

107TH CONGRESS  
2D SESSION

# S. 2387

To amend title II of the Social Security Act to deny social security old-age, survivors, and disability insurance benefits to fugitive felons and individuals fleeing prosecution, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

APRIL 29, 2002

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

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## A BILL

To amend title II of the Social Security Act to deny social security old-age, survivors, and disability insurance benefits to fugitive felons and individuals fleeing prosecution, and for other purposes.

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. DENIAL OF SOCIAL SECURITY OLD-AGE AND**  
 2 **SURVIVORS AND DISABILITY INSURANCE**  
 3 **BENEFITS TO FUGITIVE FELONS AND INDI-**  
 4 **VIDUALS FLEEING PROSECUTION; PROVI-**  
 5 **SION OF INFORMATION TO LAW ENFORCE-**  
 6 **MENT OFFICERS.**

7 Section 202(x) of the Social Security Act (42 U.S.C.  
 8 402(x)) is amended—

9 (1) in the heading, by striking “Prisoners” and  
 10 all that follows and inserting the following: “Pris-  
 11 oners, Certain Other Inmates of Publicly Funded In-  
 12 stitutions, and Fugitives”;

13 (2) in paragraph (1)(A)(ii)(IV), by striking  
 14 “or” at the end;

15 (3) in paragraph (1)(A)(iii), by striking the pe-  
 16 riod at the end and inserting a comma;

17 (4) by inserting after paragraph (1)(A)(iii) the  
 18 following:

19 “(iv) is fleeing to avoid prosecution, or custody  
 20 or confinement after conviction, under the laws of  
 21 the place from which the person flees, for a crime,  
 22 or an attempt to commit a crime, which is a felony  
 23 under the laws of the place from which the person  
 24 flees, or which, in the case of the State of New Jer-  
 25 sey, is a high misdemeanor under the laws of such  
 26 State, or

1           “(v) is violating a condition of probation or pa-  
2           role imposed under Federal or State law.”; and

3           (5) in paragraph (3), by adding at the end the  
4           following new subparagraph:

5           “(C) Notwithstanding the provisions of section 552a  
6           of title 5, United States Code, or any other provision of  
7           Federal or State law (other than section 6103 of the Inter-  
8           nal Revenue Code of 1986 and section 1106(c) of this  
9           Act), the Commissioner shall furnish any Federal, State,  
10          or local law enforcement officer, upon the written request  
11          of the officer, with the current address, Social Security  
12          number, and photograph (if applicable) of any individual  
13          who receives a benefit under this title, if the officer fur-  
14          nishes the Commissioner with the name of the individual,  
15          and other identifying information as reasonably required  
16          by the Commissioner to establish the unique identity of  
17          the individual, and notifies the Commissioner that—

18               “(i) the individual—

19                       “(I) is described in clause (iv) or (v) of  
20                       paragraph (1)(A); and

21                       “(II) has information that is necessary for  
22                       the officer to conduct the officer’s official du-  
23                       ties; and

- 1           “(ii) the location or apprehension of the indi-  
2       vidual is within the officer’s official duties.”.

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