

# <u>SOCIAL SECURITY</u> Office of the General Counsel

May 10, 2023

Richard L. Revesz Administrator Office of Information and Regulatory Affairs Office of Management and Budget New Executive Office Building, Room 10201 725 17th Street, NW Washington, DC 20503

Administrator Revesz:

Attached is the 2023 Social Security Administration (SSA) Annual Matching Activity Report for matching activity in calendar year 2022. SSA prepared the report in accordance with the Privacy Act (5 U.S.C. § 552a(u)(3)(D)) and the Office of Management and Budget Circular No.A-108.

If you need additional information, please let me know. Please direct any staff questions to Neil Etter at (410) 965-8028 or <u>Neil.Etter@ssa.gov</u>.

Sincerely,

Matta D. Damey

Matthew D. Ramsey Chair Data Integrity Board

Attachments

SOCIAL SECURITY ADMINISTRATION BALTIMORE MD 21235-0001

# SOCIAL SECURITY ADMINISTRATION (SSA) 2023 ANNUAL MATCHING ACTIVITY REPORT

### Report on Agency Matching Activities (Authority: 5 U.S.C. 552a(u)(3)(D))

## I. <u>Name and Address of Reporting Agency</u>

Social Security Administration 6401 Security Boulevard Baltimore, Maryland 21235-6401

## II. Data Integrity Board (DIB) Members

- Stephen G. Evangelista Acting Deputy Commissioner for Retirement and Disability Policy;
- Sean P. Brune Deputy Commissioner for Systems and Chief Information Officer;
- Grace M. Kim Deputy Commissioner for Operations;
- Gail S. Ennis Inspector General for Social Security;
- Michelle King Deputy Commissioner for Budget, Finance, and Management;
- Tom Klouda Deputy Commissioner for Legislation and Congressional Affairs; and
- Matthew D. Ramsey DIB Chair, Executive Director, Office of Privacy and Disclosure.

## III. <u>DIB Counsel</u>

Terri Daniel – Acting Associate General Counsel for General Law, Office of the General Counsel.

## IV. DIB Secretary

Michelle L. Christ Deputy Executive Director Office of Privacy and Disclosure Mail Stop: G-401 WHR 6401 Security Boulevard Baltimore, Maryland 21235-6401 Telephone: 212-264-2098 Email: <u>Michelle.L.Christ@ssa.gov</u>

# V. <u>Changes in Board Membership or Structure</u>

Due to staffing changes since last year's report, the agency has the following two new DIB members:

- (1) Terri Daniel replaced Mitch Chitwood, and is Acting Associate General Counsel for General Law, Office of the GeneralCounsel; and
- (2) Michelle Christ\_replaced Mary Ann Zimmerman, and is Deputy Executive Director

Office of Privacy and Disclosure.

#### VI. Disapproved Matching Agreements

SSA's DIB did not disapprove any matching agreement during calendar year 2022.

#### VII. <u>Matching Agreement Violations</u>

SSA did not have any violations of a matching agreement during calendar year 2022.

#### VIII. Cost-Benefit Requirements

#### A. Cost-Benefit Ratio

While SSA's DIB ordinarily needs a favorable cost benefit ratio before proceeding with any matching programs, SSA did proceed with three agreements having an unfavorable or unmeasurable cost-benefit analysis as explained below:

• Match 1003 – Department of Labor (DOL) Black Lung Part C Benefit Payments:

Section 224(h)(l) of the Social Security Act, (42 U.S.C. § 424a(h)(l)) mandates any Federal agency to provide SSA with information in its possession that SSA may need for making a timely determination of the amount of reduction required under section 224 of the Act for workers' compensation offset.

Due to the Covid-19 pandemic, SSA temporarily suspended processing and collection of some overpayments and adverse action workloads. As a result, the agency realized lower savings from retroactive overpayment development and recovery, and adjustment of benefit payment amounts to prevent future improper payments. Moreover, the costs to SSA to perform the matches and development work in the field offices increased. Despite the temporary net result being in the negative cost-benefit ratio, this CMA is normally positive and SSA considers it a valuable program integrity tool that mitigates improper payments.

Therefore, SSA's DIB continues to recommend the continuation of this matching program.

