

116TH CONGRESS
1ST SESSION

H. R. 5380

To amend title II of the Social Security Act to require the Commissioner of Social Security to enter into agreements with States to share data related to individuals subject to guardianship, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 10, 2019

Mr. CRIST (for himself, Mr. BILIRAKIS, and Mr. SOTO) introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To amend title II of the Social Security Act to require the Commissioner of Social Security to enter into agreements with States to share data related to individuals subject to guardianship, 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 “Senior Guardianship
5 Social Security Protection Act of 2019”.

1 **SEC. 2. INFORMATION SHARING RELATED TO STATE**
2 **GUARDIANSHIP STATUS.**

3 (a) IN GENERAL.—Section 205(j)(11) of the Social
4 Security Act (42 U.S.C. 405(j)(11)) is amended—

5 (1) by redesignating subparagraph (B) as sub-
6 paragraph (C) and by inserting after subparagraph
7 (A) the following:

8 “(B) The Commissioner of Social Security shall—

9 “(i) enter into agreements with each State for
10 the purpose of sharing and matching data, on an
11 automated monthly basis, in the system of records
12 of the Social Security Administration with the sys-
13 tem of records of each State to identify individuals
14 subject to guardianship in the State who, with re-
15 spect to such month, are entitled to benefits under
16 this title that are certified for payment to a rep-
17 resentative payee; and

18 “(ii) in any case in which the guardianship ar-
19 rangement for such an individual has changed in
20 such month, redetermine the appropriate representa-
21 tive payee for such individual.”; and

22 (2) in subparagraph (C) (as redesignated by
23 paragraph (1)), by amending clause (i) to read as
24 follows—

25 “(i) the term ‘State’—

1 “(I) when used in subparagraph (A), has
2 the meaning given such term for purposes of
3 part E of title IV; and

4 “(II) when used in subparagraph (B), has
5 the meaning given such term for purposes of
6 subtitle B of title XX;”.

7 (b) EFFECTIVE DATE.—The amendments made by
8 subsection (a) shall apply with respect to months begin-
9 ning on or after the date that is 90 days after the date
10 of the enactment of this Act.

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