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## Text of H.R. 1332: Social Security Fairness Act of 2011

Apr 1, 2011 - Introduced in House. This is the original text of the bill as it was written by its sponsor and submitted to the House for consideration. This is the latest version of the bill currently available on GovTrack.

HR 1332 IH

112th CONGRESS

1st Session

H. R. 1332

To amend title II of the Social Security Act to repeal the Government pension offset and windfall elimination provisions.

IN THE HOUSE OF REPRESENTATIVES

**April 1, 2011**

Mr. MCKEON (for himself, Mr. BERMAN, Mr. LUJAN, Mr. OLVER, Mr. GEORGE MILLER of California, Ms. SCHAKOWSKY, Mrs. CAPPS, Mr. GALLEGLY, Mr. STARK, Mr. MCINTYRE, Mr. BOSWELL, Mr. REYES, Mr. TIERNEY, Mr. HOLDEN, Mr. SARBANES, Mrs. MALONEY, Mr. ROSS of Arkansas, Mr. LEWIS of Georgia, Mr. GRIJALVA, Mr. VISCLOSKY, Mr. KISSELL, Ms. LINDA T. SANCHEZ of California, Mr. COURTNEY, Ms. BERKLEY, Mr. DAVID SCOTT of Georgia, Mr. LARSON of Connecticut, Mr. COSTELLO, Mr. JACKSON of Illinois, Mr. FILNER, Mr. SHERMAN, Mr. MICHAUD, Mr. WU, Mrs. SCHMIDT, Mr. GENE GREEN of Texas, Ms. NORTON, Ms. SUTTON, Mr. PAUL, Ms. TSONGAS, Mr. PRICE of North Carolina, Mr. MCCAUL, Mr. HELLER, Ms. ZOE LOFGREN of California, Mr. ACKERMAN, Mr. KEATING, Ms. HIRONO, Mr. BURTON of Indiana, Mr. LIPINSKI, Mr. WILSON of South Carolina, Mr. SCHIFF, and Mr. CONNOLLY of Virginia) 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 repeal the Government pension offset and windfall elimination provisions.

*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 Fairness Act of 2011'.

### SEC. 2. REPEAL OF GOVERNMENT PENSION OFFSET PROVISION.

(a) In General- Section 202(k) of the Social Security Act ([42 U.S.C. 402\(k\)](#)) is amended by striking paragraph (5).

(b) Conforming Amendments-

(1) Section 202(b)(2) of the Social Security Act ([42 U.S.C. 402\(b\)\(2\)](#)) is amended by striking 'subsections (k)(5) and (q)' and inserting 'subsection (q)'.

(2) Section 202(c)(2) of such Act ([42 U.S.C. 402\(c\)\(2\)](#)) is amended by striking 'subsections (k)(5) and (q)' and inserting 'subsection (q)'.

(3) Section 202(e)(2)(A) of such Act ([42 U.S.C. 402\(e\)\(2\)\(A\)](#)) is amended by striking 'subsection (k)(5), subsection (q),' and inserting 'subsection (q)'.

(4) Section 202(f)(2)(A) of such Act ([42 U.S.C. 402\(f\)\(2\)\(A\)](#)) is amended by striking 'subsection (k)(5), subsection (q)' and inserting 'subsection (q)'.

### **SEC. 3. REPEAL OF WINDFALL ELIMINATION PROVISIONS.**

(a) In General- Section 215 of the Social Security Act ([42 U.S.C. 415](#)) is amended--

(1) in subsection (a), by striking paragraph (7);

(2) in subsection (d), by striking paragraph (3); and

(3) in subsection (f), by striking paragraph (9).

(b) Conforming Amendments- Subsections (e)(2) and (f)(2) of section 202 of such Act ([42 U.S.C. 402](#)) are each amended by striking 'section 215(f)(5), 215(f)(6), or 215(f)(9)(B)' in subparagraphs (C) and (D)(i) and inserting 'paragraph (5) or (6) of section 215(f)'.

### **SEC. 4. EFFECTIVE DATE.**

The amendments made by this Act shall apply with respect to monthly insurance benefits payable under title II of the Social Security Act for months after December 2011. Notwithstanding section 215(f) of the Social Security Act, the Commissioner of Social Security shall adjust primary insurance amounts to the extent necessary to take into account the amendments made by section 3.

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