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(Original Signature of Member)

114TH CONGRESS
2D SESSION

H. R.

To preserve Social Security for generations to come, reward work, and improve retirement security.

IN THE HOUSE OF REPRESENTATIVES

Mr. SAM JOHNSON of Texas introduced the following bill; which was referred to the Committee on _____

A BILL

To preserve Social Security for generations to come, reward work, and improve retirement security.

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 Reform
5 Act of 2016”.

6 **SEC. 2. TABLE OF CONTENTS.**

7 The table of contents for this Act is as follows:

- Sec. 1. Short title.
- Sec. 2. Table of contents.

TITLE I—MODERNIZING SOCIAL SECURITY FOR THE 21ST CENTURY

- Sec. 101. Modernize the benefit formula.
- Sec. 102. Raise full retirement age.
- Sec. 103. Use an accurate cost-of-living measure.
- Sec. 104. Cap on nonworking spouse benefit.
- Sec. 105. Cap on child’s benefit.
- Sec. 106. Require child beneficiaries to attend school.

TITLE II—REWARDING WORK

- Sec. 201. Strengthening Social Security for long career workers.
- Sec. 202. Repeal of the Retirement Earnings Test.

TITLE III—IMPROVING RETIREMENT SECURITY

- Sec. 301. Phaseout of tax on Social Security benefits relating to the Social Security trust funds.
- Sec. 302. Option to claim delayed retirement credit in partial lump sum.
- Sec. 303. Strengthening Social Security for low-income seniors.
- Sec. 304. End 7-year limitation for disabled surviving spouses.
- Sec. 305. Benefits for disabled surviving spouses.
- Sec. 306. Waive two-year duration of divorce requirement.

1 **TITLE I—MODERNIZING SOCIAL**
 2 **SECURITY FOR THE 21ST CEN-**
 3 **TURY**

4 **SEC. 101. MODERNIZE THE BENEFIT FORMULA.**

5 (a) PRIMARY INSURANCE AMOUNT COMPUTATION.—

6 Section 215(a)(1) of the Social Security Act (42 U.S.C.
 7 415(a)(1)) is amended—

8 (1) in subparagraph (B)(ii), by inserting “and
 9 before 2023” after “after 1979”;

10 (2) by redesignating subparagraph (D) as sub-
 11 paragraph (E); and

12 (3) by inserting after subparagraph (C) the fol-
 13 lowing new subparagraph:

14 “(D)(i) In the case of an individual who initially be-
 15 comes eligible for old-age or disability insurance benefits,

1 or who dies (before becoming eligible for such benefits),
2 in any calendar year after 2022, the primary insurance
3 amount of the individual shall (except as provided in
4 clause (vii)) be equal to the sum of the amounts deter-
5 mined under clause (ii) with respect to all of the individ-
6 ual's benefit computation years (as defined in subsection
7 (b)(2)(B)).

8 “(ii) For purposes of this subparagraph, the amount
9 determined under this clause with respect to a benefit
10 computation year of an individual shall be equal to the
11 quotient derived by dividing—

12 “(I) the product of the individual's covered
13 earnings ratio determined under clause (iii) for such
14 benefit computation year and the sum of—

15 “(aa) 95 percent of the wages and self-em-
16 ployment income of such individual credited for
17 such computation year (as adjusted under sub-
18 section (b)(3)) to the extent that such wages
19 and self-employment income do not exceed the
20 amount established for purposes of this item by
21 clause (iv),

22 “(bb) 27.5 percent of such wages and self-
23 employment income to the extent that such
24 wages and self-employment income exceed the
25 amount established for purposes of item (aa)

1 but do not exceed the amount established for
2 purposes of this item by clause (iv),

3 “(cc) 5 percent of such wages and self-em-
4 ployment income to the extent that such wages
5 and self-employment income exceed the amount
6 established for purposes of item (bb) but do not
7 exceed the amount established for purposes of
8 this item by clause (iv), and

9 “(dd) 2 percent of such wages and self-em-
10 ployment income to the extent that such wages
11 and self-employment income exceed the amount
12 established for purposes of item (cc), by

13 “(II) the number of months in the individual’s
14 benefit computation years (as defined in subsection
15 (b)(2)(B)),

16 rounded, if not a multiple of \$0.10, to the
17 next lower multiple of \$0.10, and there-
18 after increased as provided in subsection
19 (i).

20 “(iii) An individual’s covered earnings ratio for a ben-
21 efit computation year is the ratio of—

22 “(I) the total (after adjustment under sub-
23 section (b)(3)) of his wages paid in and self-employ-
24 ment income credited to such benefit computation
25 year (determined without regard to clause (v)), to

1 “(II) the total (after adjustment under sub-
2 section (b)(3)) of his wages paid in and self-employ-
3 ment income credited to such benefit computation
4 year (as determined under clause (v)).

5 “(iv) The amount established for purposes of items
6 (aa), (bb), and (cc) of clause (ii)(I) shall be, respectively—

7 “(I) 25 percent of the national average wage
8 index (as defined in section 209(k)(1)) for the sec-
9 ond calendar year preceding the calendar year for
10 which the determination is made,

11 “(II) 100 percent of the national average wage
12 index (as so defined) for such calendar year; and

13 “(III) 125 percent of the national average wage
14 index (as so defined) for such calendar year.

15 “(v)(I) For purposes of determining an individual’s
16 primary insurance amount pursuant to clause (i), the total
17 (after adjustment under subsection (b)(3)) of the individ-
18 ual’s wages paid in and self-employment income credited
19 to a benefit computation year after 1977 shall be deter-
20 mined by treating all recorded noncovered earnings (as de-
21 fined in subclause (II)(aa)) derived by the individual from
22 noncovered service performed in such benefit computation
23 year as ‘wages’ (as defined in section 209 for purposes
24 of this title), which shall be treated as included in the indi-
25 vidual’s adjusted total covered earnings (as defined in sub-

1 clause (II)(bb)) for such benefit computation year together
2 with amounts consisting of ‘wages’ (as so defined without
3 regard to this subparagraph) paid in such benefit com-
4 putation year and self-employment income (as defined in
5 section 211(b)) credited to such benefit computation year.

6 “(II) For purposes of this subparagraph—

7 “(aa) The term ‘recorded noncovered earnings’
8 means earnings derived from noncovered service
9 (other than noncovered service as a member of a
10 uniformed service (as defined in section 210(m)) for
11 which satisfactory evidence is determined by the
12 Commissioner to be available in the records of the
13 Commissioner.

14 “(bb) The term ‘adjusted total covered earn-
15 ings’ means, in connection with an individual for a
16 benefit computation year, the sum of the wages paid
17 to the individual in such benefit computation year
18 (as adjusted under subsection (b)(3)) plus the self-
19 employment income derived by the individual cred-
20 ited to such benefit computation year (as adjusted
21 under subsection (b)(3)).

22 “(III) The Commissioner of Social Security shall pro-
23 vide by regulation or other public guidance for methods
24 for determining whether satisfactory evidence is available
25 in the records of the Commissioner for earnings for non-

1 covered service (other than noncovered service as a mem-
2 ber of a uniformed service (as defined in section 210(m))
3 to be treated as recorded noncovered earnings. Such meth-
4 ods shall provide for reliance on earnings information
5 which is provided to the Commissioner by employers and
6 which, as determined by the Commissioner, constitute a
7 reasonable basis for treatment of earnings for noncovered
8 service as recorded noncovered earnings. In making deter-
9 minations under this clause, the Commissioner shall also
10 take into account any documentary or other evidence of
11 earnings derived from noncovered service by an individual
12 which is provided by the individual to the Commissioner
13 and which the Commissioner considers appropriate as a
14 reasonable basis for treatment of such earnings as re-
15 corded noncovered earnings.