• Match 1097 with the Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS):

Section 1413 of the Patient Protection and Affordable Care Act (PPACA) mandates the use of a matching program to provide for the streamlined application process required by Congress. As a result, this matching program supports accurate eligibility determinations that help avoid improper payments, but there is no data available to quantify the number of improper payments avoided. This is a situation where the match results are not currently used to identify or recover past improper payments. As such, there are no estimates (i.e., unmeasurable) of avoided or recovered improper payments in the Cost-Benefit Analysis (CBA) to offset against the costs. Therefore, SSA's DIB continues to recommend the continuation of this matching program.

• Match 1309 with the Department of Veterans Affairs (VA), Veterans Benefits Administration (VBA):

Section 1144 of the Social Security Act mandates SSA to conduct outreach efforts for the Medicare Savings Programs and subsidized Medicare prescription drug coverage. SSA and VA both determined that a computer matching program is the most efficient means for SSA to obtain and process the income and resource information from VA to verify self-certified income and resource information.

Therefore, SSA's DIB continues to recommend the continuation of this matching program.

B. Waiver of Cost-Benefit Analysis (CBA)

SSA's DIB granted the following agreements a waiver to the usual cost-benefit analysis requirement pursuant to 5 U.S.C. § 552a(u)(4)(B):

• Match 1007 with the Railroad Retirement Board (RRB)

HHS/SSA and RRB DIBs granted this waiver in 1992 when SSA was part of the Department of Health and Human Services. The match assures the effective administration of the two benefit programs. The information SSA provides to RRB is not available from other sources, so a CBA is not a factor in determining whether this exchange occurs. Therefore, SSA's DIB continues to recommend the continuation of this matching program and waiving the CBA.

• Matches 6000 and 6003 for State/State Agency Model Agreements for State Data Exchange

The waiver for these matches began in March 2008 and continues to the present. The matches assure the effective administration of state benefit programs. The information SSA provides to state agencies is not available from other sources, so a CBA is not a factor in determining whether this exchange occurs. Therefore, SSA's DIB continues to recommend the continuation of this matching program and waiving the CBA.

#### IX. Adherence to Terms

SSA fully adhered to the terms of each agreement during 2022.

#### X. Justification

SSA was justified in disclosing SSA records used in its matching programs during 2022.

#### XI. Links to Matching Notices and Matching Agreements

Please use the following link to find a list of all SSA's active matching programs, along with links to their corresponding matching notices and matching agreements on SSA's Privacy webpage: <u>https://www.ssa.gov/privacy/computer\_matching\_programs.html</u>.

Title of Match	Matching Agency	Purpose	Effective Date	Federal Register (FR) Notice	Cost- Benefit Ratio
1003 – Department of Labor (DOL) Black LungPart C Benefit Payments	DOL	SSA uses DOL Part C Black Lung benefit datato verify disability benefit amounts.	5/25/2022	<u>87 FR 4219</u>	.09 to 1
1004 – Department of Defense (DoD) MilitaryRetirement	DoD/Defense Manpower Data Center	SSA uses military retirement and survivor payments to determine eligibility and benefit payment amounts for SSI and SVB.	11/18/2021	<u>86 FR 7726</u>	2.06:1
1005 – Office of Personnel Management(OPM) Consolidated Matches	OPM	SSA uses OPM civil service pension data toverify eligibility and benefit payment amounts of SSA Disability and SVB applicants and beneficiaries.	09/11/2021	<u>86 FR 3011</u>	42.17:1
1006 – Railroad Board (RRB) Combined health Insurance Check Writing (CHICO)	RRB	SSA uses the RRB CHICO information to verify eligibility and benefit payments for SSI and SVB applicants and beneficiaries.	03/02/2021	<u>85 FR 7087</u>	39.8:1
1007 – RRB/SSA Wage and Benefit Match	RRB	The RRB uses data exchanged under this agreement to properly administer section 23lf(b)(2)(D) of the Railroad Retirement Act of 1974 (45 U.S.C. § 231f(b)(2)(D)).	01/22/2021	<u>85 FR 3632</u>	See Section VIII.B. above.

