

115TH CONGRESS
1ST SESSION

H. R. 2792

To amend the Social Security Act to make certain revisions to provisions limiting payment of benefits to fugitive felons under titles II, VIII, and XVI of the Social Security Act.

IN THE HOUSE OF REPRESENTATIVES

JUNE 6, 2017

Mrs. NOEM (for herself and Mr. SAM JOHNSON of Texas) introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To amend the Social Security Act to make certain revisions to provisions limiting payment of benefits to fugitive felons under titles II, VIII, and XVI of the Social Security Act.

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 “Control Unlawful Fu-
5 gitive Felons Act of 2017”.

1 **SEC. 2. REVISIONS TO PROVISIONS LIMITING PAYMENT OF**
2 **BENEFITS TO FUGITIVE FELONS UNDER TI-**
3 **TLES II, VIII, AND XVI OF THE SOCIAL SECU-**
4 **RITY ACT.**

5 (a) TITLE II AMENDMENTS.—

6 (1) FUGITIVE FELON WARRANT REQUIRE-
7 MENT.—Section 202(x)(1)(A)(iv) of the Social Secu-
8 rity Act (42 U.S.C. 402(x)(1)(A)(iv)) is amended—

9 (A) by striking “fleeing to avoid” and in-
10 serting “the subject of an arrest warrant for
11 the purpose of”;

12 (B) by striking “the place from which the
13 person flees” the first place it appears and in-
14 serting “the jurisdiction issuing the warrant”;
15 and

16 (C) by striking “the place from which the
17 person flees” the second place it appears and
18 inserting “the jurisdiction”.

19 (2) PROBATION AND PAROLE VIOLATOR WAR-
20 RANT REQUIREMENT.—Section 202(x)(1)(A)(v) of
21 the Social Security Act (42 U.S.C. 402(x)(1)(A)(v))
22 is amended to read as follows:

23 “(v) is the subject of an arrest war-
24 rant for violating a condition of probation
25 or parole imposed under Federal or State
26 law.”.

1 (b) TITLE VIII AMENDMENTS.—

2 (1) FUGITIVE FELON WARRANT REQUIRE-
3 MENT.—Section 804(a)(2) of such Act (42 U.S.C.
4 1004(a)(2)) is amended—

5 (A) by striking “fleeing to avoid” and in-
6 serting “the subject of an arrest warrant for
7 the purpose of”;

8 (B) by striking “the jurisdiction within the
9 United States from which the person has fled”
10 and inserting “any jurisdiction within the
11 United States”; and

12 (C) by striking “place from which the per-
13 son has fled” and inserting “jurisdiction issuing
14 the warrant”.

15 (2) PROBATION AND PAROLE WARRANT RE-
16 QUIREMENT.—Section 804(a)(3) of the Social Secu-
17 rity Act (42 U.S.C. 1004(a)(3)) is amended to read
18 as follows:

19 “(3) during any part of which the individual is
20 the subject of an arrest warrant for violating a con-
21 dition of probation or parole imposed under Federal
22 or State law; or”.

23 (3) DISCLOSURE.—Section 804 of such Act (42
24 U.S.C. 1004) is amended by adding at the end the
25 following:

1 “(c) Notwithstanding the provisions of section 552a
 2 of title 5, United States Code, or any other provision of
 3 Federal or State law (other than section 6103 of the Inter-
 4 nal Revenue Code of 1986 and section 1106(c) of this
 5 Act), the Commissioner shall furnish any Federal, State,
 6 or local law enforcement officer, upon written request of
 7 the officer, with the current address, Social Security num-
 8 ber, and photograph (if applicable) of any individual who
 9 is a recipient of (or would be such a recipient but for the
 10 application of paragraph (2) or (3) of subsection (a)) ben-
 11 efits under this title, if the officer furnishes the Commis-
 12 sioner with the name of the individual and other identi-
 13 fying information as reasonably required by the Commis-
 14 sioner to establish the unique identity of the individual,
 15 and notifies the Commissioner that—

16 “(1) the individual is described in paragraph
 17 (2) or (3) of subsection (a); and

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

20 (c) TITLE XVI AMENDMENTS.—

21 (1) FUGITIVE FELON WARRANT REQUIRE-
 22 MENT.—Section 1611(e)(4)(A)(i) of such Act (42
 23 U.S.C. 1382(e)(4)(A)(i)) is amended—

1 (A) by striking “fleeing to avoid” and in-
2 serting “the subject of an arrest warrant for
3 the purpose of”;

4 (B) by striking “the place from which the
5 person flees” the first place it appears and in-
6 serting “the jurisdiction issuing the warrant”;
7 and

8 (C) by striking “the place from which the
9 person flees” the second place it appears and
10 inserting “the jurisdiction”.

11 (2) PROBATION AND PAROLE WARRANT RE-
12 QUIREMENT.—Section 1611(e)(4)(A)(ii) of the So-
13 cial Security Act (42 U.S.C. 1382(e)(4)(A)(ii)) is
14 amended to read as follows:

15 “(ii) the subject of an arrest warrant
16 for violating a condition of probation or
17 parole imposed under Federal or State law,
18 and a Federal, State.”.

19 (3) DISCLOSURE.—Section 1611(e)(5) of such
20 Act (42 U.S.C. 1382(e)(5)) is amended—

21 (A) by striking “any recipient of” and in-
22 serting “any individual who is a recipient of (or
23 would be such a recipient but for the applica-
24 tion of paragraph (4)(A))”; and

1 (B) by striking “the recipient” each place
2 it appears and inserting “the individual”.

3 (d) EFFECTIVE DATE.—The amendments made by
4 this section shall be effective with respect to benefits pay-
5 able under the Social Security Act for months that begin
6 after the date that is 1 year following the date of the en-
7 actment of this section.

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