

110TH CONGRESS  
1ST SESSION

# H. R. 82

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

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 4, 2007

Mr. BERMAN (for himself, Mr. McKEON, Mr. ABERCROMBIE, Mr. ALLEN, Mr. BACA, Ms. BERKLEY, Mrs. BIGGERT, Mr. BISHOP of Georgia, Mr. BISHOP of New York, Ms. BORDALLO, Mr. BOSWELL, Mr. BOUCHER, Mr. BOYD of Florida, Mrs. CAPPs, Mr. CARDOZA, Ms. CARSON, Mr. CHANDLER, Mr. CLAY, Mr. CONYERS, Mr. CUELLAR, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mrs. DAVIS of California, Mr. DEFazio, Ms. DELAURO, Mr. DINGELL, Mr. DOGGETT, Mr. DOOLITTLE, Mr. DOYLE, Mr. EDWARDS, Mr. ENGEL, Ms. ESHOO, Mr. ETHERIDGE, Mr. FARR, Mr. FATTAH, Mr. FRANK of Massachusetts, Mr. GILLMOR, Mr. GRAVES, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. HINOJOSA, Mr. HOBSON, Mr. HOLDEN, Mr. HONDA, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Illinois, Ms. KAPTUR, Mr. KILDEE, Mr. KUCINICH, Mr. LANGEVIN, Mr. LANTOS, Mr. LARSEN of Washington, Ms. LEE, Mr. LEWIS of California, Mrs. LOWEY, Mrs. MALONEY of New York, Mr. MANZULLO, Ms. MCCOLLUM of Minnesota, Mr. MCGOVERN, Mr. MCHUGH, Mr. MICHAUD, Ms. MILLENDER-MCDONALD, Mr. GEORGE MILLER of California, Mr. MOORE of Kansas, Mr. MORAN of Kansas, Mr. NADLER, Mr. NORWOOD, Mr. OBERSTAR, Mr. OLVER, Mr. ORTIZ, Mr. PALLONE, Mr. PAUL, Mr. RAHALL, Mr. REYES, Ms. ROYBAL-ALLARD, Mr. RUPPERSBERGER, Ms. LINDA T. SÁNCHEZ of California, Ms. LORETTA SANCHEZ of California, Mr. SAXTON, Ms. SCHAKOWSKY, Mr. SCHIFF, Mr. SCOTT of Virginia, Mr. SHERMAN, Mr. SHUSTER, Mr. SIRES, Ms. SOLIS, Mr. STARK, Mrs. TAUSCHER, Mr. TERRY, Mr. TIERNEY, Mr. UDALL of Colorado, Mr. VAN HOLLEN, Mr. VISCLOSKY, Mr. WAXMAN, Mr. WOLF, Ms. WOOLSEY, Mr. SMITH of New Jersey, Ms. WATERS, and Mr. MOLLOHAN) 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 2007”.

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

Section 202(k) of the Social Security Act (42 U.S.C. 402(k)) is amended by striking paragraph (5).

## 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)”.

1 **SEC. 4. EFFECTIVE DATE.**

2       The amendments made by this Act shall apply with  
3 respect to monthly insurance benefits payable under title  
4 II of the Social Security Act for months after December  
5 2007. Notwithstanding section 215(f) of the Social Secu-  
6 rity Act, the Commissioner of Social Security shall adjust  
7 primary insurance amounts to the extent necessary to take  
8 into account the amendments made by section 3.

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