

AMENDMENT NO. _____ Calendar No. _____

Purpose: To require that the Chief Actuaries of the Centers for Medicare & Medicaid Services and the Social Security Administration certify in a year that the bill will not negatively affect the Medicare and social security programs before the Secretary adjusts the status of registered provisional immigrants to that of aliens lawfully admitted for permanent residence in that year.

IN THE SENATE OF THE UNITED STATES—113th Cong., 1st Sess.

S. 744

To provide for comprehensive immigration reform and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by

Viz:

1 On page 111, between lines 5 and 6, insert the fol-
2 lowing:

3 “(d) LIMITATION.—

4 “(1) CERTIFICATION REQUIRED.—Notwith-
5 standing the preceding provisions of this section, the
6 Secretary may not adjust the status of a registered
7 provisional immigrant to that of an alien lawfully
8 admitted for permanent residence under this section

1 in a year unless both the Chief Actuary of the Cen-
2 ters for Medicare & Medicaid Services and the Chief
3 Actuary of the Social Security Administration have
4 made the certification under paragraph (2) and (3),
5 respectively, for that year.

6 “(2) MEDICARE.—Not later January 1 of each
7 year that begins after the date of the enactment of
8 this section, the Chief Actuary of the Centers for
9 Medicare & Medicaid Services shall do the following:

10 “(A) Make a determination as to whether
11 or not the provisions of, and the amendments
12 made by, the Border Security, Economic Op-
13 portunity, and Immigration Modernization Act
14 will result in either of the following:

15 “(i) An increase in the unfunded obli-
16 gations for the Medicare program under
17 title XVIII of the Social Security Act dur-
18 ing the 75-year period that begins on the
19 date of the determination.

20 “(ii) An acceleration of the projected
21 date of insolvency for the Federal Hospital
22 Insurance Trust Fund under section 1817
23 of such Act.

24 “(B) CERTIFICATION.—If the Chief Actu-
25 ary of the Centers for Medicare & Medicaid

1 Services determines that such provisions and
2 amendments will not result in either of the ele-
3 ments in clause (i) or (ii) of subparagraph (A)
4 being met, provide for a certification of such
5 determination.

6 “(3) SOCIAL SECURITY.—Not later January 1
7 of each year that begins after the date of the enact-
8 ment of this section, the Chief Actuary of the Social
9 Security Administration shall do the following:

10 “(A) Make a determination as to whether
11 or not the provisions of, and the amendments
12 made by, the Border Security, Economic Op-
13 portunity, and Immigration Modernization Act
14 will result in any of the following:

15 “(i) An increase in the unfunded obli-
16 gations for the social security program
17 under title II of the Social Security Act
18 during the 75-year period that begins on
19 the date of the determination.

20 “(ii) A negative effect on the balance
21 ratio (as described in section 709(b) of
22 such Act) of the Federal Old-Age and Sur-
23 vivors Insurance Trust Fund or the Fed-
24 eral Disability Insurance Trust Fund (as

1 established under section 201 of such Act)
2 during such 75-year period.

3 “(iii) An acceleration of the projected
4 date of insolvency for either of the trust
5 funds described in clause (ii).

6 “(B) CERTIFICATION.—If the Chief Actu-
7 ary of the Social Security Administration deter-
8 mines that such provisions and amendments
9 will not result in any of the elements in clause
10 (i), (ii), or (ii) of subparagraph (A) being met,
11 provide for a certification of such determina-
12 tion.”.