

105TH CONGRESS  
1ST SESSION

# S. 139

To amend titles II and XVIII of the Social Security Act to prohibit the use of social security and Medicare trust funds for certain expenditures relating to union representatives at the Social Security Administration and the Department of Health and Human Services.

---

## IN THE SENATE OF THE UNITED STATES

JANUARY 21, 1997

Mr. FAIRCLOTH (for himself, Mr. LOTT, Mr. HELMS, Mr. BENNETT, Mr. KYL, Mr. SMITH of New Hampshire, Mr. THURMOND, Mr. BOND, and Mr. SHELBY) introduced the following bill; which was read twice and referred to the Committee on Finance

---

## A BILL

To amend titles II and XVIII of the Social Security Act to prohibit the use of social security and Medicare trust funds for certain expenditures relating to union representatives at the Social Security Administration and the Department of Health and Human Services.

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 and  
5 Medicare Trust Funds Protection Act of 1997”.

1 **SEC. 2. PROHIBITION OF USE OF SOCIAL SECURITY AND**  
2 **MEDICARE TRUST FUNDS FOR EXPENDI-**  
3 **TURES RELATING TO UNION REPRESENTA-**  
4 **TIVES AT SOCIAL SECURITY ADMINISTRA-**  
5 **TION AND DEPARTMENT OF HEALTH AND**  
6 **HUMAN SERVICES.**

7 (a) SOCIAL SECURITY ADMINISTRATION.—Section  
8 201(g)(1)(A) of the Social Security Act (42 U.S.C.  
9 401(g)(1)(A)) is amended by adding at the end the follow-  
10 ing: “Nothing in the preceding sentence shall be construed  
11 to authorize the use of the Trust Funds for expenditures  
12 for official time for employees of the Social Security Ad-  
13 ministration pursuant to section 7131 of title 5, United  
14 States Code, or for facilities or support services for labor  
15 organizations pursuant to policies, regulations, or proce-  
16 dures referred to in section 7135(b) of such title.”.

17 (b) DEPARTMENT OF HEALTH AND HUMAN SERV-  
18 ICES.—

19 (1) PART A TRUST FUND.—Section 1817(h) of  
20 the Social Security Act (42 U.S.C. 1395i(h)) is  
21 amended by adding at the end the following: “Noth-  
22 ing in the preceding sentence shall be construed to  
23 authorize the use of the Trust Fund for expendi-  
24 tures for official time for employees of the Depart-  
25 ment of Health and Human Services pursuant to  
26 section 7131 of title 5, United States Code, or for

1 facilities or support services for labor organizations  
2 pursuant to policies, regulations, or procedures re-  
3 ferred to in section 7135(b) of such title.”.

4 (2) PART B TRUST FUND.—Section 1841(g) of  
5 the Social Security Act (42 U.S.C. 1395t(g)) is  
6 amended by adding at the end the following: “Noth-  
7 ing in the preceding sentence shall be construed to  
8 authorize the use of the Trust Fund for expendi-  
9 tures for official time for employees of the Depart-  
10 ment of Health and Human Services pursuant to  
11 section 7131 of title 5, United States Code, or for  
12 facilities or support services for labor organizations  
13 pursuant to policies, regulations, or procedures re-  
14 ferred to in section 7135(b) of such title.”.

15 (c) EFFECTIVE DATE.—The amendments made by  
16 this section apply to any collective bargaining agreement  
17 entered into after the date of enactment of this Act.

○