16 “(vi) In the case of any individual whose primary in-
17 surance amount would be computed under this subpara-
18 graph who first becomes entitled after 1985 to a monthly
19 periodic payment made by a foreign employer or foreign
20 country that is based in whole or in part upon noncovered
21 service, the primary insurance amount of such individual
22 shall be determined under section 215 as such section was
23 in effect on the day before the enactment of the Social
24 Security Reform Act of 2016 for months beginning with

1 the first month of the individual's initial entitlement to
2 such monthly periodic payment.

3 “(vii) In the case of an individual who initially be-
4 comes eligible for old-age or disability insurance benefits,
5 or who dies (before becoming eligible for such benefits),
6 in any year during the 9-year period beginning with 2023,
7 the primary insurance amount of the individual shall be
8 equal to the sum of—

9 “(I) the applicable percentage (specified for
10 such year in the table set forth in clause (viii)) of
11 the individual's primary insurance amount, as deter-
12 mined under this subparagraph (other than this
13 clause and clause (viii)) with the application of
14 clauses (i) through (vi) of this subparagraph, plus

15 “(II) a percentage, equal to the excess of 100
16 percent over the applicable percentage, of the indi-
17 vidual's primary insurance amount, as determined
18 under this paragraph (other than this clause and
19 clause (viii)) with the application of the preceding
20 subparagraphs of this paragraph (as if such pre-
21 ceding subparagraphs applied for the individual and
22 clauses (i) through (vi) of this subparagraph did not
23 apply),

1 rounded to the nearest \$1, except that any amount so es-
 2 tablished which is a multiple of \$0.50 but not of \$1, shall
 3 be rounded to the next highest \$1.

4 “(viii) The table set forth in this clause is as follows:

“For the year:	The applicable percentage is:
2023	10 percent
2024	20 percent
2025	30 percent
2026	40 percent
2027	50 percent
2028	60 percent
2029	70 percent
2030	80 percent
2031	90 percent”.

5 (b) REPEAL OF THE WINDFALL ELIMINATION PRO-
 6 VISION.—

7 (1) IN GENERAL.—Section 215(a) of the Social
 8 Security Act (42 U.S.C. 415(a)) is amended by
 9 striking paragraph (7).

10 (2) CONFORMING AMENDMENTS.—Section 215
 11 of such Act (42 U.S.C. 415) is amended—

12 (A) in subsection (d), by striking para-
 13 graph (3); and

14 (B) in subsection (f), by striking para-
 15 graph (9).

16 (c) COMPUTATION OF PRIMARY INSURANCE AMOUNT
 17 FOR CURRENT BENEFICIARIES.—Section 215(a) of the
 18 Social Security Act (42 U.S.C. 415(a)) (as amended by
 19 subsections (a) and (b)) is further amended by inserting
 20 after paragraph (6) the following:

1 “(7) In the case of any individual who initially
2 becomes eligible for an old-age or disability insur-
3 ance benefit before January 1, 2023, any computa-
4 tion or recomputation of the primary insurance
5 amount of such individual shall be made under sec-
6 tion 215 as such section was in effect on the day be-
7 fore the enactment of section 101 of the Social Secu-
8 rity Reform Act of 2016.”.

9 (d) CONFORMING AMENDMENT.—Section 209(k)(1)
10 of such Act (42 U.S.C. 409(k)(1)) is amended by striking
11 “215(a)(1)(D)” and inserting “215(a)(1)(D)(iii),
12 215(a)(1)(E)”.

13 (e) EFFECTIVE DATE.—The amendments made by
14 this section shall apply with respect to monthly insurance
15 benefits payable on or after January 1, 2023.

16 **SEC. 102. RAISE FULL RETIREMENT AGE.**

17 (a) IN GENERAL.—Section 216(l) of the Social Secu-
18 rity Act (42 U.S.C. 416(l)) is amended—

19 (1) in paragraph (1)—

20 (A) in subparagraph (D), by striking
21 “and” at the end;

22 (B) in subparagraph (E), by striking “67
23 years of age.” and inserting “and before Janu-
24 ary 1, 2023, 67 years of age;”; and

25 (C) by adding at the end the following:

1 “(F) with respect to an individual who attains
2 early retirement age after December 31, 2022, and
3 before January 1, 2030, 67 years of age plus the
4 number of months in the age increase factor (as de-
5 termined under paragraph (3)) for the calendar year
6 in which such individual attains early retirement
7 age; and

8 “(G) with respect to an individual who attains
9 early retirement age after December 31, 2029, 69
10 years of age.”; and

11 (2) in paragraph (3), by adding at the end the
12 following:

13 “(C) With respect to an individual who attains
14 early retirement age in the 7-year period consisting
15 of the calendar years 2023 through 2029, the age
16 increase factor shall be equal to three-twelfths of the
17 number of months in the period beginning with Jan-
18 uary 2023 and ending with December of the year in
19 which the individual attains early retirement age.”.

20 (b) EXTENSION OF MAXIMUM AGE FOR ENTITLED-
21 MENT TO DELAYED RETIREMENT CREDIT.—Section
22 202(w)(2)(A) of such Act (42 U.S.C. 402(w)(2)(A)) is
23 amended—

1 (1) by striking “prior to the month in which
2 such individual attained age 70, and” and inserting
3 “prior to the later of—”; and

4 (2) by adding at the end the following:

5 “(i) the month in which such individual
6 would attain age 70, or

7 “(ii) the month which ends 36 months
8 after the end of the month in which such indi-
9 vidual attained retirement age (as defined in
10 section 216(l)), and”.

11 **SEC. 103. USE AN ACCURATE COST-OF-LIVING MEASURE.**

12 (a) IN GENERAL.—Section 215(i)(1) of the Social Se-
13 curity Act (42 U.S.C. 415(i)(1)) is amended by adding
14 at the end the following:

15 “(H) the term ‘Consumer Price Index’ means
16 the Chained Consumer Price Index for All Urban
17 Consumers (C-CPI-U, as published in its initial
18 version by the Bureau of Labor Statistics of the De-
19 partment of Labor).”.

20 (b) APPLICATION TO PRE-1979 LAW.—

21 (1) IN GENERAL.—Section 215(i)(1) of the So-
22 cial Security Act as in effect in December 1978, and
23 as applied in certain cases under the provisions of
24 such Act as in effect after December 1978, is
25 amended by adding at the end the following:

1 “(D) the term ‘Consumer Price Index’ means
2 the Chained Consumer Price Index for All Urban
3 Consumers (C-CPI-U, as published in its initial
4 version by the Bureau of Labor Statistics of the De-
5 partment of Labor).”.

6 (2) CONFORMING CHANGE.—Section 215(i)(4)
7 of the Social Security Act (42 U.S.C. 415(i)(4)) is
8 amended by inserting “and by section 103 of the So-
9 cial Security Reform Act of 2016” after “1986”.

10 (c) NO EFFECT ON ADJUSTMENTS UNDER OTHER
11 LAWS.—Section 215(i) of such Act (42 U.S.C. 415(i)), as
12 amended by subsection (a), is further amended by adding
13 at the end the following:

14 “(6) Any provision of law (other than in this
15 title) which provides for adjustment of an amount
16 based on a change in benefit amounts resulting from
17 a determination made under this subsection shall be
18 applied and administered without regard to the
19 amendments made by section 103 of the Social Se-
20 curity Reform Act of 2016.”.

21 (d) LIMIT ON COLA.—Section 215(i)(2)(A) of the
22 Social Security Act (42 U.S.C. 415(i)(2)(A)) is amended
23 by adding at the end the following:

24 “(iv)(I) In any case in which (but for this clause) an
25 increase would take effect with December of any calendar

1 year after 2017 pursuant to clause (ii)(I) in the benefit
2 amount to which an individual is entitled, any increase
3 pursuant to clause (ii)(II) in an individual's primary in-
4 surance amount, or any increase pursuant to clause
5 (ii)(III) in the permitted amount of total monthly benefits
6 based on an individual's primary insurance amount, the
7 applicable increase percentage with respect to the applica-
8 ble cost-of-living computation quarter shall be deemed to
9 be zero in the case of such individual if the modified ad-
10 justed gross income of such individual for such calendar
11 year, as would be determined for purposes of section
12 1839(i), equals or exceeds the applicable base amount.

