. 416(i)(3))
25 is amended—

26 (1) by striking “or” at the end of clause (ii);

1 (2) by redesignating clause (iii) as clause (iv);

2 (3) by inserting after clause (ii) the following

3 new clause:

4 “(iii) if such quarter ends before he attains (or
5 would attain) age 35, not less than one-half (and not
6 less than 6) of the quarters during the period ending
7 with such quarter and beginning after he attained
8 the age of 25 were quarters of coverage, or (if the
9 number of quarters in such period is less than 12)
10 not less than 6 of the quarters in the 12-quarter pe-
11 riod ending with such quarter were quarters of cov-
12 erage,”;

13 (4) in clause (iv), as so redesignated—

14 (A) by inserting “or (iii)” after “clause
15 (ii)”; and

16 (B) by striking the semicolon at the end
17 and inserting “, or”; and

18 (5) by adding after clause (iv), as so redesign-
19 ated, the following new clause:

20 “(v) in the case of an individual (not otherwise
21 insured under clause (i)) who, by reason of clause
22 (ii) or (iii), had a prior period of disability that
23 began during a period before the quarter in which
24 he or she attained age 35, not less than one-half of
25 the quarters beginning after such individual attained

1 age 25 and ending with such quarter are quarters of
2 coverage, or (if the number of quarters in such pe-
3 riod is less than 12) not less than 6 of the quarters
4 in the 12-quarter period ending with such quarter
5 are quarters of coverage;”.

6 (b) CONFORMING AMENDMENT.—Subparagraph (B)
7 of section 223(c)(1) of the Social Security Act (42 U.S.C.
8 423(c)(1)) is amended—

- 9 (1) by striking “or” at the end of clause (ii);
10 (2) by redesignating clause (iii) as clause (iv);
11 (3) by inserting after clause (ii) the following
12 new clause:

13 “(iii) if such month ends before the quarter in
14 which he attains (or would attain) age 35, not less
15 than one-half (and not less than 6) of the quarters
16 during the period ending with the quarter in which
17 such month occurred and beginning after he at-
18 tained the age of 25 were quarters of coverage, or
19 (if the number of quarters in such period is less
20 than 12) not less than 6 of the quarters in the 12-
21 quarter period ending with such quarter were quar-
22 ters of coverage,”; and

- 23 (4) in clause (iv), as so redesignated—

1 (A) by striking “section 216(i)(3)(B)(ii)”
2 and inserting “clause (ii) or (iii) of section
3 216(i)(3)(B)”;

4 (B) by striking the semicolon at the end
5 and inserting “, or”;

6 (5) by adding after clause (iv), as so redesign-
7 nated, the following new clause:

8 “(v) in the case of an individual (not otherwise
9 insured under clause (i)) who, by reason of clause
10 (ii) or (iii) of section 216(i)(3)(B), had a prior pe-
11 riod of disability that began during a period before
12 the quarter in which he or she attained age 35, not
13 less than one-half of the quarters beginning after
14 such individual attained age 25 and ending with the
15 quarter in which such month occurs are quarters of
16 coverage, or (if the number of quarters in such pe-
17 riod is less than 12) not less than 6 of the quarters
18 in the 12-quarter period ending with such quarter
19 are quarters of coverage;”.

20 **SEC. 4. EFFECTIVE DATE.**

21 The amendments made by this Act shall apply to any
22 individual who is under a disability (as defined in section
23 223(d) of the Social Security Act) that began before, on,
24 or after the date of enactment of this Act and continues,
25 but only with respect to child’s insurance benefits or dis-

1 ability insurance benefits under title II of the Social Secu-
2 rity Act for months beginning after such date of enact-
3 ment.

