



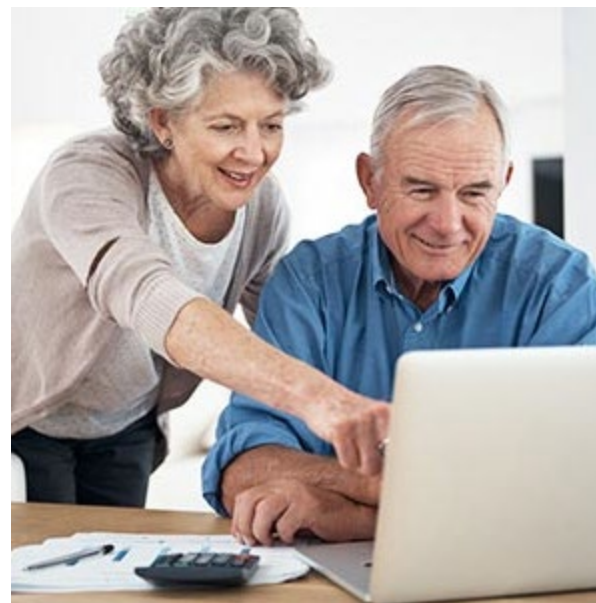
Energy Employees Occupational Illness Compensation Program Town Hall

Aiken, South Carolina



What is the EEOICPA?

- ▶ A law administered by the Labor Department's Division of Energy Employees Occupational Illness Compensation (DEEOIC).
- ▶ Provides lump-sum compensation and medical benefits to current and former nuclear weapons workers.
- ▶ Survivors of qualified workers may also be entitled to benefits.





Agency Administration of the EEOICPA

Department of Labor



Department of Energy



Department of Health
and Human Services



Department of Justice





Program Eligibility

Part B (enacted 2000)

Part E (enacted 2004)



- Employment
- Medical
- Survivors





Employee Eligibility

Employed By	Part B	Part E
DOE Contractors and Subcontractors	Yes	Yes
DOE Federal Employees	Yes	No
AWE Employees (Atomic Weapons Employer)	Yes	No
Beryllium Vendors	Yes	No
RECA	Yes	Yes



Contractor Employment

- ▶ **Contractor** – entity engaged in a contractual business arrangement with DOE to provide services, produce material, or manage operations.

- ▶ **DOE Contractors at the Savannah River Site**
 - Westinghouse Savannah River Company (1989-present)
 - E. I. Du Pont de Nemours and Company (1950-1989)



Subcontractor Employment



- ▶ Subcontractor – entity engaged in a contractual business arrangement with a DOE contractor to provide a service on-site.
- ▶ The mere presence of an employee on the premise of a facility does not confer covered employment.



Required Components for Subcontractor Employment

- ▶ The claimed period of employment occurred during the covered time frame as alleged.
- ▶ A contract to provide **covered services** existed between the claimed subcontractor and a DOE contractor at the facility (during the covered time frame).
- ▶ The employment activities (work or labor) took place on the premises of the covered facility.



Medical Eligibility

Part B (enacted 2000)

- Cancer
- Chronic Beryllium Disease
- Chronic Silicosis
- RECA Section 5 Awardees

Part E (enacted 2004)

- Any condition related to toxic substances



Survivor Eligibility

Part B (enacted 2000)

- Spouse
- Children
- Parents
- Grandchildren
- Grandparents

Part E (enacted 2004)

- Spouse (death related)
- Children
 - Less than age 18
 - Less than age 23 (full time student)
 - Medically incapable of self support



Benefits

<u>Part B</u>	<u>Part E</u>
\$150,000 – Employee & Survivor	\$2,500 per % Impairment - Employee
\$50,000 RECA – Employee & Survivor	Annual Wage Loss \$10,000-\$15,000 - Employee
	\$125,000 – Survivor (+ lump-sum Wage Loss if eligible)
\$400,000 Lump-sum cap for B & E combined	
Employee Medical Care for Accepted Conditions	



