

that it guarantees the amount that the widow(er) would have received as a spouse had he or she been entitled to a social security benefit in the month preceding the employee's death in an amount equal to the amount of the social security benefit payable at the time the widow(er) first became entitled to the social security benefit.

**§ 228.60 Cost-of-living increase.**

The tier II annuity component of a survivor annuity under the Railroad Retirement Act is increased by 32.5 percent of the percentage increase under section 215(i) of the Social Security Act at the same time that any such increase is payable. The amount of the increase is published in the FEDERAL REGISTER annually. The cost-of-living is payable beginning with the benefit payable for the month of December of the year for which the increase is due. The increase is paid in the January payment. In addition, in determining the amount of the tier II component at the time the survivor annuity begins, all cost-of-living increases that were applied or would have been applied after the employee's annuity beginning date or death and prior to the surviving annuity beginning date are taken into consideration.

**PART 229—SOCIAL SECURITY OVERALL MINIMUM GUARANTEE**

**Subpart A—General**

- Sec.
- 229.1 Introduction.
- 229.2 Definitions.
- 229.3 Other regulations related to this part.
- 229.4 Applying for the overall minimum.

**Subpart B—Social Security Overall Minimum Guarantee Defined**

- 229.10 What the social security overall minimum guarantee is.
- 229.11 100 percent overall minimum.

**Subpart C—Eligibility for Increase Under the Overall Minimum**

- 229.20 When an employee is eligible for an increase under the overall minimum.
- 229.21 When a spouse is eligible for an increase under the overall minimum.
- 229.22 Beginning date of increase under overall minimum.

**Subpart D—Family Members Included in Overall Minimum Computation**

- 229.30 Who can be included in the computation of an annuity under the overall minimum.
- 229.31 When a spouse can be included in the computation of the overall minimum rate.
- 229.32 When a child can be included in the computation of the overall minimum rate.
- 229.33 When a divorced spouse can be included in the computation of the overall minimum rate.

**Subpart E—When Entitlement Under the Overall Minimum Ends**

- 229.40 When an annuity increase under the overall minimum ends.
- 229.41 When a spouse can no longer be included in computing an annuity rate under the overall minimum.
- 229.42 When a child can no longer be included in computing an annuity rate under the overall minimum.
- 229.43 When a divorced spouse can no longer be included in computing an annuity under the overall minimum.

**Subpart F—Computation of the Overall Minimum Rate**

- 229.45 Employee benefit.
- 229.46 Spouse or divorced spouse benefit.
- 229.47 Child's benefit.
- 229.48 Family maximum.
- 229.49 Adjustment of benefits under family maximum for change in family group.
- 229.50 Age reduction in employee or spouse benefit.
- 229.51 Adjustment of age reduction.
- 229.52 Age reduction when a reduced age O/M is effective before DIB O/M.
- 229.53 Reduction for social security benefits on employee's wage record.
- 229.54 Reduction for social security benefit paid to employee on another person's earnings record.
- 229.55 Reduction for spouse social security benefit.
- 229.56 Reduction for child's social security benefit.
- 229.57 Reduction in spouse overall minimum benefit for employee annuity.
- 229.58 Rounding of overall minimum amounts.

**Subpart G—Reduction for Worker's Compensation or Disability Benefits Under a Federal, State, or Local Law or Plan**

- 229.65 Initial reduction.
- 229.66 Changes in reduction amount.
- 229.67 Redetermination of reduction.
- 229.68 Reduction of DIB O/M.