13 “(II) For purposes of subclause (I), the applicable
14 base amount is the threshold amount applicable for such
15 calendar year under subparagraph (A) of section
16 1839(i)(2) (or, in the case of an individual filing a joint
17 return, the threshold amount so applicable under subpara-
18 graph (B) of such section). Such threshold amount shall
19 be subject to adjustments under section 1839(i)(5).”.

20 (e) DISCLOSURE OF RETURN INFORMATION.—

21 (1) IN GENERAL.—The first sentence of section
22 6103(l)(20)(A) of the Internal Revenue Code of
23 1986 is amended by inserting “, or whose increase
24 in primary insurance amount may be limited under

1 section 215(i)(2)(A)(iv) of such Act” before the pe-
2 riod at the end.

3 (2) CONFORMING AMENDMENTS.—

4 (A) Section 6103(l)(20)(A)(vii) of such
5 Code is amended by inserting “that the increase
6 in the taxpayer’s primary insurance amount
7 under section 215(i)(2)(A)(iv) may be limited,
8 or” after “section 1839 of the Social Security
9 Act”.

10 (B) Section 6103(l)(20)(B)(i) of such Code
11 is amended—

12 (i) by inserting “, any limitation in an
13 increase in primary insurance amount
14 under such section 215(i)(2)(A)(iv),” after
15 “under such section 1860D-13(a)(7)”, and

16 (ii) by inserting “or any such limita-
17 tion” after “adjustment or increase”.

18 (f) EFFECTIVE DATE.—

19 (1) IN GENERAL.—Except as provided in para-
20 graph (2), the amendments made by this section
21 shall apply with respect to adjustments effective with
22 or after December 2018.

23 (2) SUBSECTION (e).—The amendments made
24 by subsection (e) shall apply to requests for informa-
25 tion after the date of the enactment of this Act.

1 **SEC. 104. CAP ON NONWORKING SPOUSE BENEFIT.**

2 (a) WIFE'S INSURANCE BENEFITS.—Section 202(b)
3 of the Social Security Act (42 U.S.C. 402(b)) is amend-
4 ed—

5 (1) in paragraph (1)—

6 (A) in subparagraph (D), by striking “such
7 individual,” and inserting “such individual or, if
8 less, than the amount determined under para-
9 graph (2)(B),”; and

10 (B) in subparagraph (J), by striking “one-
11 half of the primary insurance amount of such
12 individual” and inserting “the lesser of—

13 “(i) one-half of the primary insurance amount of such
14 individual, or

15 “(ii) the amount determined under paragraph (2)(B),
16 or”; and

17 (2) in paragraph (2)—

18 (A) by inserting “(A)” after “(2)”;
19

20 (B) by inserting “subparagraphs (B) and
21 (C) and” after “Except as provided in”; and

22 (C) by adding at the end the following new
23 subparagraphs:

24 “(B)(i) Effective with respect to a wife or divorced
25 wife of an individual entitled to old-age or disability insur-
ance benefits who initially becomes eligible for such bene-

1 fits after 2022, such wife's insurance benefit for each
2 month shall not exceed—

3 “(I) if the month of such initial eligibility is be-
4 fore 2032, the transitional amount determined under
5 subparagraph (C), or

6 “(II) if the month of such initial eligibility is
7 after 2031, 50 percent of the primary insurance
8 amount determined for an individual who is an aver-
9 age wage index worker with respect to such month.

10 “(ii) For purposes of clause (i), the term ‘average
11 wage index worker’ with respect to a month means an in-
12 dividual who initially becomes eligible for old-age insur-
13 ance benefits during such month with average indexed
14 monthly earnings equal to $\frac{1}{12}$ of the national average
15 wage index (as defined in section 209(k)(1)) for the sec-
16 ond calendar year preceding such month.

17 “(C)(i) The transitional amount determined under
18 this subparagraph is the excess of—

19 “(I) the amount of the benefit determined
20 under subparagraph (A), over

21 “(II) the reduction amount determined under
22 clause (ii) (if any).

23 “(ii) The reduction amount determined under this
24 clause is the applicable percentage specified in clause (iii)
25 of the excess (if any) of—

1 “(I) the amount of the benefit determined
2 under subparagraph (A), over

3 “(II) 50 percent of the primary insurance
4 amount determined for an individual who is an aver-
5 age wage index worker (as defined in subparagraph
6 (B)(ii)) with respect to the month in which the indi-
7 vidual described in subparagraph (B)(i) initially be-
8 comes eligible for old-age or disability insurance ben-
9 efits.

10 “(iii) For purposes of clause (ii), the applicable per-
11 centage specified in this clause is the percentage specified
12 in connection with the year in which the individual de-
13 scribed in subparagraph (B)(i) initially becomes eligible
14 for old-age or disability insurance benefits, as set forth
15 in the following table:

“If the year in which the individual first becomes eligible is:	The applicable percentage is:
2023	10 percent
2024	20 percent
2025	30 percent
2026	40 percent
2027	50 percent
2028	60 percent
2029	70 percent
2030	80 percent
2031	90 percent.

16 “(D) For purposes of this paragraph, an individual
17 shall be deemed eligible for a benefit for a month if, upon
18 filing application therefor in such month, she would be en-
19 titled to such benefit for such month.”.

1 (b) HUSBAND'S INSURANCE BENEFITS.—Section
2 202(c) of such Act (42 U.S.C. 402(c)) is amended—

3 (1) in paragraph (1)—

4 (A) in subparagraph (D), by striking “such
5 individual,” and inserting “such individual or, if
6 less, than the amount determined under para-
7 graph (2)(B),”; and

8 (B) in subparagraph (J), by striking “one-
9 half of the primary insurance amount of such
10 individual” and inserting “the lesser of—

11 “(i) one-half of the primary insurance amount of such
12 individual, or

13 “(ii) the amount determined under paragraph (2)(B),
14 or”; and

15 (2) in paragraph (2)—

16 (A) by inserting “(A)” after “(2)”;
17

18 (B) by inserting “subparagraphs (B) and
19 (C) and” after “Except as provided in”; and

20 (C) by adding at the end the following new
21 subparagraphs:

22 “(B)(i) Effective with respect to a husband or di-
23 vorced husband of an individual entitled to old-age or dis-
24 ability insurance benefits who initially becomes eligible for
25 such benefits after 2022, such husband's insurance benefit
for each month shall not exceed—

1 “(I) if the month of such initial eligibility is be-
2 fore 2032, the transitional amount determined under
3 subparagraph (C), or

4 “(II) if the month of such initial eligibility is
5 after 2031, 50 percent of the primary insurance
6 amount determined for an individual who is an aver-
7 age wage index worker with respect to such month.

8 “(ii) For purposes of clause (i), the term ‘average
9 wage index worker’ with respect to a month means an in-
10 dividual who initially becomes eligible for old-age insur-
11 ance benefits during such month with average indexed
12 monthly earnings equal to $\frac{1}{12}$ of the national average
13 wage index (as defined in section 209(k)(1)) for the sec-
14 ond calendar year preceding such month.

15 “(C)(i) The transitional amount determined under
16 this subparagraph is the excess of—

17 “(I) the amount of the benefit determined
18 under subparagraph (A), over

19 “(II) the reduction amount determined under
20 clause (ii) (if any).

21 “(ii) The reduction amount determined under this
22 clause is the applicable percentage specified in clause (iii)
23 of the excess (if any) of—

24 “(I) the amount of the benefit determined
25 under subparagraph (A), over

1 “(II) 50 percent of the primary insurance
 2 amount determined for an individual who is an aver-
 3 age wage index worker (as defined in subparagraph
 4 (B)(ii)) with respect to the month in which the indi-
 5 vidual described in subparagraph (B)(i) initially be-
 6 comes eligible for old-age or disability insurance ben-
 7 efits.

