

116TH CONGRESS
1ST SESSION

H. R. 5529

To amend title II of the Social Security Act to expand the exception to the windfall elimination provision based on years of coverage.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 19, 2019

Mr. SMITH of Washington 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 expand the exception to the windfall elimination provision based on years of coverage.

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 “Social Security Equity
5 Act of 2019”.

6 **SEC. 2. EXPANSION OF THE EXCEPTION TO THE WINDFALL**
7 **ELIMINATION PROVISION BASED ON YEARS**
8 **OF COVERAGE.**

9 (a) REDUCTION IN THE NUMBER OF YEARS OF COV-
10 ERAGE REQUIRED.—

1 (1) IN GENERAL.—Section 215(a)(7)(D) of the
2 Social Security Act (42 U.S.C. 415(a)(7)(D)) is
3 amended by striking “30” each place it appears and
4 inserting “25”.

5 (2) PARTIAL EXEMPTIONS.—Section
6 215(a)(7)(D) of the Social Security Act (42 U.S.C.
7 415(a)(7)(D)) is further amended by striking the
8 table and inserting the following:

If the number of such individual’s years of coverage (as so defined) is:	The applicable percent is:
24	80
23	70
22	60
21	50.

9 (b) REDUCTION OF THE DOLLAR AMOUNT RE-
10 QUIRED TO CONSTITUTE A YEAR OF COVERAGE.—Section
11 215(a)(7)(D) of the Social Security Act (42 U.S.C.
12 415(a)(7)(D)) is amended by striking “the reference to
13 ‘15 percent’ therein shall be deemed to be a reference to
14 ‘25 percent’ ” and inserting “each of the references to ‘25
15 percent’ and the reference to ‘15 percent’ therein shall
16 each be deemed to be a reference to ‘12.5 percent’ ”.

17 (c) EFFECTIVE DATE.—

18 (1) IN GENERAL.—The amendments made by
19 this section shall apply with respect to monthly in-
20 surance benefits payable for any month beginning
21 after the date of the enactment of this Act.

1 (2) RECOMPUTATION OF PRIMARY INSURANCE
2 AMOUNTS.—Notwithstanding section 215(f) of the
3 Social Security Act, the Commissioner of Social Se-
4 curity shall recompute primary insurance amounts
5 originally computed for months prior to the date of
6 the enactment of this Act to the extent necessary to
7 carry out the amendment made by this section.

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