

103^D CONGRESS
1ST SESSION

H. R. 316

To amend title II of the Social Security Act to eliminate benefit disparities by increasing primary insurance amounts, in cases where the benefits involved are computed under the present formula (enacted in 1977), to the extent necessary to assure that such benefits are no less than they would have been if computed under the pre-1977 formula.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 5, 1993

Mr. QUILLEN 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 eliminate benefit disparities by increasing primary insurance amounts, in cases where the benefits involved are computed under the present formula (enacted in 1977), to the extent necessary to assure that such benefits are no less than they would have been if computed under the pre-1977 formula.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. PRIMARY INSURANCE AMOUNTS TO BE NO**
2 **LOWER THAN THOSE DETERMINED UNDER**
3 **PRE-1977 FORMULA.**

4 (a) IN GENERAL.—Section 215 of the Social Security
5 Act (42 U.S.C. 415) is amended by adding at the end the
6 following new subsection:

7 “Primary Insurance Amounts to Be No Lower than
8 Those Determined under Pre-1977 Formula

9 “(j)(1) Notwithstanding any other provision of this
10 title, in any case where—

11 “(A) a primary insurance amount as otherwise
12 determined under this section is lower than it would
13 be if it were determined under the pre-1977 formula,
14 or

15 “(B) the maximum amount of benefits payable
16 on the basis of any primary insurance amount as
17 otherwise determined under section 203(a) is lower
18 than it would be if it were determined under the pre-
19 1977 formula,

20 such primary insurance amount or maximum amount of
21 benefits (as otherwise so determined) shall be increased
22 to the amount at which it would be fixed if it had been
23 determined under the pre-1977 formula, as though title
24 II of the Social Security Amendments of 1977 (and any
25 subsequent amendments to the provisions affected by such
26 title) had not been enacted.

1 “(2) For purposes of paragraph (1), the term ‘pre-
2 1977 formula’ means (with respect to a primary insurance
3 amount) the provisions governing the computation of pri-
4 mary insurance amounts which were contained in this sec-
5 tion as in effect immediately prior to the enactment of the
6 Social Security Amendments of 1977, or (with respect to
7 the maximum amount of benefits payable on the basis of
8 a given primary insurance amount) the provisions govern-
9 ing the determination of maximum benefits which were
10 contained in section 203(a) as in effect immediately prior
11 to the enactment of such amendments.”.

12 (b) CONFORMING AMENDMENTS.—

13 (1) Section 215(a)(1)(A) of such Act (42
14 U.S.C. 415(a)(1)(A)) is amended by striking “shall
15 (except as otherwise provided in this section)” and
16 inserting “shall, subject to subsection (j) (and except
17 as otherwise provided in this section),”.

18 (2) Section 203(a)(1) of such Act (42 U.S.C.
19 403(a)(1)) is amended by striking “except as pro-
20 vided in paragraphs (3) and (6)” and inserting
21 “subject to section 215(j) and except as provided in
22 paragraphs (3) and (6) of this subsection”.

23 **SEC. 2. EFFECTIVE DATE.**

24 The amendments made by the first section of this Act
25 shall apply with respect to monthly insurance benefits pay-

- 1 able under title II of the Social Security Act for months
- 2 after the month in which this Act is enacted.

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