

NIOSH Advisory Board Presentation



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Division of Energy Employees
Occupational Illness Compensation
Department of Labor
December 11, 2012

Enactment of EEOICPA

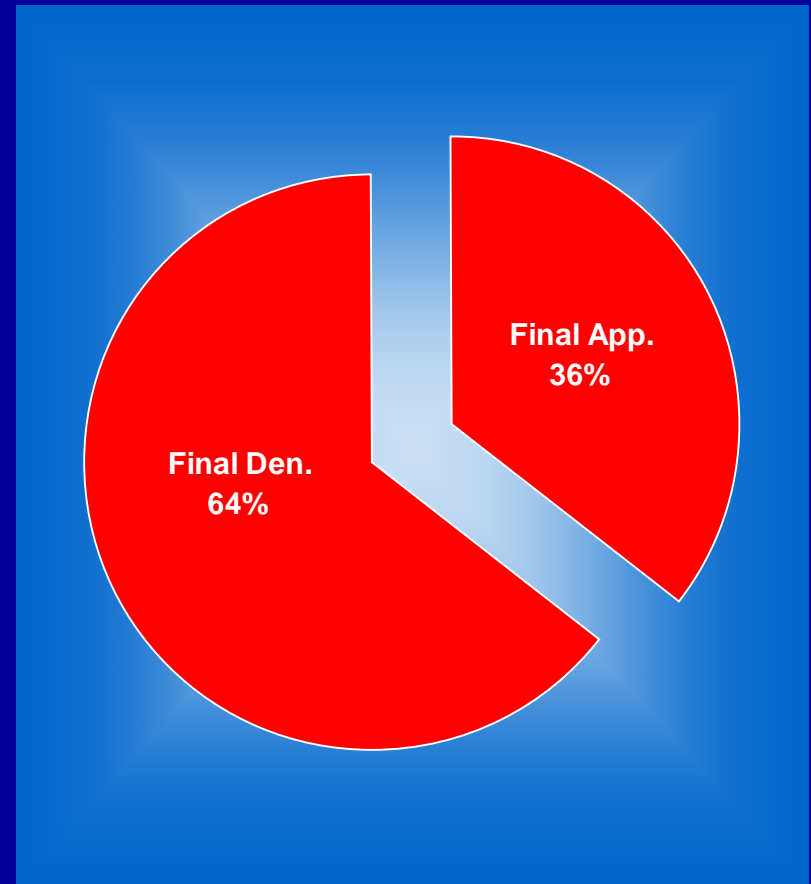
- **Enacted October 2000**
 - Part B, mandatory federal entitlement, by DOL
 - Part D, state workers comp. assistance, by DOE
- **Amendments October 2004**
 - Abolished Part D, created federal Part E, transferred to DOL
- **158,856 cases filed, over \$8.7 billion total compensation paid to date**
- **Agencies: Labor, Energy, HHS, Justice**
- **DOL locations**
 - DC, Jacksonville, Cleveland, Denver, and Seattle

NIOSH Referral Case Status

- **38,843 Cases Referred to NIOSH for Dose Reconstruction**
- **35,959 Cases Returned by NIOSH**
 - 30,452 with Dose Reconstruction
 - 5,507 without Dose Reconstruction
- **2,884 Cases that are Currently at NIOSH**
 - 1,576 Initial Referrals to NIOSH
 - 1,308 Reworks or Returns to NIOSH

