

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 1183

To amend title II of the Social Security Act to provide more appropriate remedies for failures to report information relating to the earnings test.

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IN THE HOUSE OF REPRESENTATIVES

MARCH 9, 1995

Mrs. MALONEY introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To amend title II of the Social Security Act to provide more appropriate remedies for failures to report information relating to the earnings test.

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 Sanc-  
5 tions Reform Act of 1995”.

6 **SEC. 2. ADJUSTMENT IN PENALTIES FOR FAILURE TO FILE**  
7 **REQUIRED REPORTS RELATING TO THE**  
8 **EARNINGS TEST.**

9 (a) PENALTY FOR FAILURE TO REPORT CERTAIN  
10 EVENTS.—Section 203(g) of the Social Security Act (42

1 U.S.C. 403(g)) is amended by striking paragraphs (1),  
2 (2), and (3) and inserting the following new paragraphs:

3 “(1) if such failure is the first one with respect  
4 to which an additional deduction is imposed by this  
5 subsection, such additional deduction shall be equal  
6 to 10 percent of the lesser of—

7 “(A) the amount of his benefit or benefits  
8 for the first month of the period for which there  
9 is a failure to report even though such failure  
10 is with respect to more than one month, or

11 “(B) the excess earnings for the taxable  
12 year involved; and

13 “(2) if such failure is the second or a subse-  
14 quent one for which an additional deduction is im-  
15 posed under this subsection, such additional deduc-  
16 tion shall be equal to the greater of—

17 “(A) the amount of his benefit or benefits  
18 for the first month of the period for which there  
19 is a failure to report even though the failure to  
20 report is with respect to more than two months,  
21 or

22 “(B) the excess earnings for the taxable  
23 year involved;”.

24 (b) FAILURE TO REPORT EARNINGS.—Section  
25 203(h)(2) of such Act (42 U.S.C. 403(h)(2)) is amended

1 by striking subparagraphs (A), (B), and (C) and inserting  
2 the following:

3 “(A) if such failure is the first one with respect  
4 to which an additional deduction is imposed under  
5 this paragraph, such additional deduction shall be  
6 equal to 10 percent of the lesser of—

7 “(i) the amount of his benefit or benefits  
8 for the last month of such year for which he  
9 was entitled to a benefit under section 202, or

10 “(ii) the excess earnings for such year; and

11 “(B) if such failure is the second or a subse-  
12 quent one for which an additional deduction is im-  
13 posed under this paragraph, such additional deduc-  
14 tion shall be equal to the greater of—

15 “(i) the amount of his benefit or benefits  
16 for the last month of such year for which he  
17 was entitled to a benefit under section 202, or

18 “(ii) the excess earnings for such year;”.

19 **SEC. 3. EFFECTIVE DATE.**

20 The amendments made by this Act shall apply with  
21 respect to failures to report for periods or taxable years  
22 ending after the date of the enactment of this Act.

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