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114TH CONGRESS
1ST SESSION

H. R. 1404

To amend the method by which the Social Security Administration determines the validity of marriages under title II of the Social Security Act.

IN THE HOUSE OF REPRESENTATIVES

MARCH 17, 2015

Mr. KIND (for himself, Ms. ESTY, Ms. ROS-LEHTINEN, Mr. CURBELO of Florida, Ms. NORTON, Ms. SPEIER, Ms. CLARKE of New York, Mr. RANGEL, Mrs. DAVIS of California, Mr. LEWIS, Mr. MURPHY of Florida, Ms. DELBENE, Mr. GRIJALVA, Mr. LOWENTHAL, Mr. PETERS, Mr. CÁRDENAS, Mr. CARTWRIGHT, Mr. TONKO, Mr. BLUMENAUER, Mr. FARR, Mr. HIGGINS, Ms. MOORE, Mr. HASTINGS, Mr. POLIS, Mr. POCAN, Mr. VAN HOLLEN, Mr. HONDA, Mr. ENGEL, Ms. PINGREE, Ms. EDWARDS, Ms. CHU of California, Mrs. CAPPS, Mr. SCHIFF, Mr. GRAYSON, Mr. DELANEY, Mr. O'ROURKE, Mr. ELLISON, Ms. TITUS, Mr. GARAMENDI, Mr. MCGOVERN, and Mr. CICILLINE) introduced the following bill; which was referred to the Committee on Ways and Means

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A BILL

To amend the method by which the Social Security Administration determines the validity of marriages under title II of the Social Security Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Social Security and Marriage Equality Act".

SEC. 2. DETERMINATION OF VALID MARRIAGE UNDER THE SOCIAL SECURITY ACT.

(a) IN GENERAL.—Section 216(h)(1)(A)(i) of the Social Security Act (42 U.S.C. 416(h)(1)(A)(i)) is amended by striking ''is domiciled'' and all that follows through ''the District of Columbia,'' and inserting ''and such applicant were married (or, if such insured individual and such applicant were not married in any State but were validly married in another jurisdiction, the courts of any State)''.

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to all final determinations of family status made after June 26, 2013.

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