NIOSH Dose Reconstruction Case Status

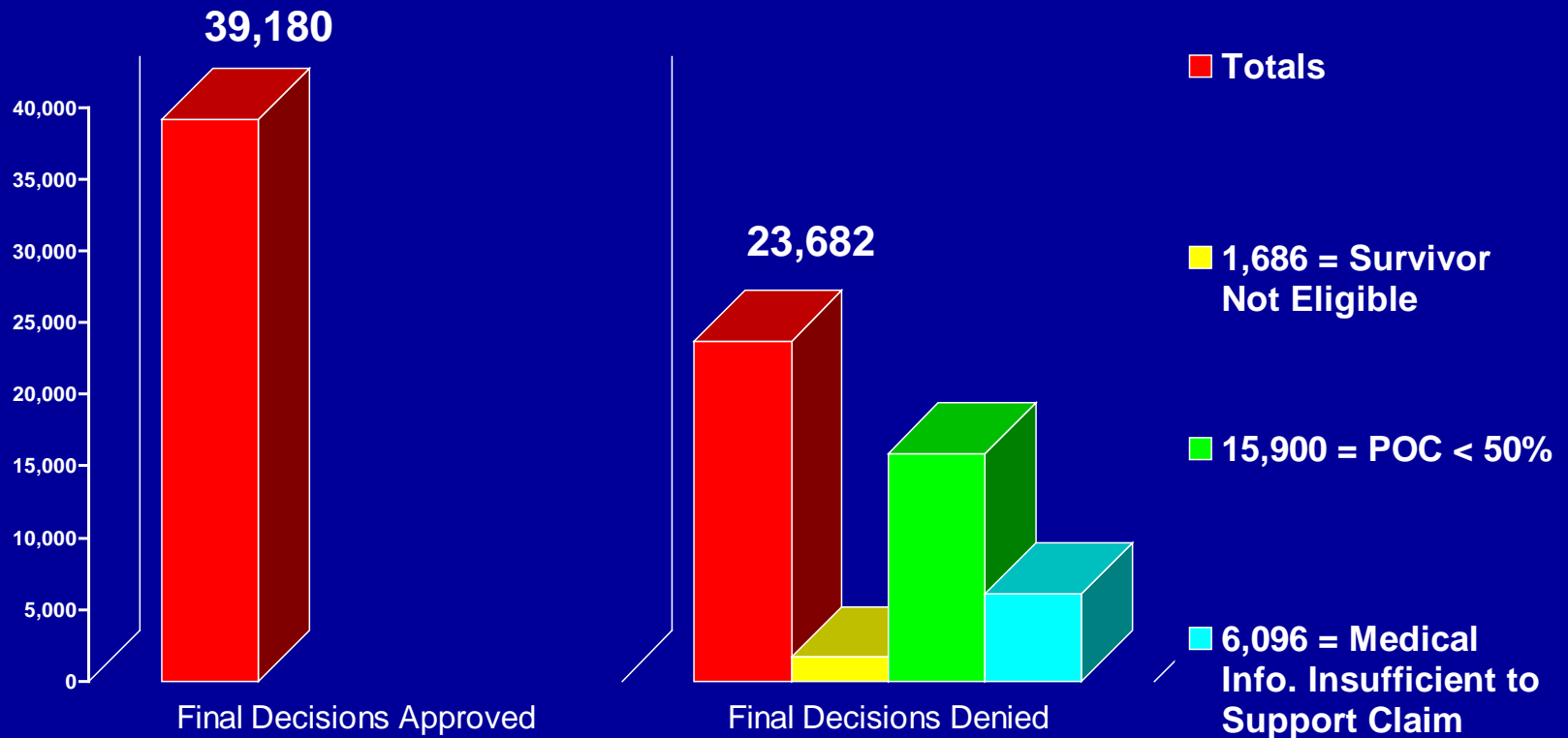
- **30,452 Cases returned by NIOSH w/ a Dose Reconstruction (DR)**
- **25,287 Cases w/ DR and a Final Decision**
 - **9,002 Final Approvals (POC 50% or Greater)**
 - **16,285 Final Denials (POC less than 50%)**



Part B Cancer Cases with Final Decision to Accept

- Accepted DR Cases – 8,414
 - 11,864 Payees
 - \$ 1.25 Billion in Compensation
- Accepted SEC Cases – 17,696
 - 29,130 Payees
 - \$2.6 Billion in Compensation
- Cases Accepted Based on SEC Status and POC > 50% - 588
 - 717 Payees
 - \$87.9 Million in Compensation
- Totals: All Accepted SEC and DR Cases – 26,698
 - 41,711 Payees
 - \$3.9 Billion in Compensation

EEOICPA Part B Cases Final Decisions – Covered Applications



Data as of December 2, 2012

DEEOIC SEC Outreach Events: FY 2012

<u>Facility</u>	<u>Date</u>	<u>Attendance</u>	<u>New Claims Filed</u>
Sandia National Laboratories *SEC effective 09/09/2011	11/1/2011	385	48
GE Evendale	11/2/2011	80	13
Y-12 Plant	01/18/2012	133	30
Pantex Plant	03/14/2012	283	28