8 “(iii) For purposes of clause (ii), the applicable per-
 9 centage specified in this clause is the percentage specified
 10 in connection with the year in which the individual de-
 11 scribed in subparagraph (B)(i) initially becomes eligible
 12 for old-age or disability insurance benefits, as set forth
 13 in the following table:

“If the year in which the individual first becomes eligible is:	The applicable percentage is:
2023	10 percent
2024	20 percent
2025	30 percent
2026	40 percent
2027	50 percent
2028	60 percent
2029	70 percent
2030	80 percent
2031	90 percent.

14 “(D) For purposes of this paragraph, an individual
 15 shall be deemed eligible for a benefit for a month if, upon
 16 filing application therefor in such month, he would be enti-
 17 tled to such benefit for such month.”.

18 (c) CONFORMING AMENDMENT.—Section 209(k)(1)
 19 of such Act (42 U.S.C. 409(k)(1)) is amended by inserting
 20 “202(b)(2)(B), 202(c)(2)(B),” before “203(f)(8)(B)(ii)”.

1 **SEC. 105. CAP ON CHILD'S BENEFIT.**

2 (a) CHILD'S INSURANCE BENEFITS.—Section
3 202(d)(2) of the Social Security Act (42 U.S.C.
4 402(d)(2)) is amended—

5 (1) by striking “Such” in the first sentence and
6 inserting “(A) Except as provided in subparagraph
7 (B), such”; and

8 (2) by adding at the end the following:

9 “(B)(i) Such child's insurance benefit for each
10 month, with respect to a child of an individual entitled
11 to old-age or disability insurance benefits who initially be-
12 comes eligible for such old-age or disability insurance ben-
13 efits after 2022 and has not died prior to the end of such
14 month, shall not exceed—

15 “(I) if the month of such initial eligibility is be-
16 fore 2032, the transitional amount determined under
17 subparagraph (C), or

18 “(II) if the month of such initial eligibility is
19 after 2031, 50 percent of the primary insurance
20 amount determined for an individual who is an aver-
21 age wage index worker with respect to such month.

22 “(ii) For purposes of clause (i), the term ‘average
23 wage index worker’ with respect to a month means an in-
24 dividual who initially becomes eligible for old-age insur-
25 ance benefits during such month with average indexed
26 monthly earnings equal to $\frac{1}{12}$ of the national average

1 wage index (as defined in section 209(k)(1)) for the sec-
2 ond calendar year preceding such month.

3 “(C)(i) The transitional amount determined under
4 this subparagraph is the excess of—

5 “(I) the amount of the benefit determined
6 under subparagraph (A), over

7 “(II) the reduction amount determined under
8 clause (ii) (if any).

9 “(ii) The reduction amount determined under this
10 clause is the applicable reduction percentage specified in
11 clause (iii) of the excess (if any) of—

12 “(I) the amount of the benefit determined
13 under subparagraph (A), over

14 “(II) 50 percent of the primary insurance
15 amount as determined for an individual who is an
16 average wage index worker (as defined in subpara-
17 graph (B)(ii)) with respect to the month in which
18 the individual described in subparagraph (B)(i) ini-
19 tially becomes eligible for old-age or disability insur-
20 ance benefits.

21 “(iii) For purposes of clause (ii), the applicable re-
22 duction percentage specified in this clause is the percent-
23 age specified in connection with the year in which the indi-
24 vidual described in subparagraph (B)(i) becomes entitled

1 to old-age or disability insurance benefits, as set forth in
 2 the following table:

“If the year in which the individual first becomes eligible is:	The applicable reduction percentage is:
2023	10 percent
2024	20 percent
2025	30 percent
2026	40 percent
2027	50 percent
2028	60 percent
2029	70 percent
2030	80 percent
2031	90 percent.

3 “(D) For purposes of this paragraph, an individual
 4 shall be deemed eligible for a benefit for a month if, upon
 5 filing application therefor in such month, he would be enti-
 6 tled to such benefit for such month.”.

7 (b) CONFORMING AMENDMENT.—Section 209(k)(1)
 8 of such Act (42 U.S.C. 409(k)(1)) is amended by inserting
 9 “202(d)(2)(B),” before “203(f)(8)(B)(ii)”.

10 **SEC. 106. REQUIRE CHILD BENEFICIARIES TO ATTEND**
 11 **SCHOOL.**

12 (a) CHILD’S BENEFITS UNDER TITLE II.—

13 (1) IN GENERAL.—Section 202(d)(1)(B)(i) of
 14 the Social Security Act (42 U.S.C. 402(d)(1)(B)(i))
 15 is amended by striking “age of 18” and inserting
 16 “applicable full-time attendance age”.

17 (2) APPLICABLE FULL-TIME ATTENDANCE
 18 AGE.—Section 202(d)(7) of such Act (42 U.S.C.

1 402(d)(7)) is amended by adding at the end the fol-
2 lowing:

3 “(E) The ‘applicable full-time attendance age’
4 is—

5 “(i) the age of 18 (in the case of an indi-
6 vidual who becomes entitled to child’s insurance
7 benefits before 2019), and

8 “(ii) the age of 15 (in the case of an indi-
9 vidual who becomes entitled to child’s insurance
10 benefits in or after 2019).”.

11 (3) CONFORMING AMENDMENTS.—

12 (A) TERMINATION.—Section 202(d)(1) of
13 such Act (42 U.S.C. 402(d)(1)) is amended in
14 each of subparagraphs (E), (F), and (G) by
15 striking “age of 18” each place it appears and
16 inserting “applicable full-time attendance age”.

17 (B) REENTITLEMENT.—Section 202(d)(6)
18 of such Act (42 U.S.C. 402(d)(6)) is amended
19 by striking “age of 18” and inserting “applica-
20 ble full-time attendance age”.

1 **TITLE II—REWARDING WORK**

2 **SEC. 201. STRENGTHENING SOCIAL SECURITY FOR LONG**
3 **CAREER WORKERS.**

4 (a) IN GENERAL.—Section 215(a)(1) of the Social
5 Security Act (42 U.S.C. 415(a)(1)) (as amended by sec-
6 tion 101) is further amended—

7 (1) by redesignating subparagraph (E) (as re-
8 designated by section 101) as subparagraph (F);
9 and

10 (2) by inserting after subparagraph (D) (as re-
11 designated by section 101) the following new sub-
12 paragraph:

13 “(E)(i) In the case of an individual who initially be-
14 comes eligible for old-age or disability insurance benefits,
15 or who dies (before becoming eligible for such benefits),
16 in any calendar year after 2022, the primary insurance
17 amount computed under subparagraph (A) with respect
18 to the individual shall not be less than the greater of—

19 “(I) the minimum amount computed under sub-
20 paragraph (C), or

21 “(II) except as provided in clause (iv), in the
22 case of an individual who has at least 10 years of
23 work (as defined in clause (iii)), the minimum
24 amount determined under clause (ii).

1 “(ii)(I) The minimum amount determined under this
 2 clause is the dollar amount equal to $\frac{1}{12}$ of the applicable
 3 percentage of the national average wage index (as defined
 4 in section 209(k)(1)) for the second year prior to the year
 5 for which the amount is computed.

6 “(II) For purposes of subclause (I), the applicable
 7 percentage is the percentage specified in connection with
 8 the number of years of work, as set forth in the following
 9 table:

“If the number of years of work is:	The applicable percentage is:
11	3 percent
12	6 percent
13	9 percent
14	12 percent
15	15 percent
16	16 percent
17	17 percent
18	18 percent
19	19 percent
20	25 percent
21	25 and $\frac{2}{3}$ percent
22	26 and $\frac{1}{3}$ percent
23	27 percent
24	27 and $\frac{2}{3}$ percent
25	28 and $\frac{1}{3}$ percent
26	29 percent
27	29 and $\frac{2}{3}$ percent
28	30 and $\frac{1}{3}$ percent
29	31 percent
30	31 and $\frac{2}{3}$ percent
31	32 and $\frac{1}{3}$ percent
32	33 percent
33	33 and $\frac{2}{3}$ percent
34	34 and $\frac{1}{3}$ percent
35 or greater	35 percent

10 “(iii)(I) For purposes of this subparagraph, the term
 11 ‘year of work’ means, with respect to an individual, a year
 12 to which there is credited wages and self-employment in-
 13 come earned or derived by such individual in an amount

1 equal to not less than, in the case of any such year,
2 \$10,875, multiplied by the ratio that the national average
3 wage index (as defined in section 209(k)(1)) for the sec-
4 ond year prior to such year bears to the national average
5 wage index (as so defined) for 2017.

