

104TH CONGRESS
1ST SESSION

H. R. 420

To amend the Social Security Act to provide, in the case of any person who is a party in interest with respect to an employee benefit plan, that information requested from the Secretary of Health and Human Services to assist such person with respect to the administration of such plan shall be provided at least once without charge.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 4, 1995

Mr. KANJORSKI introduced the following bill; which was referred to the
Committee on Ways and Means

A BILL

To amend the Social Security Act to provide, in the case of any person who is a party in interest with respect to an employee benefit plan, that information requested from the Secretary of Health and Human Services to assist such person with respect to the administration of such plan shall be provided at least once without charge.

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. CERTAIN INFORMATION TO BE PROVIDED AT**
2 **LEAST ONCE WITHOUT CHARGE.**

3 Subsection (c) of section 1106 of the Social Security
4 Act is amended to read as follows:

5 “(c) Notwithstanding sections 552 and 552a of title
6 5, United States Code, or any other provision of law,
7 whenever the Secretary determines—

8 “(1) that a request for any type of information
9 is made in order to assist a party in interest (as de-
10 fined in section 3 of the Employee Retirement In-
11 come Security Act of 1974 (29 U.S.C. 102)) with re-
12 spect to the administration of an employee benefit
13 plan (as so defined) and that information of such
14 type has previously been provided by the Secretary
15 pursuant to a request made in order to so assist
16 such party in interest, or

17 “(2) that a request for information is made for
18 any purpose (other than a purpose described in
19 paragraph (1)) which is not directly related to the
20 administration of the program or programs under
21 this Act to which such information relates,
22 the Secretary may require the requestor to pay the full
23 cost, as determined by the Secretary, of providing such
24 information.”.

1 **SEC. 2. EFFECTIVE DATE.**

2 The amendment made by section 1 shall apply with
3 respect to information requested on or after the date of
4 the enactment of this Act.

○