

Calendar No. 653

118TH CONGRESS
2D SESSION

S. 2492

[Report No. 118–252]

To amend title II of the Social Security Act to improve coordination between the Do Not Pay working system and Federal and State agencies authorized to use the system.

IN THE SENATE OF THE UNITED STATES

JULY 25, 2023

Mr. KENNEDY (for himself, Mr. CARPER, and Ms. HASSAN) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

DECEMBER 2, 2024

Reported by Mr. PETERS, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italie*]

A BILL

To amend title II of the Social Security Act to improve coordination between the Do Not Pay working system and Federal and State agencies authorized to use the system.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Ending Improper Pay-
3 ments to Deceased People Act”.

4 **SEC. 2. IMPROVING COORDINATION BETWEEN FEDERAL**
5 **AND STATE AGENCIES AND THE DO NOT PAY**
6 **WORKING SYSTEM.**

7 (a) IN GENERAL.—Section 801(a) of title VIII of di-
8 vision FF of the Consolidated Appropriations Act, 2021
9 (Public Law 116–260) is amended by striking paragraph
10 (7) and inserting the following:

11 “(7) by adding at the end the following para-
12 graph:

13 ““(11) Upon the completion of the 3-year period that
14 begins on December 27, 2023, the Commissioner of Social
15 Security shall, to the extent feasible, provide information
16 furnished to the Commissioner under paragraph (1) to the
17 agency operating the Do Not Pay working system de-
18 scribed in section 3354(c) of title 31, United States Code,
19 or an agent thereof, to prevent improper payments to de-
20 ceased individuals through a cooperative arrangement with
21 such agency, provided that the requirements of subpara-
22 graphs (A) and (B) of paragraph (3) are met with respect
23 to such arrangement with such agency. Under such ar-
24 rangement, the agency operating the Do Not Pay working
25 system, or an agent thereof, may compare the information
26 so provided by the Commissioner with personally identifi-

1 able information derived from a Federal system of records
 2 or similar records maintained by a Federal contractor, a
 3 Federal grantee, or an entity administering a Federal pro-
 4 gram or activity, and may redisclose such comparison of
 5 information, as appropriate, to any Federal or State agen-
 6 cy authorized to use the working system.’’.

7 (b) CONFORMING AMENDMENT.—Section 801(b)(2)
 8 of title VIII of division FF of the Consolidated Appropria-
 9 tions Act, 2021 (Public Law 116–260) is amended by
 10 striking “on the date that is 3 years after the date of en-
 11 actment of this Act” and inserting “December 28, 2026”.

12 (c) EFFECTIVE DATE.—The amendments made by
 13 this section shall take effect on December 28, 2026.

14 **SECTION 1. SHORT TITLE.**

15 *This Act may be cited as the “Ending Improper Pay-*
 16 *ments to Deceased People Act”.*

17 **SEC. 2. IMPROVING COORDINATION BETWEEN FEDERAL**
 18 **AND STATE AGENCIES AND THE DO NOT PAY**
 19 **WORKING SYSTEM.**

20 (a) IN GENERAL.—Section 801(a) of title VIII of divi-
 21 sion FF of the Consolidated Appropriations Act, 2021 (Pub-
 22 lic Law 116–260) is amended by striking paragraph (7)
 23 and inserting the following:

24 “(7) by adding at the end the following para-
 25 graph:

1 “(11) *The Commissioner of Social Security shall, to*
 2 *the extent feasible, provide information furnished to the*
 3 *Commissioner under paragraph (1) to the agency operating*
 4 *the Do Not Pay working system described in section 3354(c)*
 5 *of title 31, United States Code, for the authorized uses of*
 6 *the Do Not Pay working system through a cooperative ar-*
 7 *angement with such agency, provided that the require-*
 8 *ments of subparagraphs (A) and (B) of paragraph (3) are*
 9 *met with respect to such arrangement with such agency.’.”.*

10 (b) *CONFORMING AMENDMENT.*—Section 801(b)(2) of
 11 *title VIII of division FF of the Consolidated Appropriations*
 12 *Act, 2021 (Public Law 116–260) is amended by striking*
 13 *“on the date that is 3 years after the date of enactment*
 14 *of this Act” and inserting “on December 28, 2026”.*

15 (c) *EFFECTIVE DATE.*—*The amendments made by this*
 16 *section shall take effect on December 28, 2026.*

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