Part B: Special Exposure Cohort (SEC)

- ▶ Worker Group Designation
 - Presumption – occupational radiation caused cancer

- ▶ Employment
 - Worked specific location or specific job
 - Work day requirement – 250 work days
 - Some sites have special requirements for employment

- ▶ Specified Cancer
 - 22 cancers **named in law**



Specified Cancer List for Workers

To qualify for compensation as a member of an SEC class, a covered employee must have at least one of the 22 specified:

- **Leukemia** (other than chronic lymphocytic leukemia), provided the onset was at least 2 years after first exposure
- **Primary or Secondary Lung Cancer.** (In situ lung cancer that is discovered during or after a post-mortem exam is excluded.)
- **Primary or Secondary Bone Cancer.**
- **Primary or Secondary Renal Cancers**



Specified Cancer List for Workers (continued)

- The following cancer is included (provided onset was at least 5 years after first exposure):
 - **Multiple myeloma**
 - **Lymphomas** (other than Hodgkin's disease).
 - **Primary cancer** of the:

Bile Duct	Brain	Male or Female Breast	Urinary Bladder
Colon	Esophagus	Gall Bladder	Liver*
Ovary	Pancreas	Pharynx	Salivary Gland
Small Intestine	Stomach	Thyroid	

***Liver: Exception if Cirrhosis or Hepatitis B is indicated**



Approved SEC Periods: Savannah River Site

An Employee that worked **250 aggregated work days** for the covered time period(s) listed below, can be included in the Special Exposure Cohort (SEC).

Beginning Date	Ending Date
January 1, 1953	September 30, 1972
October 1, 1972*	December 31, 1990*

If the employee has a **specified cancer** he/she may receive a presumption that the cancer was related to exposure to radiation.

*Exclusions apply to October 1, 1972 through December 31, 1990 SEC period



SEC Period Exclusions: Savannah River Site

October 1, 1972, through December 31, 1990:

Covers all construction trade employees of Department of Energy subcontractors excluding employees of the following prime contractors who worked at SRS during the specified time periods:

- E. I. du Pont de Nemours and Company from 10/1/72 to 3/31/1989
- Westinghouse Savannah River Company from 4/1/89 to 12/31/1990



Site Exposure Matrices (SEM)

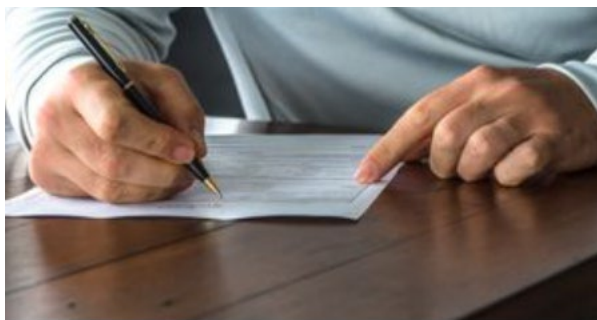
- ▶ The SEM is a repository of information on toxic substances present at Department of Energy (DOE) and Radiation Exposure Compensation Act (RECA) sites covered under Part E.
 - Information in SEM is gathered from a variety of sources
 - Scientifically establishes links between toxic substances / illnesses
 - Training and Public access to SEM is available the DEEOIC website:
<https://www.dol.gov/owcp/energy/regs/compliance/seminfo.htm>

The screenshot shows the top portion of the DEEOIC SEM website. It features a blue header with the U.S. Department of Labor logo and name. Below the header is a navigation bar with links for 'A to Z', 'Site Map', 'FAQs', 'Forms', 'About DOL', 'Contact Us', 'Español', and 'Help Guide'. The main content area is titled 'Office of Workers' Compensation Programs' and includes a breadcrumb trail: 'DOL Home > OWCP > DEEOIC > SEM Introduction > SEM home page > Detailed SEM Data home'. A disclaimer states: 'The site specific information in this database reflects available data and may not be complete. The results should be used with a full understanding of the limitations of the current dataset.' Below this, a welcome message explains the expanded SEM and its purpose. A section for filtering sites includes radio buttons for 'Show DOE sites', 'Show uranium mines', 'Show uranium mills', 'Show Ore-buying stations', and 'Show uranium transport'. A 'Site:' dropdown menu is set to 'Select', with a 'Click here' link provided for site lookup by alias or description.



