

119TH CONGRESS
1ST SESSION

S. 269

AN ACT

To improve coordination between Federal and State agencies
and the Do Not Pay working system.

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. SHORT TITLE.**

2 This Act may be cited as the “Ending Improper Pay-
3 ments to Deceased People Act”.

4 **SEC. 2. IMPROVING COORDINATION BETWEEN FEDERAL**
5 **AND STATE AGENCIES AND THE DO NOT PAY**
6 **WORKING SYSTEM.**

7 (a) IN GENERAL.—Section 205(r) of the Social Secu-
8 rity Act (42 U.S.C. 405(r)), as amended by section
9 801(a)(7) of title VIII of division FF of the Consolidated
10 Appropriations Act, 2021 (Public Law 116–260), is
11 amended by striking paragraph (11) and inserting the fol-
12 lowing:

13 “(11) The Commissioner of Social Security shall, to
14 the extent feasible, provide information furnished to the
15 Commissioner under paragraph (1) to the agency oper-
16 ating the Do Not Pay working system described in section
17 3354(c) of title 31, United States Code, for the authorized
18 uses of the Do Not Pay working system to help prevent
19 improper payments of, and support the recovery of im-
20 properly paid, benefits or other payments through a coop-
21 erative arrangement with such agency, provided that the
22 requirements of subparagraphs (A) and (B) of paragraph
23 (3) are met with respect to such arrangement with such
24 agency. The Commissioner of Social Security and the
25 agency operating the Do Not Pay working system shall,
26 while the data described in the preceding sentence is being

1 provided to the agency operating the Do Not Pay working
 2 system, enter into an agreement based upon an agreed
 3 upon methodology, which covers the proportional share of
 4 State death data costs, which the Commissioner of Social
 5 Security and the agency operating the Do Not Pay work-
 6 ing system may periodically review.

7 “(12) The Commissioner of Social Security may not
 8 record a death to a record that may be provided under
 9 this section for any individual unless the Commissioner of
 10 Social Security has found it has clear and convincing evi-
 11 dence to support that the individual should be presumed
 12 to be deceased.”.

13 (b) IMPROVING COORDINATION REGARDING INDIVID-
 14 UALS INCORRECTLY IDENTIFIED AS DECEASED.—Section
 15 205(r)(7) of the Social Security Act (42 U.S.C.
 16 405(r)(7)), as added by section 801(a)(4) of title VIII of
 17 division FF of the Consolidated Appropriations Act, 2021
 18 (Public Law 116–260), is amended by striking “and” at
 19 the end of subparagraph (A), by striking the period at
 20 the end of subparagraph (B) and inserting “; and”, and
 21 by adding at the end the following new subparagraph:

22 “(C) notify any agency that has a cooperative
 23 arrangement with the Commissioner of Social Secu-
 24 rity under paragraph (3) or (11) of the error.”.

- 1 (c) EFFECTIVE DATE.—The amendments made by
2 this section shall take effect on December 27, 2026.

Passed the Senate September 19 (legislative day,
September 16), 2025.

Attest:

Secretary.

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