6 “(II) For purposes of applying the table in clause (ii)
7 in the case of an individual entitled to disability insurance
8 benefits under section 223, the number of years of work
9 of such individual shall be deemed to be the product of
10 35 times the ratio of the actual number of years of work
11 of such individual to the number of such individual’s ben-
12 efit computation years. Any such product which is not a
13 multiple of one shall be rounded to the next higher mul-
14 tiple of one.

15 “(III) In the case of a widow, surviving divorced wife,
16 widower, surviving divorced husband, or surviving divorced
17 parent (hereinafter in this subclause referred to as the
18 ‘surviving beneficiary’) of an individual whose primary in-
19 surance amount is otherwise determined, but for this sub-
20 clause, under the preceding provisions of this subpara-
21 graph (hereinafter in this subclause referred to as the ‘in-
22 sured individual’), for purposes of determining the wid-
23 ow’s, widower’s, mother’s, or father’s insurance benefit of
24 the surviving beneficiary under subsection (e), (f), or (g)
25 of section 202 on the basis of such primary insurance

1 amount, such primary insurance amount shall be deemed
2 to be equal to the primary insurance amount which would
3 be determined under this subparagraph (before applica-
4 tion of this subclause) if the number of years of work of
5 the insured individual were equal to the product of 35
6 times the ratio (not greater than one) of the actual num-
7 ber of years of work of the surviving beneficiary to the
8 number of the benefit computation years of the insured
9 individual. Any such product which is not a multiple of
10 one shall be rounded to the next higher multiple of one.

11 “(iv) In the case of an individual who initially be-
12 comes eligible for old-age or disability insurance benefits,
13 or who dies (before becoming eligible for such benefits),
14 in any year during the 9-year period beginning with 2023,
15 the primary insurance amount computed under subpara-
16 graph (A) with respect to the individual shall not be less
17 than the greater of—

18 “(I) the minimum amount computed under sub-
19 paragraph (C), or

20 “(II) the applicable phase-in percentage (speci-
21 fied for such calendar year in the table set forth in
22 clause (v)) of the minimum amount determined
23 under clause (ii).

24 “(v) The table set forth in this clause is as follows:

“For the calendar year:

**The applicable
phase-in percent-
age is:**

2023	10 percent
2024	20 percent
2025	30 percent
2026	40 percent
2027	50 percent
2028	60 percent
2029	70 percent
2030	80 percent
2031	90 percent”.

1 (b) CONFORMING AMENDMENT.—Section 209(k)(1)
 2 of such Act (42 U.S.C. 409(k)(1)) (as amended by section
 3 101) is further amended by inserting “215(a)(1)(F),”
 4 after “215(a)(1)(E),”.

5 **SEC. 202. REPEAL OF THE RETIREMENT EARNINGS TEST.**

6 (a) IN GENERAL.—Subsections (b), (c)(1), (d), (f),
 7 (h), (j), and (k) of section 203 of the Social Security Act
 8 (42 U.S.C. 403) are repealed.

9 (b) CONFORMING AMENDMENTS.—Section 203 of
 10 such Act (as amended by subsection (a)) is further amend-
 11 ed—

12 (1) by redesignating subsections (c), (e), (g),
 13 and (l) as subsections (b), (c), (d), and (e), respec-
 14 tively;

15 (2) in subsection (b) (as so redesignated)—

16 (A) by striking “NONCOVERED WORK
 17 OUTSIDE THE UNITED STATES OR”;

18 (B) by redesignating paragraphs (2), (3),
 19 and (4) as paragraphs (1), (2), and (3), respec-
 20 tively;

1 (C) by striking “paragraphs (2), (3), and
2 (4) of”; and

3 (D) by striking the last sentence.

4 (3) in subsection (c) (as so redesignated), by
5 striking “subsections (c) and (d)” and inserting
6 “subsection (b)”;

7 (4) in subsection (d) (as so redesignated), by
8 striking “subsection (c)” each place it appears and
9 inserting “subsection (b)”;

10 (5) in subsection (e) (as so redesignated), by
11 striking “subsection (g) or (h)(1)(A)” and inserting
12 “subsection (d)”.

13 (c) ADDITIONAL CONFORMING AMENDMENTS.—

14 (1) PROVISIONS RELATING TO BENEFITS TER-
15 MINATED UPON DEPORTATION.—Section 202(n)(1)
16 of the Social Security Act (42 U.S.C. 402(n)(1)) is
17 amended by striking “Section 203(b), (c), and (d)”
18 and inserting “Section 203(b)”.

19 (2) PROVISIONS RELATING TO EXEMPTIONS
20 FROM REDUCTIONS BASED ON EARLY RETIRE-
21 MENT.—Section 202(q) of such Act (42 U.S.C.
22 402(q)) is amended—

23 (A) in paragraph (5)(B), by striking “sec-
24 tion 203(c)(2)” and inserting “section
25 203(b)(1)”;

1 (B) in paragraph (7)(A), by striking “de-
2 ductions under section 203(b), 203(c)(1),
3 203(d)(1), or 222(b)” and inserting “deduc-
4 tions on account of work under section 203 or
5 deductions under section 222(b)”.

6 (3) PROVISIONS RELATING TO EXEMPTIONS
7 FROM REDUCTIONS BASED ON DISREGARD OF CER-
8 TAIN ENTITLEMENTS TO CHILD’S INSURANCE BENE-
9 FITS.—Section 202(s) of such Act (42 U.S.C.
10 402(s)) is amended—

11 (A) in paragraph (1), by striking “para-
12 graphs (2), (3), and (4) of section 203(c)” and
13 inserting “paragraphs (1), (2), and (3) of sec-
14 tion 203(b)”; and

15 (B) in paragraph (3), by striking “The last
16 sentence of subsection (c) of section 203, sub-
17 section (f)(1)(C) of section 203, and sub-
18 sections” and inserting “Subsections”.

19 (4) PROVISIONS RELATING TO SUSPENSION OF
20 ALIENS’ BENEFITS.—Section 202(t)(7) of such Act
21 (42 U.S.C. 402(t)(7)) is amended by striking “Sub-
22 sections (b), (c), and (d)” and inserting “Subsection
23 (b)”.

24 (5) PROVISIONS RELATING TO REDUCTIONS IN
25 BENEFITS BASED ON MAXIMUM BENEFITS.—Section

1 203(a)(3)(B)(iii) of such Act (42 U.S.C.
2 403(a)(3)(B)(iii)) is amended by striking “and sub-
3 sections (b), (c), and (d)” and inserting “and sub-
4 section (b)”.

5 (6) PROVISIONS RELATING TO PENALTIES FOR
6 MISREPRESENTATIONS CONCERNING EARNINGS FOR
7 PERIODS SUBJECT TO DEDUCTIONS ON ACCOUNT OF
8 WORK.—Section 208(a)(1)(C) of such Act (42
9 U.S.C. 408(a)(1)(C)) is amended by striking “under
10 section 203(f) of this title for purposes of deductions
11 from benefits” and inserting “under section 203 for
12 purposes of deductions from benefits on account of
13 work”.

