

114TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

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

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IN THE SENATE OF THE UNITED STATES

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

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## 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.