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(Original Signature of Member)

119TH CONGRESS
2D SESSION

H. R. _____

To amend titles II and XVI of the Social Security Act to make the reconsideration review process optional.

IN THE HOUSE OF REPRESENTATIVES

Mrs. FOUSHEE introduced the following bill; which was referred to the Committee on _____

A BILL

To amend titles II and XVI of the Social Security Act to make the reconsideration review process optional.

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 “Respecting Every
5 Claimant’s appeal Options Now Act” or the “RECON
6 Act”.

1 **SEC. 2. ELIMINATION OF MANDATORY RECONSIDERATION**
2 **REVIEW.**

3 (a) TITLE II AMENDMENT.—Section 205(b)(1) of the
4 Social Security Act (42 U.S.C. 405(b)(1)) is amended by
5 adding at the end the following: “The Commissioner shall
6 provide opportunity for a hearing in accordance with this
7 subsection with respect to any initial decision or deter-
8 mination under this title upon the request of such appli-
9 cant or such other individual. The Commissioner may not
10 require reconsideration of the initial decision or deter-
11 mination prior to the hearing.”.

12 (b) TITLE XVI AMENDMENT.—Section
13 1631(c)(1)(A) of the Social Security Act (42 U.S.C.
14 1383(c)(1)(A)) is amended by adding at the end the fol-
15 lowing: “The Commissioner shall provide opportunity for
16 a hearing in accordance with this subsection with respect
17 to any initial decision or determination under this title
18 upon the request of such individual. The Commissioner
19 may not require reconsideration of the initial decision or
20 determination prior to the hearing.”.

21 (c) EFFECTIVE DATE.—The amendments made by
22 this section shall apply with respect to any initial decision
23 or determination relating to entitlement to a benefit under
24 title II or XVI of the Social Security Act made on or after
25 the date that is 1 year after the date of enactment of this
26 Act.