

NIOSH Advisory Board Presentation



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Division of Energy Employees
Occupational Illness Compensation
Department of Labor
June 2012

Enactment of EEOICPA

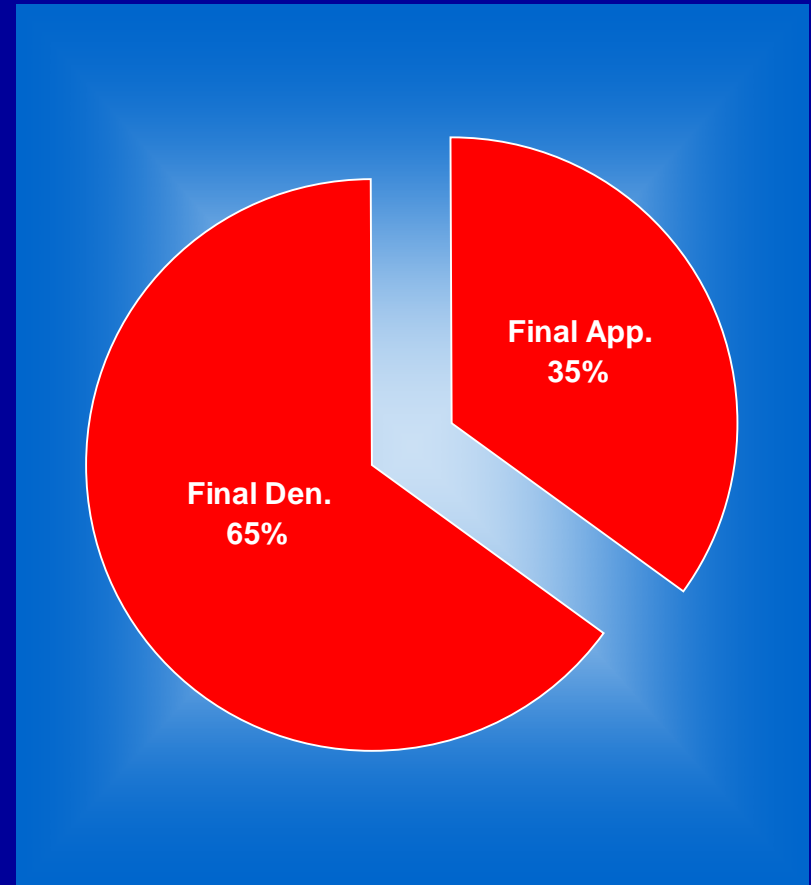
- **Enacted October 2000**
 - Part B, mandatory federal entitlement by DOL
 - Part D, state workers comp. assistance by DOE
- **Amendment October 2004**
 - Abolished Part D, created federal Part E, transferred to DOL
- **153,988 cases filed, over \$8.1 billion total compensation paid to date**
- **Agencies: Labor, Energy, HHS, Justice**
- **DOL locations:**
 - DC, Jacksonville, Cleveland, Denver, and Seattle

NIOSH Referral Case Status

- **37,521 Cases Referred to NIOSH for Dose Reconstruction**
- **35,481 Cases Returned by NIOSH**
 - 29,965 with Dose Reconstruction
 - 5,516 without Dose Reconstruction
- **2,040 Cases that are Currently at NIOSH**
 - 1,123 Initial Referrals to NIOSH
 - 917 Reworks or Returns to NIOSH

NIOSH Dose Reconstruction Case Status

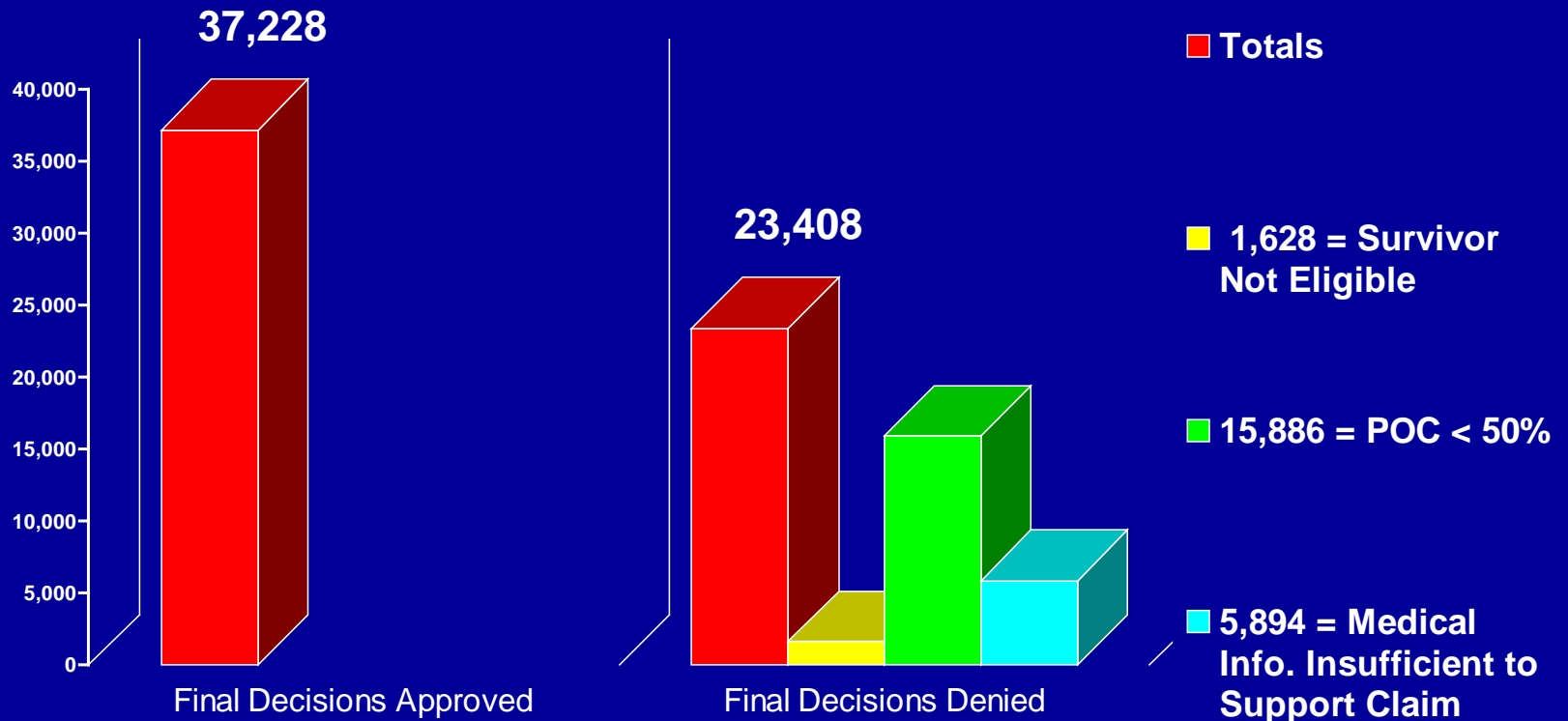
- **29,965 Cases returned by NIOSH w/ a Dose Reconstruction (DR)**
- **25,321 Cases w/ DR and a Final Decision**
 - **8,829 Final Approvals (POC 50% or Greater)**
 - **16,492 Final Denials (POC less than 50%)**



