

114TH CONGRESS  
1ST SESSION

# S. 2005

To amend title II of the Social Security Act to prevent concurrent receipt of unemployment benefits and Social Security disability insurance, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

AUGUST 6, 2015

Mr. VITTER introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To amend title II of the Social Security Act to prevent concurrent receipt of unemployment benefits and Social Security disability insurance, 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 Dis-  
5 ability Insurance and Unemployment Benefits Double Dip  
6 Elimination Act”.

1 **SEC. 2. DISQUALIFICATION ON RECEIPT OF DISABILITY IN-**  
2 **SURANCE BENEFITS IN A MONTH FOR WHICH**  
3 **UNEMPLOYMENT COMPENSATION IS RE-**  
4 **CEIVED.**

5 (a) IN GENERAL.—Section 223(d)(4) of the Social  
6 Security Act (42 U.S.C. 423(d)(4)) is amended by adding  
7 at the end the following:

8 “(C)(i) If for any week in whole or in part within  
9 a month an individual is paid or determined to be eligible  
10 for unemployment compensation, such individual shall be  
11 deemed to have engaged in substantial gainful activity for  
12 such month.

13 “(ii) For purposes of clause (i), the term ‘unemploy-  
14 ment compensation’ means—

15 “(I) ‘regular compensation’, ‘extended com-  
16 pensation’, and ‘additional compensation’ (as such  
17 terms are defined by section 205 of the Federal-  
18 State Extended Unemployment Compensation Act  
19 (26 U.S.C. 3304 note)); and

20 “(II) trade adjustment assistance under title II  
21 of the Trade Act of 1974 (19 U.S.C. 2251 et  
22 seq.).”.

23 (b) TRIAL WORK PERIOD.—Section 222(c) of the So-  
24 cial Security Act (42 U.S.C. 422(c)) is amended by adding  
25 at the end the following:

1       “(6)(A) For purposes of this subsection, an individual  
2 shall be deemed to have rendered services in a month if  
3 the individual is entitled to unemployment compensation  
4 for such month.

5       “(B) For purposes of subparagraph (A), the term  
6 ‘unemployment compensation’ means—

7           “(i) ‘regular compensation’, ‘extended com-  
8 pensation’, and ‘additional compensation’ (as such  
9 terms are defined by section 205 of the Federal-  
10 State Extended Unemployment Compensation Act  
11 (26 U.S.C. 3304 note)); and

12           “(ii) trade adjustment assistance under title II  
13 of the Trade Act of 1974 (19 U.S.C. 2251 et  
14 seq.).”.

15       (c) DATA MATCHING.—The Commissioner of Social  
16 Security shall implement the amendments made by this  
17 section using appropriate electronic data.

18       (d) EFFECTIVE DATE.—The amendments made by  
19 this section shall apply with respect to individuals who ini-  
20 tially apply for disability insurance benefits on or after  
21 January 1, 2016.

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