14 (7) PROVISIONS TAKING INTO ACCOUNT EARN-
15 INGS IN DETERMINING BENEFIT COMPUTATION
16 YEARS.—Clause (I) in the next to last sentence of
17 section 215(b)(2)(A) of such Act (42 U.S.C.
18 415(b)(2)(A)) is amended by striking “no earnings
19 as described in section 203(f)(5) in such year” and
20 inserting “no wages, and no net earnings from self-
21 employment (in excess of net loss from self-employ-
22 ment), in such year”.

23 (8) PROVISIONS RELATING TO ROUNDING OF
24 BENEFITS.—Section 215(g) of such Act (42 U.S.C.

1 415(g)) is amended by striking “and any deduction
2 under section 203(b)”.

3 (9) PROVISIONS DEFINING INCOME FOR PUR-
4 POSES OF SSI.—Section 1612(a) of such Act (42
5 U.S.C. 1382a(a)) is amended—

6 (A) in paragraph (1)(A), by striking “as
7 determined under section 203(f)(5)(C)” and in-
8 serting “as defined in the last two sentences of
9 this subsection”; and

10 (B) by adding at the end (after and below
11 paragraph (2)(H)) the following:

12 “For purposes of paragraph (1)(A), the term ‘wages’
13 means wages as defined in section 209, but computed
14 without regard to the limitations as to amounts of remu-
15 neration specified in paragraphs (1), (6)(B), (6)(C),
16 (7)(B), and (8) of section 209(a). In making the computa-
17 tion under the preceding sentence, (A) services which do
18 not constitute employment as defined in section 210, per-
19 formed within the United States by an individual as an
20 employee or performed outside the United States in the
21 active military or naval services of the United States, shall
22 be deemed to be employment as so defined if the remu-
23 neration for such services is not includible in computing
24 the individual’s net earnings or net loss from self-employ-
25 ment for purposes of title II, and (B) the term ‘wages’

1 shall be deemed not to include (i) the amount of any pay-
2 ment made to, or on behalf of, an employee or any of his
3 or her dependents (including any amount paid by an em-
4 ployer for insurance or annuities, or into a fund, to pro-
5 vide for any such payment) on account of retirement, or
6 (ii) any payment or series of payments by an employer
7 to an employee or any of his or her dependents upon or
8 after the termination of the employee's employment rela-
9 tionship because of retirement after attaining an age spec-
10 ified in a plan referred to in section 209(a)(11)(B) or in
11 a pension plan of the employer.”.

12 (d) EFFECTIVE DATE.—The amendments made by
13 this section shall apply with respect to taxable years end-
14 ing after December 31, 2022.

15 **TITLE III—IMPROVING** 16 **RETIREMENT SECURITY**

17 **SEC. 301. PHASEOUT OF TAX ON SOCIAL SECURITY BENE-**
18 **FITS RELATING TO THE SOCIAL SECURITY**
19 **TRUST FUNDS.**

20 (a) IN GENERAL.—Section 86 of the Internal Rev-
21 enue Code of 1986 is amended by adding at the end the
22 following new subsection:

23 “(g) PHASEOUT OF TAX RELATING TO THE SOCIAL
24 SECURITY TRUST FUNDS.—

1 “(1) IN GENERAL.—In the case of any taxable
 2 year beginning after December 31, 2044, and before
 3 January 1, 2054, the base amount shall be deter-
 4 mined under subsection (c)(1) by—

5 “(A) substituting for ‘\$25,000’ the amount
 6 determined in accordance with the following
 7 table:

**“For taxable years beginning The amount is—
 in calendar year—**

2045	\$32,500
2046	\$40,000
2047	\$47,500
2048	\$55,000
2049	\$62,500
2050	\$70,000
2051	\$77,500
2052	\$85,000
2053	\$92,500

8 “(B) substituting for ‘\$32,000’ the amount
 9 determined in accordance with the following
 10 table:

**“For taxable years beginning The amount is—
 in calendar year—**

2045	\$65,000
2046	\$80,000
2047	\$95,000
2048	\$110,000
2049	\$125,000
2050	\$140,000
2051	\$155,000
2052	\$170,000
2053	\$185,000

11 “(2) TERMINATION AFTER 2053 OF TAX RELAT-
 12 ING TO THE SOCIAL SECURITY TRUST FUNDS.—In
 13 the case of any taxable year beginning after Decem-
 14 ber 31, 2053—

15 “(A) subsection (a)(1) shall not apply, and

1 “(B) the amount determined under para-
2 graph (3)(A) shall be zero.

3 “(3) PRESERVATION OF TAX RELATING TO THE
4 HOSPITAL INSURANCE TRUST FUND.—In the case of
5 any taxable year beginning after December 31,
6 2044, the amount determined under subsection
7 (a)(2) shall be equal to the sum of—

8 “(A) the amount determined under sub-
9 section (a)(1) (after the application of para-
10 graphs (1) and (2) of this subsection), plus

11 “(B) the excess of—

12 “(i) the amount determined under
13 subsection (a)(2)—

14 “(I) without regard to this para-
15 graph, and

16 “(II) by determining the base
17 amount, and the amount determined
18 under subsection (a)(1), without re-
19 gard to paragraphs (1) and (2) of this
20 subsection, over

21 “(ii) the amount determined under
22 subsection (a)(1) without regard to para-
23 graphs (1) and (2) of this subsection.”.

24 (b) CONFORMING AMENDMENT.—Section
25 871(a)(3)(A) of such Code is amended by inserting “(35

1 percent in the case of taxable years beginning after De-
2 cember 31, 2053)” after “85 percent”.

3 (c) TRANSFERS TO TRUST FUNDS.—With respect to
4 tax liabilities determined for taxable years beginning after
5 December 31, 2044, the aggregate increase in tax liabil-
6 ities described in section 121(e)(1)(A)(ii) of the Social Se-
7 curity Amendments of 1983 (and referred to in section
8 121(e)(1)(B) of such Act) shall be equal to the aggregate
9 increase in tax liabilities under chapter 1 of the Internal
10 Revenue Code of 1986 which is attributable to section
11 86(a)(2) of such Code (determined after application of
12 section 86(g)(3) of such Code). With respect to tax liabil-
13 ities for taxable years beginning after December 31, 2053,
14 such aggregate shall be increased by the aggregate in-
15 crease in such tax liabilities which is attributable to sec-
16 tion 871(a)(3)(A) of such Code.

17 (d) EFFECTIVE DATES.—

18 (1) IN GENERAL.—Except as otherwise pro-
19 vided in this subsection, the amendments made by
20 this section shall apply to taxable years beginning
21 after December 31, 2044.

22 (2) CONFORMING AMENDMENT.—The amend-
23 ment made by subsection (b) shall apply to taxable
24 years beginning after December 31, 2053.

1 **SEC. 302. OPTION TO CLAIM DELAYED RETIREMENT CRED-**
2 **IT IN PARTIAL LUMP SUM.**

3 Section 202(w) of the Social Security Act (42 U.S.C.
4 402(w)) is amended by adding at the end the following:

5 “(7)(A) In any case in which an individual becomes
6 entitled to an old-age insurance benefit in a calendar year
7 after 2022, and such benefit is subject to a monthly in-
8 crease under paragraph (1), such individual may elect to
9 receive, in lieu of the monthly increase under paragraph
10 (1)—

11 “(i) an alternate monthly increase as deter-
12 mined under subparagraph (E); and

13 “(ii) in addition to such monthly benefit as in-
14 creased under clause (i), a one-time lump sum pay-
15 ment, payable at the time of such individual’s enti-
16 tlement to such benefit, equal to the sum of the
17 present values (as determined by the Commissioner
18 of Social Security using reasonable assumptions) of
19 the applicable percentage (determined under sub-
20 paragraph (B)) of the amount of such monthly ben-
21 efit (as determined before the application of such in-
22 crease) for each month in the life expectancy period
23 (determined under subparagraph (C)).

24 “(B) The applicable percentage determined under
25 this subparagraph is the percentage equal to the product
26 of—

1 “(i) $\frac{1}{6}$ of 1 percent, multiplied by

2 “(ii) the number (if any) of the increment
3 months for such individual.