# XII. SSA 2022 Annual Matching Activity Active Agreements

Title of Match	Matching Agency	Purpose	E <u>f</u> fective Date	Federal Register (FR) Notice	Cost- Benefit Ratio
1008 – Veterans Administration (VA) Adjustment of SSI and SVB Benefits	VA/Veterans Benefits Administration	SSA uses VA data to: (1) Identify certain SSI & SVB recipients, who receive VA benefits and identify income limits of certain individuals to determine their potential eligibility for the Medicare Savings Program.	5/11/2022	<u>87 FR 4607</u>	48.2:1
1010 – Department of Homeland Security (DHS) Noncitizens Suspension & Recovery	DHS	SSA uses the information provided by DHS to identify noncitizens ineligible for Supplemental Security Income payments due to their absence or removal from the United States; and to identify noncitizens ineligible for RSDI benefits because of removal from the United States.	5/18/2022	<u>87 FR 0321</u>	3.26:1
1012 – Corporations for National and CommunityServices (CNCS) Social Security Number Verification	CNCS	SSA verifies SSNs and provides citizenship status to CNCS for individuals applying to serve in approved national service positions.	04/01/2021	<u>86 FR 7714</u>	34.19:1
1015 –DOL Black LungPart B Data	DOL	SSA verifies that recipients of Part B arereceiving the correct amount of SSI Payments.	05/25/2022	<u>87 FR 4219</u>	3.06:1

Title of Match	Matching Agency	Purpose	Effective Date	Federal Register (FR) Notice	Cost- Benefit Ratio
1016 – Internal Revenue Service (IRS) Disclosure of Information to Federal,State, and Local Agencies (DISFLA)	Department of Treasury (DOT)	SSA uses the return information provided bythe IRS to verify eligibility, and determine the benefit payment amount for Medicare and SSI.	01/01/2021	<u>85 FR 4605</u>	6.41:1
1030 – VA Income Dependent Extract	VA	SSA verifies SSNs provided by the VA andprovides SSA benefit data. The VA uses the SSA information to verify their benefit payment amounts.	9/12/2022	<u>87 FR 48776</u>	\$47.7 million thru FY24 *VA did not provide us with the ratio.
1038 – Bureau of the Fiscal Service (Fiscal Service) Savings Bond Match	DOT	SSA uses Fiscal Service's Savings Security data to determine continued eligibility and/or correct benefit amounts for SSI applicants and recipients who did not report or incorrectly reported ownership of savings securities.	6/26/2021	<u>86 FR 20781</u>	1.3:1
1045 –OPM Earnings for Disability	OPM	SSA discloses return information to OPM to verify factors affecting certain disability eligibilities and amounts under their CSRS and FERS programs.	10/20/2021	<u>86 FR 49577</u>	1:0.05
1050 – IRS Earnings of VA Income Dependent Beneficiaries	VA	The Veterans Benefits Administration uses tax return information from SSA's Earnings Recording and Self- Employment Income system of records to update the master records of VA applicants and Beneficiaries.	09/15/2020	<u>85 FR 50069</u>	4.43:1

Title of Match	Matching Agency	Purpose	E <u>f</u> fective Date	Federal Register (FR) Notice	Cost- Benefit Ratio
1051 – Department of Education (DoED) Verification of SSN and Citizenship Status for Financial Aid	DoED	DoED uses SSA information to verify SSNs and confirm citizenship at time of application for financial assistance under Title IV of the Higher Education Act.	4/11/2021	<u>86 FR 16195</u>	36:44
1052 – VA Earnings Information	VA	SSA discloses return information to VA to verify earnings data provided directly by medical care applicants.	11/28/2020	<u>85 FR 68419</u>	2.2:1
1061 – Housing and Urban Development (HUD) Tenant Reported Income	HUD	SSA discloses Title II, XVI, and VIII information to HUD for HUD to confirm the accuracy of tenant- reported income to determine applicants' & participants eligibility for rental assistance benefits.	4/15/2022	<u>87 FR 14552</u>	59.34:1
1071 – OPM Benefit Data	OPM	OPM uses SSA Title II and Title XVI benefit and earnings data to verify certain FERS retirement or survivors' benefit, eligibility, and payment amounts.	10/27/2021	<u>86 FR 49578</u>	Appen- dices: A-158:1 B-4,228:1 C-1480:1
1074 – Office of Child Support Enforcement (OCSE) Quarterly SSI Match and Online Query Agreement	OCSE	SSA uses the data from OCSE to verify eligibility and payment amounts for SSI and DI benefits.	8/6/2022	<u>87 FR 39884</u>	3.74:1