Part B Cancer Cases with Final Decision to Accept

- Accepted DR Cases – 8,269
 - 11,630 Payees
 - \$ 1.22 Billion in Compensation
- Accepted SEC Cases – 16,293
 - 26,711 Payees
 - \$2.38 Billion in Compensation
- Cases Accepted Based on SEC Status and POC > 50% - 560
 - 689 Payees
 - \$83.8 Million in Compensation
- Totals: All Accepted SEC and DR Cases – 25,122
 - 39,030 Payees
 - \$3.6 Billion in Compensation

EEOICPA Part B Cases Final Decisions – Covered Applications



Top Four Worksites: Generating New Part B Cases

- During the 1st quarter of FY 2012 (Oct. 2011 – Dec. 2011):
 - Sandia National Laboratory
 - 139 new Part B claims generated
 - Hanford
 - 107 new Part B claims generated
 - Y-12 Plant
 - 102 new Part B claims generated
 - Savannah River
 - 90 new Part B claims generated

DEEOIC SEC Outreach

- **During FY 2012, 6 Town Hall Meetings and Traveling Resource Centers have been conducted in regards to new SECs:**
 - Sandia National Laboratories – November 2011
 - GE Evendale – November 2011
 - Y-12 Plant – January 2012
 - Pantex Plant - March 2012
 - Savannah River Site – April 2012
 - Linde Ceramics Plant – April 2012
- **In cases of smaller SECs – press releases are issued**

Outreach to Covered Facilities (50 claims or less filed)

- Identified several covered facilities where less than 50 claims have been filed
 - Majority AWE facilities
- Concentrating efforts to notify individuals who worked at these facilities of potential EEOICPA benefits
 - Issuing press releases
 - Reaching out to unions, local government, other key stakeholders
 - Utilizing Resource Center staff

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**
- **Upcoming JOTG Town Hall Meeting in regards to new SEC at Brookhaven National Laboratory:**
 - Upton, New York – July 17, 2012

SEC Petition Site Discussions ABRWH Agenda June 2012

	Winchester	Weldon Spring	Hanford	LANL	Clarksville
Cases (Claims) Part B	6 (8)	1,045 (1,563)	13,301 (22,435)	6,734 (10,873)	403 (621)
Cases Returned by NIOSH w/ DR	1	201	3,405	901	75
Final Decisions (Part B)	2	331	5,601	2,064	84
Part B Approvals	1	176	3,309	1,244	23
Part E Approvals	1	146	3,027	1,332	25
Total Comp. & Medical Bills Paid	\$50,000	\$39.4 Million	\$749.9 Million	\$305.5 Million	\$5.2 Million

Data as of June 10, 2012

SEC Petition Site Discussions ABRWH Agenda June 2012

	Mound Plant	Titanium Alloys	Medina	Linde Ceramics	Sandia Labs
Cases (Claims) Part B & E	1,985 (2,703)	47 (77) Part B Only	106 (157)	618 (1,015)	1,909 (2,818)
Cases Returned by NIOSH w/ DR	533	18	38	166	324
Final Decisions (Part B)	791	26	43	318	632
Part B Approvals	395	2	20	237	345
Part E Approvals	413	N/A	20	91	361
Total Comp. & Medical Bills Paid	\$91.3 Million	\$304,575	\$4.3 Million	\$43.3 Million	\$76.9 Million

QUESTIONS ?

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Handout Slides

June 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 (+ lump-sum Wage Loss if eligible)
\$400,000 CAP for B+E combined	