

114TH CONGRESS
2D SESSION

H. R. 5367

To amend title II of the Social Security Act to provide for cost-of-living adjustments indexed to the Consumer Price Index for the Elderly, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 26, 2016

Mr. NORCROSS introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committees on Education and the Workforce, Energy and Commerce, Armed Services, and Oversight and Government Reform, 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 amend title II of the Social Security Act to provide for cost-of-living adjustments indexed to the Consumer Price Index for the Elderly, 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 “Seniors’ Security Act
5 of 2016”.

1 **SEC. 2. USE OF CONSUMER PRICE INDEX FOR THE ELDER-**
2 **LY FOR COST-OF-LIVING ADJUSTMENTS OF**
3 **SOCIAL SECURITY BENEFITS.**

4 (a) IN GENERAL.—Section 215(i)(1) of the Social Se-
5 curity Act (42 U.S.C. 415(i)(1)) is amended by adding
6 at the end the following new subparagraph:

7 “(H) the term ‘Consumer Price Index’ means
8 the Consumer Price Index for Elderly Consumers
9 (CPI–E, as published by the Bureau of Labor Sta-
10 tistics of the Department of Labor).”.

11 (b) APPLICATION TO PRE-1979 LAW.—

12 (1) IN GENERAL.—Section 215(i)(1) of the So-
13 cial Security Act as in effect in December 1978, and
14 as applied in certain cases under the provisions of
15 such Act as in effect after December 1978, is
16 amended by adding at the end the following new
17 subparagraph:

18 “(D) the term ‘Consumer Price Index’ means
19 the Consumer Price Index for Elderly Consumers
20 (CPI–E, as published by the Bureau of Labor Sta-
21 tistics of the Department of Labor).”.

22 (2) CONFORMING CHANGE.—Section 215(i)(4)
23 of the Social Security Act (42 U.S.C. 415(i)(4)) is
24 amended by inserting “and by section 102 of the
25 Seniors’ Security Act of 2016” after “1986”.

1 (c) PUBLICATION OF CONSUMER PRICE INDEX FOR
 2 ELDERLY CONSUMERS.—The Bureau of Labor Statistics
 3 of the Department of Labor shall prepare and publish the
 4 index authorized by section 191 of the Older Americans
 5 Amendments Act of 1987 (29 U.S.C. 2 note) for each cal-
 6 endar month, beginning with July of the calendar year fol-
 7 lowing the calendar year in which this Act is enacted, and
 8 such index shall be known as the “Consumer Price Index
 9 for Elderly Consumers”.

10 (d) EFFECTIVE DATE.—The amendments made by
 11 this section shall apply to determinations made with re-
 12 spect to cost-of-living computation quarters (as defined in
 13 section 215(i)(1)(B) of the Social Security Act (42 U.S.C.
 14 415(i)(1)(B))) ending on or after September 30 of the sec-
 15 ond calendar year following the calendar year in which this
 16 Act is enacted.

17 **SEC. 3. USE OF CONSUMER PRICE INDEX FOR THE ELDER-**
 18 **LY FOR COST-OF-LIVING ADJUSTMENTS OF**
 19 **FEDERAL ANNUITIES.**

20 (a) CSRS AND FERS.—Section 8331(15) of title 5,
 21 United States Code, is amended to read as follows:

22 “(15) ‘price index’ means the Consumer Price
 23 Index for Elderly Consumers (CPI–E, as published
 24 by the Bureau of Labor Statistics of the Depart-
 25 ment of Labor);”.

1 (b) APPLICABILITY.—The amendments made by this
 2 section shall apply to determinations made with respect
 3 to cost-of-living computation quarters ending on or after
 4 September 30 of the second calendar year following the
 5 calendar year in which this Act is enacted.

6 **SEC. 4. USE OF CONSUMER PRICE INDEX FOR THE ELDER-**
 7 **LY FOR COST-OF-LIVING ADJUSTMENTS OF**
 8 **RETIRED PAY AND RETAINER PAY OF MEM-**
 9 **BERS OF THE ARMED FORCES.**

10 (a) IN GENERAL.—Section 1401a(g)(1) of title 10,
 11 United States Code, is amended by striking “Consumer
 12 Price Index (all items, United States city average)” and
 13 inserting “Consumer Price Index for the Elderly”.

14 (b) APPLICATION OF AMENDMENT.—The amendment
 15 made by subsection (a) shall apply only to adjustments
 16 of retired and retainer pay of members of the Armed
 17 Forces effective after the date of the enactment of this
 18 Act.

19 **SEC. 5. LIMITATION ON CERTAIN INCREASES IN MEDICARE**
 20 **PART B PREMIUMS.**

21 Section 1839(f) of the Social Security Act (42 U.S.C.
 22 1395r(f)) is amended in the first sentence—

23 (1) by striking “such increase would reduce”
 24 and inserting the following: “such increase—

1 “(1) for calendar years before 2017, would re-
2 duce”; and

3 (2) by striking the period at the end and insert-
4 ing the following: “; and

5 “(2) for calendar years beginning with 2017,
6 would exceed 30 percent of the difference between
7 the amount of benefits payable to that individual for
8 that December and the amount of benefits payable
9 to that individual for that November (both amounts
10 determined before the deduction of a premium under
11 this section).”.

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