

113TH CONGRESS
2D SESSION

H. R. 5706

To deny Social Security benefits and other benefits to individuals whose citizenship has been revoked or renounced on the basis of their participation in Nazi persecution.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 13, 2014

Mrs. CAROLYN B. MALONEY of New York (for herself, Mr. CHAFFETZ, Mr. LANCE, Ms. CASTOR of Florida, Mr. MCGOVERN, Mr. KING of New York, Mr. JOHNSON of Georgia, Mr. CICILLINE, Mr. ELLISON, Mr. MURPHY of Florida, Mr. ISRAEL, Mr. KILMER, Ms. SPEIER, and Mr. COHEN) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To deny Social Security benefits and other benefits to individuals whose citizenship has been revoked or renounced on the basis of their participation in Nazi persecution.

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 “Nazi Social Security
5 Benefits Termination Act of 2014”.

1 **SEC. 2. FINDINGS.**

2 Congress finds the following:

3 (1) The United States of America serves as a
4 beacon of refuge to thousands of victims fleeing reli-
5 gious, ethnic, racial, and other forms of persecution
6 around the world and has become the home to thou-
7 sands of survivors of the Nazi Holocaust.

8 (2) In order to safeguard the integrity of the
9 refugee and asylum system that has provided safety
10 to those who fled the Holocaust, and in order to en-
11 sure that those survivors do not have to share their
12 adopted homeland with their former persecutors, the
13 policy of the United States has been that this coun-
14 try should not provide safe haven for those who par-
15 ticipated in acts of Nazi persecution.

16 (3) Congress enacted laws specifically to ex-
17 clude or to remove participants of Nazi persecution
18 from the United States and never intended that
19 those individuals should be entitled to the benefits of
20 citizenship or residency.

21 **SEC. 3. DENIAL OF FEDERAL PUBLIC BENEFITS TO NAZI**
22 **PERSECUTORS.**

23 (a) IN GENERAL.—The following paragraphs shall
24 apply notwithstanding any other provision of law:

25 (1) SOCIAL SECURITY BENEFITS.—A partici-
26 pant in Nazi persecution is not eligible for any ben-

1 efit under sections 202 or 223 of the Social Security
2 Act (42 U.S.C. 402; 423).

3 (2) SUPPLEMENTAL SECURITY INCOME BENE-
4 FITS.—A participant in Nazi persecution is not eligi-
5 ble for any benefit under title XVI of the Social Se-
6 curity Act (42 U.S.C. 1381 et seq.), including any
7 supplemental payment pursuant to an agreement for
8 Federal administration under section 1616(a) of
9 such Act (42 U.S.C. 1382e) and any payment pur-
10 suant to an agreement entered into under section
11 212 of Public Law 93–66.

12 (b) PARTICIPANT IN NAZI PERSECUTION DE-
13 FINED.—For purposes of this Act, the term “participant
14 in Nazi persecution” means an individual—

15 (1) with respect to whom an order admitting
16 the individual to citizenship has been revoked under
17 section 340 of the Immigration and Nationality Act
18 in any case in which such revocation is based on
19 conduct described in section 212(a)(3)(E)(i) of such
20 Act (relating to participation in Nazi persecution);
21 or

22 (2) who has lost status as a national of the
23 United States by voluntary renunciation under sec-
24 tion 349(a)(5) of the Immigration and Nationality
25 Act pursuant to a settlement agreement entered into

1 with the Attorney General in which such individual
2 has admitted to conduct described in section
3 212(a)(3)(E)(i) of such Act (relating to participation
4 in Nazi persecution).

5 (c) NOTIFICATION OF DISQUALIFICATION.—As soon
6 as practicable after the Attorney General determines that
7 an individual is a participant in Nazi persecution, the At-
8 torney General shall notify the Commissioner of Social Se-
9 curity of the identity and residence of such individual.

10 (d) EFFECTIVE DATE.—This section shall apply with
11 respect to benefits for months beginning after the date of
12 the enactment of this Act.

13 **SEC. 4. REPORT.**

14 (a) IN GENERAL.—Not later than 180 days after the
15 date of the enactment of this Act and annually thereafter,
16 the Attorney General shall, in cooperation with the Com-
17 missioner of Social Security, submit to Congress a report
18 that includes the following with respect to the year pre-
19 ceding the submission of such report—

20 (1) an identification of the total number of indi-
21 viduals that the Attorney General has determined to
22 be participants in Nazi persecution;

23 (2) an identification of the total number of indi-
24 viduals—

1 (A) with respect to whom the Attorney
2 General pursued revocation of citizenship under
3 section 340 of the Immigration and Nationality
4 Act based on conduct described in section
5 212(a)(3)(E)(i) of such Act (relating to partici-
6 pation in Nazi persecution) and such revocation
7 was denied; and

8 (B) with respect to whom the Attorney
9 General pursued a settlement agreement with
10 such individual for voluntary renunciation of
11 status as a national of the United States in
12 which such individual admitted to conduct de-
13 scribed in section 212(a)(3)(E)(i) of such Act
14 (relating to participation in Nazi persecution)
15 and such agreement was not completed;

16 (3) an identification of the total number of indi-
17 viduals with respect to whom the Attorney General
18 is actively investigating participation in Nazi perse-
19 cution;

20 (4) an identification of the total number of indi-
21 viduals with respect to whom the Attorney General
22 has submitted a notification of disqualification to the
23 Commissioner of Social Security as required under
24 section 3(c); and

1 (5) an accounting of the amount and frequency
2 of payments under sections 202 or 223 of the Social
3 Security Act, title XVI of the Social Security Act, or
4 section 212 of Public Law 93–66 that were received
5 by each participant in Nazi persecution prior to the
6 date on which the Commissioner of Social Security
7 received the notification of disqualification for such
8 individual as required under section 3(c).

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