



KNOW YOUR RIGHTS

WORKING WHILE RECEIVING SOCIAL SECURITY DISABILITY (SSD)

To obtain or keep SSD benefits, you may need to attend a hearing. The case will be heard and decided on by an Administrative Law Judge.

CAN I WORK AND CONTINUE TO RECEIVE SOCIAL SECURITY DISABILITY BENEFITS?

YES, you can! Please read the regulations below very carefully.

- Trial Work Period (TWP): If you are receiving SSD, you can work up to nine (9) months with no earning limit. The nine months do not have to be in a row. Extended Period of
- Eligibility (EPE): If you work after your TWP, you can still get your SSD check as long as you do not earn more than \$1350.
- Cessation Month: The first month that you work and earn more than \$1350.
 - If your cessation month happens within 36 months of the EPE, EPE will continue and you will still receive your SSD check for each month that you work and earn less than \$1350.
 - Once the 36 months are over, any month that you earn over \$1350, you will not get your SSD benefit.
 - If you have a "cessation month" during your EPE, you will receive your SSD check for that month and the next two months. After that you will not receive any more SSD checks even if you earn less than \$1350.
- If you had a "cessation" month during your EPE, your check will stop immediately!
- Expedited Reinstatement: If you are still disabled, you have the right to tell SSA to start checks again. Your SSD will start again and you will receive them until SSA decides if you are still disabled or not.

There is no fixed amount of time that it will take Social Security to make a decision to stop benefits due to employment. If Social Security decides that you lost your eligibility in a past month due to your work, it will require you to pay back the benefits you received after that, even if you reported the income. You can request that an overpayment caused by employment be waived (not collected) by Social Security.



SSDI RESOURCE

Legal Services of the Hudson Valley

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