

116TH CONGRESS 1ST SESSION H.R. 4125

To amend title II of the Social Security Act to repeal the 7-year restriction on eligibility for widow's and widower's insurance benefits based on disability.

IN THE HOUSE OF REPRESENTATIVES

July 30, 2019

Mrs. Lowey (for herself and Mr. Schneider) introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To amend title II of the Social Security Act to repeal the 7-year restriction on eligibility for widow's and widower's insurance benefits based on disability.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. REPEAL OF 7-YEAR RESTRICTION ON ELIGIBILITY FOR WIDOW'S AND WIDOWER'S INSURANCE BENEFITS BASED ON DISABILITY.

(a) WIDOW'S INSURANCE BENEFITS.—

(1) IN GENERAL.—Section 202(e) of the Social
Security Act (42 U.S.C. 402(e)) is amended—

1	(A) in paragraph (1)(B)(ii), by striking
2	"which began before the end of the period spec-
3	ified in paragraph (4)";
4	(B) in paragraph (1)(F)(ii), by striking
5	"(I) in the period specified in paragraph (4)
6	and (Π) ";
7	(C) by striking paragraph (4) and by re-
8	designating paragraphs (5) through (8) as
9	paragraphs (4) through (7), respectively; and
10	(D) in paragraph (4)(A)(ii) (as redesig-
11	nated), by striking "whichever" and all that fol-
12	lows through "begins" and inserting "the first
13	day of the seventeenth month before the month
14	in which her application is filed".
15	(2) Conforming amendments.—
16	(A) Section 202(e)(1)(F)(i) of such Act
17	(42 U.S.C. 402(e)(1)(F)(i)) is amended by
18	striking "paragraph (5)" and inserting "para-
19	graph (4)".
20	(B) Section 202(e)(1)(C)(ii)(III) of such
21	Act (42 U.S.C. 402(e)(2)(C)(ii)(III)) is amend-
22	ed by striking "paragraph (8)" and inserting
23	"paragraph (6)".

1	(C) Section 226(e)(1)(A)(i) of such Act
2	(42 U.S.C. 426(e)(1)(A)(i)) is amended by
3	striking "202(e)(4),".
4	(b) Widower's Insurance Benefits.—
5	(1) In general.—Section 202(f) of such Act
6	(42 U.S.C. 402(f)) is amended—
7	(A) in paragraph (1)(B)(ii), by striking
8	"which began before the end of the period spec-
9	ified in paragraph (4)";
10	(B) in paragraph (1)(F)(ii), by striking
11	"(I) in the period specified in paragraph (4)
12	and (II)";
13	(C) by striking paragraph (4) and by re-
14	designating paragraphs (5) through (8) as
15	paragraphs (4) through (7), respectively; and
16	(D) in paragraph (4)(A)(ii) (as redesig-
17	nated), by striking "whichever" and all that fol-
18	lows through "begins" and inserting "the first
19	day of the seventeenth month before the month
20	in which his application is filed".
21	(2) Conforming amendments.—
22	(A) Section $202(f)(1)(F)(i)$ of such Act (42)
23	U.S.C. 402(f)(1)(F)(i)) is amended by striking
24	"paragraph (5)" and inserting "paragraph
25	(4)".

1	(B) Section $202(1)(1)(C)(11)(111)$ of such
2	Act (42 U.S.C. 402(f)(2)(C)(ii)(III)) is amend-
3	ed by striking "paragraph (8)" and inserting
4	"paragraph (6)".
5	(C) Section 226(e)(1)(A)(i) of such Act (as
6	amended by subsection (a)(2)) is further
7	amended by striking "202(f)(1)(B)(ii), and
8	202(f)(4)" and inserting "and
9	202(f)(1)(B)(ii)".
10	(c) Effective Date.—The amendments made by
11	this section shall apply with respect to benefits for months
12	after December 2019 for which applications are filed or
13	pending on or after January 1, 2020.

 \bigcirc