4 “(C) The life expectancy period determined under
5 this subparagraph is, with respect to an individual, the
6 period—

7 “(i) beginning with the month in which the in-
8 dividual becomes entitled to an old-age insurance
9 benefit; and

10 “(ii) ending with the month before the last
11 month of life expectancy (as determined by the Com-
12 missioner of Social Security using reasonable actu-
13 arial assumptions) for the cohort of individuals who
14 become eligible for an old-age insurance benefit in
15 the same month as the individual.

16 “(D) The Commissioner of Social Security shall cer-
17 tify to the Managing Trustee of the Federal Old-Age and
18 Survivors Insurance Trust Fund the amount of any lump
19 sum payment payable to an individual under subpara-
20 graph (A) and, upon receipt of such certification, the Man-
21 aging Trustee shall make payment of such lump sum pay-
22 ment to such individual from such Trust Fund.

23 “(E) An alternate monthly increase for an individual
24 determined under this subparagraph shall be equal to the
25 monthly increase for the individual that would be deter-

1 mined under paragraph (1) if such monthly increase were
2 determined by substituting ‘ $\frac{1}{2}$ ’ for ‘ $\frac{2}{3}$ ’ in paragraph
3 (6)(D).

4 “(F)(i) For purposes of determining the amount of
5 any benefit payable under this title on the basis of the
6 wages and self-employment income of an individual who
7 makes an election under this paragraph, the amount of
8 any such benefit shall be determined as if such individual’s
9 old-age benefit had been increased under paragraph (1)
10 without regard to this paragraph.

11 “(ii) For purposes of applying any reduction under
12 subsection (k)(3)(A) to the monthly insurance benefit of
13 an individual who makes an election under this paragraph,
14 the amount of such individual’s old-age benefit shall be
15 determined as if such old-age benefit had been increased
16 under paragraph (1) without regard to this paragraph.”.

17 **SEC. 303. STRENGTHENING SOCIAL SECURITY FOR LOW-IN-**
18 **COME SENIORS.**

19 (a) IN GENERAL.—Section 202 of the Social Security
20 Act (42 U.S.C. 402) is amended by adding at the end the
21 following:

22 “(aa) INCREASE IN BENEFIT AMOUNTS ON ACCOUNT
23 OF LONG-TERM ELIGIBILITY.—(1) In the case of an indi-
24 vidual who is a qualified beneficiary for a calendar year
25 after 2022, the amount of any monthly insurance benefit

1 of such qualified beneficiary under this section or section
2 223 for any month in such calendar year shall be in-
3 creased in accordance with paragraph (3).

4 “(2)(A) For purposes of this subsection, the term
5 ‘qualified beneficiary’ for a calendar year means an indi-
6 vidual in any case in which—

7 “(i) such calendar year begins at least 20 years
8 after the applicable date of eligibility for such indi-
9 vidual; and

10 “(ii) such individuals’s modified adjusted gross
11 income (applicable with respect to such calendar
12 year as determined under subparagraph (C)) is less
13 than (subject to subparagraph (D)) the applicable
14 base amount for such calendar year, or in the case
15 of a joint return (within the meaning of section
16 7701(a)(38) of the Internal Revenue Code of 1986),
17 double such applicable base amount.

18 “(B) For purposes of this subsection, the applicable
19 date of eligibility for an individual is the date on which
20 the individual on whose wages and self-employment in-
21 come the monthly insurance benefit is based initially be-
22 came eligible (or died before becoming eligible) for old-
23 age insurance benefits under subsection (a) or entitled to
24 disability insurance benefits under section 223.

1 “(C) An individual’s modified adjusted gross income
2 applicable with respect to a calendar year shall be as de-
3 termined for purposes of section 1839(i)(4) with respect
4 to premiums for a month in such year.

5 “(D) For purposes of subparagraph (A)(ii), the appli-
6 cable base amount for a calendar year is—

7 “(i) in the case of calendar year 2023, \$25,000;
8 and

9 “(ii) In the case of any calendar year beginning
10 after 2023, the product (rounded to the nearest mul-
11 tiple of \$1,000) of \$25,000 and the percentage (if
12 any) by which the average of the Chained Consumer
13 Price Index for All Urban Consumers (C-CPI-U, as
14 published in its initial version by the Bureau of
15 Labor Statistics of the Department of Labor) for
16 the 12-month period ending with August of the pre-
17 ceding calendar year exceeds such average for the
18 12-month period ending with August 2022.

19 “(3)(A) The increase required under paragraph (1)
20 with respect to the monthly insurance benefit of an indi-
21 vidual who is a qualified beneficiary for a calendar year
22 shall be equal to the applicable percentage (specified for
23 such benefit in subparagraph (B)) of the full increase
24 amount for such calendar year (determined under sub-
25 paragraph (C)).

1 “(B) The applicable percentage specified for a
 2 monthly insurance benefit under this subparagraph for a
 3 calendar year is the percentage specified, in connection
 4 with the number of years ending after the applicable date
 5 of eligibility for such individual and before such calendar
 6 year, in the following table:

“If the number of years is:	The applicable percentage is:
20	20 percent
21	40 percent
22	60 percent
23	80 percent
24 or more	100 percent.

7 “(C)(i) Except as provided in clauses (ii) and (iii),
 8 the full increase amount determined under this subpara-
 9 graph for a calendar year in connection with the monthly
 10 insurance benefit of a qualified beneficiary is a dollar
 11 amount equal to 5 percent of the primary insurance
 12 amount of a hypothetical individual if—

13 “(I) such primary insurance amount is deter-
 14 mined for January of such calendar year;

15 “(II) on January 1 of the calendar year in
 16 which occurred the applicable date of eligibility with
 17 respect to such qualified beneficiary, such hypo-
 18 theoretical individual were fully insured, attained retire-
 19 ment age (as defined in section 216(l)(2)) and were
 20 otherwise eligible for, and applied for, old-age insur-
 21 ance benefits; and

1 “(III) such hypothetical individual’s average in-
2 dexed monthly earnings taken into account in deter-
3 mining such primary insurance amount were equal
4 to $\frac{1}{12}$ of the national average wage index (as de-
5 fined in section 209(k)(1)) for the second year prior
6 to such calendar year.

7 “(ii)(I) In the case of a monthly insurance benefit
8 under subsection (b) or (c), the full increase amount deter-
9 mined under this subparagraph shall be one-half the
10 amount determined under clause (i); or

11 “(II) In the case of a monthly insurance benefit
12 under subsection (d), (g), or (h), the full increase amount
13 determined under this subparagraph shall be the percent-
14 age of the amount determined under clause (i) equal to
15 the ratio which the amount of such benefit bears to the
16 primary insurance amount (before the application of sec-
17 tion 203(a)) of the individual on whose wages and self-
18 employment income the monthly insurance benefit is
19 based.

20 “(iii) In the case of an individual whose applicable
21 date of eligibility is before 2019, the full increase amount
22 determined under this subparagraph shall be the product
23 of—

1 “(I) the amount determined under clause (i)
2 (after application of any reduction under clause (ii));
3 and

4 “(II) a fraction—

5 “(aa) the numerator of which is the num-
6 ber of calendar years in the period beginning
7 with calendar year 2019 and ending with the
8 first calendar year for which the individual is a
9 qualified beneficiary; and

10 “(bb) the denominator of which is 24.

11 “(4) In the case of a qualified beneficiary who is enti-
12 tled to 2 or more monthly insurance benefits under this
13 title for the same month—

14 “(A) the earliest applicable date of eligibility for
15 such beneficiary with respect to such benefits shall
16 be treated as the applicable date of eligibility for
17 such beneficiary for the purposes of this subsection;
18 and

19 “(B) such beneficiary shall be entitled to an in-
20 crease with respect only to one such benefit.

21 “(5) This subsection shall be applied to monthly in-
22 surance benefits after any increase under subsection (w)
23 and any applicable reductions and deductions under this
24 title.