DEEOIC SEC Outreach Events: FY 2012

<u>Facility</u>	<u>Date</u>	<u>Attendance</u>	<u>New Claims Filed</u>
Savannah River Site	04/17/2012	500	40
Linde Ceramics Plant	04/25/2012	19	1
Brookhaven National Laboratory *JOTG EVENT	07/17/2012	200	19
Sandia National Laboratories *SEC effective 06/10/2012	08/22/2012	60	16

DEEOIC SEC Outreach Events: FY 2012

<u>Facility</u>	<u>Date</u>	<u>Attendance</u>	<u>New Claims Filed</u>
Feeds Materials Production Center	9/25/2012	12	0
Hanford	10/23/2012	187	16
Clarksville Modification Center	11/8/2012	53	2

Other DEEOIC Outreach Events

- **Informational Meetings regarding medical benefits provided under the EEOICPA:**
 - Farmington, New Mexico - December 4, 2012
 - Kayenta, Arizona – December 5, 2012
- **In cases of small SECs – press releases are issued**

Joint Outreach Task Group

- **Joint Outreach Task Group (JOTG) members:**
 - DEEOIC
 - NIOSH
 - DOE
 - Ombudsman to NIOSH for the EEOICPA
 - Office of the Ombudsman for the EEOICPA
 - DOE – Former Worker Medical Screening Program (FWP)
- **Monthly conference calls with all members**

SEC Petition Site Discussions ABRWH Agenda December 2012

	Baker Brothers	Battelle Laboratories King Avenue	General Steel Industries (GSI)
Cases (Claims) Part B & E	8 (10)	208 (256)	682 (1,062)
Cases Returned by NIOSH w/ DR	4	54	253
Final Decisions (Part B)	5	77	307
Part B Approvals	1	32	72
Part E Approvals	1	32	3
Total Comp. & Medical Bills Paid	\$277,100	\$7.1 million	\$10.9 million

Data as of December 2, 2012

SEC Petition Site Discussions

ABRWH Agenda December 2012

	Hanford	Joslyn Manufacturing	Savannah River Site
Cases (Claims) Part B & E	13,958 (23,529)	105 (220) Part B Only	14,098 (20,347)
Cases Returned by NIOSH w/ DR	3,442	37	4,047
Final Decisions (Part B)	5,778	38	5,079
Part B Approvals	3,513	21	2,592
Part E Approvals	3,208	Part B only	2,785
Total Comp. & Medical Bills Paid	\$791.9 million	\$2.9 million	\$669.6 million

Data as of December 2, 2012

SEC Petition Site Discussions ABRWH Agenda December 2012

	K-25	Y-12	X-10
Cases (Claims) Part B & E	14,367 (23,345)	16,494 (26,624)	7,666 (11,883)
Cases Returned by NIOSH w/ DR	2,314	3,632	2,004
Final Decisions (Part B)	5,869	6,707	3,108
Part B Approvals	4,165	4,460	1,821
Part E Approvals	4,066	4,549	1,952
Total Comp. & Medical Bills Paid	\$1.1 Billion	\$1.1 Billion	\$490.9 Million

Data as of December 2, 2012

Top Four Worksites

- The top 4 worksites generating new Part B EEOICPA cases are:
 - Savannah River Site
 - Hanford
 - Y-12 Plant
 - Sandia National Laboratories

Data as of December 3, 2012

NIOSH Advisory Board Presentation

Handout Slides
December 2012

Employee Eligibility

Employed By	Part B	Part E
DOE Contractors and Subcontractors	Yes	Yes
DOE Federal Employees	Yes	No
AWE Employees	Yes	No
Beryllium Vendors	Yes	No
RECA	Yes	Yes

Covered Conditions

Condition	Part B	Part E
CBD	Yes	Yes
Beryllium Sensitivity	Medical Monitoring Only	Yes
Chronic Silicosis	Yes	Yes
Cancer	Yes	Yes
Any condition related to toxic exposure	No	Yes

Survivor Definition

Type	Part B	Part E
Spouse at time of death	Yes	Yes
Children - under age 18; under age 23 if full-time student; or any age if medically incapable of self-support	Yes	Yes
Adult Children	Yes	No

Benefits

Part B	Part E
\$150,000 Employee + Survivor	Impairment \$2,500 per % (Employee)
\$50,000 RECA Employee + Survivor	Wage Loss \$10,000-\$15,000 per year (Employee)
	\$125,000 Survivor
\$400,000 CAP for B+E combined	