Title of Match	Matching Agency	Purpose	E <u>ff</u> ective Date	Federal Register (FR) Notice	Cost- Benefit Ratio
1076 – Centers for Medicare and Medicaid Services (CMS) Disclosure of Health Facility Admission Information	CMS	SSA uses CMS data to identify SSI recipients who enter skilled nursing home facilities to adjust, suspend, or terminate SSI payments; and to verify entitlement and benefit amounts, for some World War II veterans under Title VIII.	12/20/2022	<u>86 FR 21430</u>	2.6:1
1094 – CMS Medicare Non-Utilization	CMS	SSA uses CMS data on Medicare enrollees whose records have been inactive for three or more years as an indicator to select and prioritize cases for continued Title II eligibility review.	7/1/2022	<u>87 FR 39576</u>	7.97: 1
1097 – CMS Affordable Care Act (ACA) Enrollment/Eligibility	CMS	SSA discloses information to CMS to administer the Insurance Affordability Program under the Patient Protection and ACA of 2010.	03/09/2021	<u>85 FR 73719</u>	See Section VIII above.
1098 – OCSE Title II National Directory of New Hires Agreement	OCSE	SSA uses OCSE's quarterly wage and unemployment insurance data to verify eligibility and identify potential overpayments to DI recipients.	12/22/2020	<u>85 FR 67412</u>	12.6:1
1100 – DoED Medical Improvement Not Expected (MINE) Disability Data	DoED	DoED uses SSA MINE information to inform persons with loans and permanent disabilities who may qualify for loan discharges.	9/30/2021	86 FR 47092	0.013

Title of Match	Matching Agency	Purpose	Effective Date	Federal Register (FR) Notice	Cost- Benefit Ratio
1304 – Fiscal Service Medicare Part D Prescription Drug Subsidy	Department of Treasury	SSA uses Fiscal Service's ownership of Savings Securities data to verify an applicant's self-certification of eligibility for prescription drug subsidy assistance.	4/2/2021	<u>85 FR 82025</u>	41.7:1
1305 – IRS Medicare Part D Prescription Drug Subsidy	IRS	SSA uses certain IRS return data to verify an applicant's self- certification of eligibility for prescription drug subsidy assistance.	11/27/2022	<u>87 FR 61115</u>	9.4:1
1306 – OCSE Medicare Part D Prescription Drug Subsidy	OCSE	SSA uses OCSE quarterly wage, new hire, and unemployment data to verify an applicant's self-certification of eligibility for prescription drug assistance.	11/26/2022	87 FR 60234	28.3:1
1307 – OPM Medicare Part D Prescription Drug Subsidy	OPM	SSA uses OPM civil service benefit and payment data to verify an applicant's self- certification of eligibility for prescription drug subsidy assistance.	9/14/2021	<u>86 FR 44464</u>	42:1
1308 – RRB Medicare Part D Prescription Drug Subsidy	RRB	SSA uses RRB annuity payment information to verify an applicant's self-certification of eligibility for prescription drug subsidy assistance.	9/30/2022	<u>87 FR 51727</u>	43.2:1

Title of Match	Matching Agency	Purpose	E <u>f</u> fective Date	Federal Register (FR) Notice	Cost- Benefit Ratio
1309 – VA Medicare Part D Prescription Drug Subsidy	VA	SSA uses VA compensation and pension payment data to verify an applicant's self-certification of eligibility for the Extra Help subsidy under the Medicare Prescription Drug Plan Costs Program. It also helps identify those who may qualify for Medicare outreach efforts.	03/06/2023	<u>87 FR 76532</u>	0.21:1
1310 – IRS Medicare Parts B & D Premium Subsidy	IRS	SSA uses IRS return information to establish the correct amount of premium subsidy adjustments for Medicare Parts B & D.	10/01/2020	<u>85 FR 47837</u>	22.614:1
5001 – Fugitive, Felons, Parole Violators or Probation Violators	Individual Law Enforcement Agencies and Source Jurisdiction	SSA identifies individuals in the Source Jurisdiction who are fleeing fugitive felons, parole violators, or probation violators and who are also SSI recipients, RSDI beneficiaries, and representative payees for SSI recipients, RSDI Beneficiaries, or SVB beneficiaries, or SVB beneficiaries.	04/10/2022	<u>86 FR 57725</u>	2.51:1
6000 – Model between SSA and the State	States	SSA provides data and SSN verification to States administrating federally funded benefit programs under various provisions of the Social Security Act (Act) including state- funded programs under Title XVI of the Act.	07/01/2022	<u>87 FR 4990</u>	See Section VIII above.

	Matching Agency	Purpose	E <u>f</u> fective Date	Federal Register (FR) Notice	Cost- Benefit Ratio
6003 – Model between SSA and the State Agency	State Agency	Provides SSA data and SSN verification to State Agencies administering federally funded benefit programs under various provisions of the Act, including state-funded programs under Title VXI of the Act.		<u>87 FR 4990</u>	See Section VIII above.