1 “(6) In any case in which an individual is entitled
2 to benefits under both this section and section 223, the
3 increase under this subsection shall be paid from the Fed-
4 eral Old-Age and Survivors Insurance Trust Fund.”.

5 (b) CONFORMING AMENDMENTS.—

6 (1) Section 202 of such Act (42 U.S.C. 402) is
7 amended—

8 (A) in the last sentence of subsection (a),
9 by striking “subsection (q) and subsection (w)”
10 and inserting “subsections (q), (w), and (aa)”;

11 (B) in subsection (b)(2), by striking “sub-
12 sections (k)(5) and (q)” and inserting “sub-
13 sections (k)(5), (q), and (aa)”;

14 (C) in subsection (c)(2), by striking “sub-
15 sections (k)(5) and (q)” and inserting “sub-
16 sections (k)(5), (q), and (aa)”;

17 (D) in subsection (d)(2), by adding at the
18 end the following: “This paragraph shall apply
19 subject to subsection (aa).”;

20 (E) in subsection (e)(2)(A), by striking
21 “subsection (k)(5), subsection (q), and subpara-
22 graph (D) of this paragraph” and inserting
23 “subsection (k)(5), subsection (q), subsection
24 (aa), and subparagraph (D) of this paragraph”;

1 (F) in subsection (f)(2)(A), by striking
2 “subsection (k)(5), subsection (q), and subpara-
3 graph (D) of this paragraph” and inserting
4 “subsection (k)(5), subsection (q), subsection
5 (aa), and subparagraph (D) of this paragraph”;

6 (G) in subsection (g)(2), by striking
7 “Such” and inserting “Except as provided in
8 subsections (k)(5) and (aa), such”;

9 (H) in subsection (h)(2)(A), by inserting
10 “and subsection (aa)” after “subparagraphs
11 (B) and (C)”; and

12 (I) in section 223(a)(2), by striking “sec-
13 tion 202(q)” and inserting “sections 202(q) and
14 202(aa)”.

15 (2) Section 203(a)(4) of such Act (42 U.S.C.
16 403(a)(4)) is amended by inserting after “section
17 222(b)” the following: “and before any increase
18 under section 202(aa)”.

19 (3) Section 209(k)(1) of such Act (42 U.S.C.
20 409(k)(1)) is amended by inserting
21 “202(aa)(2)(D)(i), 202(aa)(3)(C)(i)(II),” before
22 “203(f)(8)(B)(ii)”.

23 **SEC. 304. END 7-YEAR LIMITATION FOR DISABLED SUR-**
24 **VIVING SPOUSES.**

25 (a) WIDOW’S INSURANCE BENEFITS.—

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

3 (A) in paragraph (1)(B)(ii), by striking
4 “which began before the end of the period spec-
5 ified in paragraph (4)”;

6 (B) in paragraph (1)(F)(ii), by striking
7 “(I) in the period specified in paragraph (4)
8 and (II)”;

9 (C) by striking paragraph (4) and by re-
10 designating paragraphs (5) through (8) as
11 paragraphs (4) through (7), respectively; and

12 (D) in paragraph (4)(A)(ii) (as redesign-
13 ated by subparagraph (C)), by striking
14 “whichever” and all that follows through “be-
15 gins” and inserting “the first day of the seven-
16 teenth month before the month in which her ap-
17 plication is filed”.

18 (2) CONFORMING AMENDMENTS.—

19 (A) Section 202(e)(1)(F)(i) of such Act
20 (42 U.S.C. 402(e)(1)(F)(i)) is amended by
21 striking “paragraph (5)” and inserting “para-
22 graph (4)”.

23 (B) Section 202(e)(1)(C)(ii)(III) of such
24 Act (42 U.S.C. 402(e)(2)(C)(ii)(III)) is amend-

1 ed by striking “paragraph (8)” and inserting
2 “paragraph (6)”.

3 (C) Section 226(e)(1)(A)(i) of such Act
4 (42 U.S.C. 426(e)(1)(A)(i)) is amended by
5 striking “202(e)(4),”.

6 (b) WIDOWER’S INSURANCE BENEFITS.—

7 (1) IN GENERAL.—Section 202(f) of such Act
8 (42 U.S.C. 402(f)) is amended—

9 (A) in paragraph (1)(B)(ii), by striking
10 “which began before the end of the period spec-
11 ified in paragraph (4)”;

12 (B) in paragraph (1)(F)(ii), by striking
13 “(I) in the period specified in paragraph (4)
14 and (II)”;

15 (C) by striking paragraph (4) and by re-
16 designating paragraphs (5) through (8) as
17 paragraphs (4) through (7), respectively; and

18 (D) in paragraph (4)(A)(ii) (as redesign-
19 ated by subparagraph (C)), by striking
20 “whichever” and all that follows through “be-
21 gins” and inserting “the first day of the seven-
22 teenth month before the month in which his ap-
23 plication is filed”.

24 (2) CONFORMING AMENDMENTS.—

1 (A) Section 202(f)(1)(F)(i) of such Act (42
2 U.S.C. 402(f)(1)(F)(i)) is amended by striking
3 “paragraph (5)” and inserting “paragraph
4 (4)”.

5 (B) Section 202(f)(1)(C)(ii)(III) of such
6 Act (42 U.S.C. 402(f)(2)(C)(ii)(III)) is amend-
7 ed by striking “paragraph (8)” and inserting
8 “paragraph (6)”.

9 (C) Section 226(e)(1)(A)(i) of such Act (as
10 amended by subsection (a)(2)(C)) is further
11 amended by striking “202(f)(1)(B)(ii), and
12 202(f)(4)” and inserting “and
13 202(f)(1)(B)(ii)”.

14 (c) EFFECTIVE DATE.—The amendments made by
15 this section shall apply with respect to benefits payable
16 for months after December 2022 and for which applica-
17 tions are filed after December 2022.

18 **SECTION 305. BENEFITS FOR DISABLED SURVIVING**
19 **SPOUSES.**

20 (a) IN GENERAL.—

21 (1) ELIGIBILITY FOR WIDOW’S INSURANCE
22 BENEFITS.—Section 202(e)(1)(B)(ii) of the Social
23 Security Act (42 U.S.C. 402(e)(1)(B)(ii)) is amend-
24 ed by striking “has attained age 50 but has not at-
25 tained age 60 and”.

1 (2) ELIGIBILITY FOR WIDOWER'S INSURANCE
2 BENEFITS.—Section 202(f)(1)(B)(ii) of such Act (42
3 U.S.C. 402(f)(1)(B)(ii)) is amended by striking “has
4 attained age 50 but has not attained age 60 and”.

5 (3) CONFORMING AMENDMENT.—Section
6 202(q)(3)(A) of such Act (42 U.S.C. 402(q)(3)(A))
7 is amended by striking “If the first month” and all
8 that follows through “widow's or widower's insur-
9 ance benefit)” and inserting “If the first month for
10 which an individual both is entitled to a wife's or
11 husband's insurance benefit and has attained age 62
12 or for which an individual is entitled to a widow's or
13 widower's insurance benefit”.

14 (b) PRECLUSION OF ENTITLEMENT AFTER EARLY
15 REMARRIAGE.—

16 (1) WIDOW'S INSURANCE BENEFITS.—Section
17 202(e)(1)(B)(ii) of such Act (42 U.S.C.
18 402(e)(1)(B)(ii)) is amended by inserting “and has
19 not remarried prior to attaining the age which is 12
20 years less than early retirement age (as defined in
21 section 216(l)(2))” before the comma.

22 (2) WIDOWER'S INSURANCE BENEFITS.—Sec-
23 tion 202(f)(1)(B)(ii) of such Act (42 U.S.C.
24 402(f)(1)(B)(ii)) is amended by inserting “and has
25 not remarried prior to attaining the age which is 12

1 for months after December 2022 and for which applica-
2 tions are filed after December 2022.