

117TH CONGRESS  
1ST SESSION

# H. R. 3444

To amend title II of the Social Security Act to disregard certain contributions to ABLE accounts when determining an individual's ability to engage in substantial gainful activity, and for other purposes.

---

## IN THE HOUSE OF REPRESENTATIVES

MAY 20, 2021

Mr. AUSTIN SCOTT of Georgia 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 disregard certain contributions to ABLE accounts when determining an individual's ability to engage in substantial gainful activity, and for other purposes.

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 “ABLE Accounts for  
5 Veterans Act of 2021”.

1 **SEC. 2. CERTAIN CONTRIBUTIONS TO ABLE ACCOUNTS DIS-**  
2 **REGARDED IN DETERMINATION OF SUBSTAN-**  
3 **TIAL GAINFUL ACTIVITY.**

4 (a) IN GENERAL.—Section 223(d)(4) of the Social  
5 Security Act (42 U.S.C. 423(d)(4)) is amended by adding  
6 at the end the following:

7 “(D) In determining when earnings derived from  
8 services demonstrate an individual’s ability to engage in  
9 substantial gainful activity, in the case of earnings earned  
10 in a month by an individual who receives compensation  
11 for a service-connected disability for such month under  
12 chapter 11 of title 38, United States Code, the Commis-  
13 sioner of Social Security shall disregard an amount of  
14 such earnings equal to the amount of any contribution  
15 made by the individual in such month to a qualified ABLE  
16 program (as defined in section 529A of the Internal Rev-  
17 enue Code of 1986) established for the benefit of such in-  
18 dividual.”.

19 (b) EFFECTIVE DATE.—The amendment made by  
20 subsection (a) shall apply with respect to earnings earned  
21 for months beginning after the date that is 6 months after  
22 the date of the enactment of this Act.

○