

114TH CONGRESS
1ST SESSION

S. 343

To ensure that individuals do not simultaneously receive unemployment compensation and disability insurance benefits.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 3, 2015

Mr. FLAKE (for himself and Mr. MANCHIN) introduced the following bill;
which was read twice and referred to the Committee on Finance

A BILL

To ensure that individuals do not simultaneously receive unemployment compensation and 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 “Reducing Overlapping
5 Payments Act”.

1 **SEC. 2. PROHIBITION ON PAYMENT OF BENEFITS BASED**
 2 **ON RECEIPT OF UNEMPLOYMENT COM-**
 3 **PENSATION.**

4 (a) IN GENERAL.—Title II of the Social Security Act
 5 (42 U.S.C. 401 et seq.) is amended by inserting after sec-
 6 tion 224 the following new section:

7 “PROHIBITION ON PAYMENT OF BENEFITS BASED ON
 8 RECEIPT OF UNEMPLOYMENT COMPENSATION

9 “SEC. 224A. (a) If for any month prior to the month
 10 in which an individual attains retirement age (as defined
 11 in section 216(l)(1))—

12 “(1) such individual is entitled to benefits
 13 under section 223, and

14 “(2) such individual is entitled for such month
 15 to unemployment compensation,

16 the total of the individual’s benefits under section 223 for
 17 such month and of any benefits under subsections (b)
 18 through (h) of section 202 for such month based on the
 19 individual’s wages and self-employment income shall be re-
 20 duced to zero.

21 “(b)(1) Notwithstanding any other provision of law,
 22 the head of any Federal agency shall provide such infor-
 23 mation within its possession as the Commissioner may re-
 24 quire for purposes of making a timely determination under
 25 this section for reduction of benefits payable under this

1 title, or verifying other information necessary in carrying
 2 out the provisions of this section.

3 “(2) The Commissioner is authorized to enter into
 4 agreements with States, political subdivisions, and other
 5 organizations that administer unemployment compensa-
 6 tion, in order to obtain such information as the Commis-
 7 sioner may require to carry out the provisions of this sec-
 8 tion.

9 “(3) Any determination by the Commissioner pursu-
 10 ant to this section shall be subject to the requirements
 11 described in section 205(b)(1), including provision of rea-
 12 sonable notice and opportunity for a hearing.

13 “(c) For purposes of this section, the term ‘unem-
 14 ployment compensation’ has the meaning given that term
 15 in section 85(b) of the Internal Revenue Code of 1986.”.

16 (b) EFFECTIVE DATE.—The amendment made by
 17 subsection (a) shall apply to benefits payable for months
 18 beginning after 180 days after the date of enactment of
 19 this Act.

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