

113TH CONGRESS
2D SESSION

S. 2944

To amend the Social Security Act to provide for the termination of social security benefits for individuals who participated in Nazi persecution, and for other purposes.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 19, 2014

Mr. HATCH introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend the Social Security Act to provide for the termination of social security benefits for individuals who participated in Nazi persecution, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “No Social Security for
5 Nazis Act”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

1 (1) Congress enacted social security legislation
2 to provide earned benefits for workers and their
3 families, should they retire, become disabled, or die.

4 (2) Congress never intended for participants in
5 Nazi persecution to be allowed to enter the United
6 States or to reap the benefits of United States resi-
7 dency or citizenship, including participation in the
8 Nation’s Social Security program.

9 **SEC. 3. TERMINATION OF BENEFITS.**

10 (a) IN GENERAL.—Section 202(n)(3) of the Social
11 Security Act (42 U.S.C. 402(n)(3)) is amended to read
12 as follows:

13 “(3) For purposes of paragraphs (1) and (2) of this
14 subsection—

15 “(A) an individual against whom a final order
16 of removal has been issued under section
17 237(a)(4)(D) of the Immigration and Nationality
18 Act on grounds of participation in Nazi persecution
19 shall be considered to have been removed under such
20 section as of the date on which such order became
21 final;

22 “(B) an individual with respect to whom an
23 order admitting the individual to citizenship has
24 been revoked and set aside under section 340 of the
25 Immigration and Nationality Act in any case in

1 which the revocation and setting aside is based on
2 conduct described in section 212(a)(3)(E)(i) of such
3 Act (relating to participation in Nazi persecution),
4 concealment of a material fact about such conduct,
5 or willful misrepresentation about such conduct shall
6 be considered to have been removed as described in
7 paragraph (1) as of the date of such revocation and
8 setting aside; and

9 “(C) an individual who pursuant to a settle-
10 ment agreement with the Attorney General has ad-
11 mitted to conduct described in section
12 212(a)(3)(E)(i) of the Immigration and Nationality
13 Act (relating to participation in Nazi persecution)
14 and who pursuant to such settlement agreement has
15 lost status as a national of the United States by a
16 renunciation under section 349(a)(5) of the Immi-
17 gration and Nationality Act shall be considered to
18 have been removed as described in paragraph (1) as
19 of the date of such renunciation.”.

20 (b) OTHER BENEFITS.—Section 202(n) of such Act
21 (42 U.S.C. 402(n)) is amended by adding at the end the
22 following:

23 “(4) In the case of any individual described in para-
24 graph (3) whose monthly benefits are terminated under
25 paragraph (1)—

1 “(A) no benefits otherwise available under sec-
2 tion 202 based on the wages and self-employment
3 income of any other individual shall be paid to such
4 individual for any month after such termination; and

5 “(B) no supplemental security income benefits
6 under title XVI shall be paid to such individual for
7 any such month, including supplementary payments
8 pursuant to an agreement for Federal administra-
9 tion under section 1616(a) and payments pursuant
10 to an agreement entered into under section 212(b)
11 of Public Law 93–66”.

12 **SEC. 4. NOTIFICATIONS.**

13 Section 202(n)(2) of the Social Security Act (42
14 U.S.C. 402(n)(2)) is amended to read as follows:

15 “(2)(A) In the case of the removal of any indi-
16 vidual under any of the paragraphs of section 237(a)
17 of the Immigration and Nationality Act (other than
18 under paragraph (1)(C) of such section) or under
19 section 212(a)(6)(A) of such Act, the revocation and
20 setting aside of citizenship of any individual under
21 section 340 of the Immigration and Nationality Act
22 in any case in which the revocation and setting aside
23 is based on conduct described in section
24 212(a)(3)(E)(i) of such Act (relating to participation
25 in Nazi persecution), or the renunciation of nation-

1 ality by any individual under section 349(a)(5) of
2 such Act pursuant to a settlement agreement with
3 the Attorney General where the individual has ad-
4 mitted to conduct described in section
5 212(a)(3)(E)(i) of the Immigration and Nationality
6 Act (relating to participation in Nazi persecution)
7 occurring after the date of the enactment of the No
8 Social Security for Nazis Act, the Attorney General
9 or the Secretary of Homeland Security shall notify
10 the Commissioner of Social Security of such re-
11 moval, revocation and setting aside, or renunciation
12 of nationality not later than 7 days after such re-
13 moval, revocation and setting aside, or renunciation
14 of nationality (or, in the case of any such removal,
15 revocation and setting aside, or renunciation of na-
16 tionality that has occurred prior to the date of the
17 enactment of the No Social Security for Nazis Act,
18 not later than 7 days after such date of enactment).

19 “(B)(i) Not later than 30 days after the enact-
20 ment of the No Social Security for Nazis Act, the
21 Attorney General shall certify to the Committee on
22 Ways and Means of the House of Representatives
23 and the Committee on Finance of the Senate that
24 the Commissioner of Social Security has been noti-
25 fied of each removal, revocation and setting aside, or

1 renunciation of nationality described in subpara-
2 graph (A).

3 “(ii) Not later than 30 days after each notifica-
4 tion with respect to an individual under subpara-
5 graph (A), the Commissioner of Social Security shall
6 certify to the Committee on Ways and Means of the
7 House of Representatives and the Committee on Fi-
8 nance of the Senate that such individual’s benefits
9 were terminated under this subsection.”.

10 **SEC. 5. EFFECTIVE DATE.**

11 The amendments made by this Act shall apply with
12 respect to benefits paid for any month beginning after the
13 date of the enactment of this Act.

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