Claimant Responsibilities

- ▶ File claim
- ▶ Collect / Copy / Submit relevant records for review
- ▶ Respond to information requests





Claim Decision Process

Recommended Decision (District Office)

- Reviews the record
- Develops Factual information
- Issue a Preliminary Determination



Final Decision (Final Adjudication Branch)

- Affirm decision or remand
 - Claimant has right to object to RD through a Hearing or Review of the Written Record
- Post FD Claimant rights:
 - Reconsideration
 - Reopen of case
 - District Court



Medical Benefits

- ▶ Broad coverage for medical treatment costs linked to accepted work-related illnesses:
 - Office visits (including lab and radiology services)
 - Prescriptions
 - Medical travel expenses
 - Equipment (wheelchairs / supplies)
 - Home and vehicle modifications
 - Extended and hospice care
 - Home health care

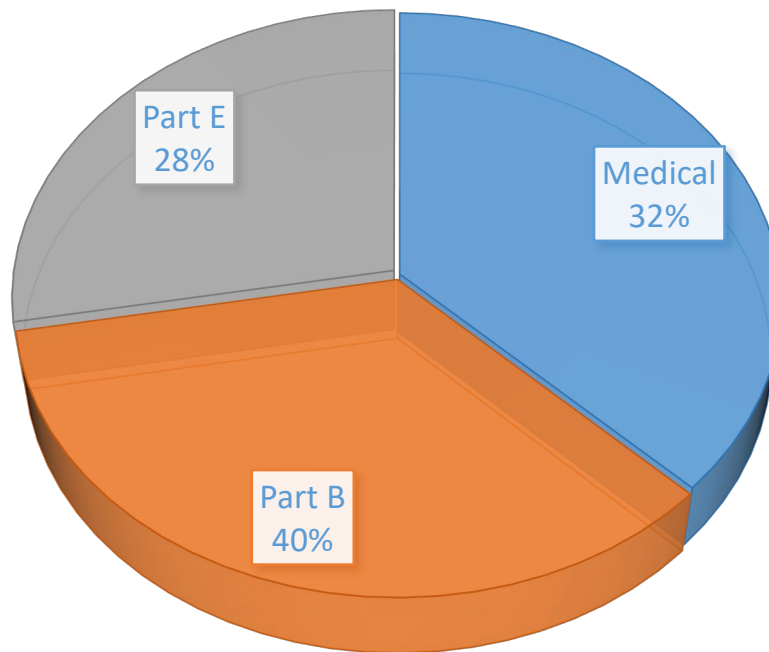




EEOICPA Program Compensation

- **\$21.3 Billion Total Compensation**
- **\$7.4 Billion Part B**
- **\$5.9 Billion Part E**
- **\$7.9 Billion Medical**

*Data as of May 11, 2022





Savannah River Site Compensation

- ▶ 21,253 Cases
- ▶ 12,057 Individual Employees
- ▶ \$1.06 Billion Total Compensation
- ▶ \$541 Million Part B
- ▶ \$528 Million Part E
- ▶ \$692 Million Medical Bills



*Data as of 05/11/2022



Claimant Assistance

- ▶ **Resource Centers – 11 locations nationwide**
 - Savannah River Resource Center
 - North Augusta, SC
 - Toll free number: (866) 666-4606

- ▶ **District Offices – 4 locations** (Cleveland, Denver, Jacksonville, Seattle)
 - Seattle District Office toll free number: (888) 805-3401

- ▶ **DEEOIC web site**
 - <http://www.dol.gov/owcp/energy/>
 - General program information
 - SEM website
 - Claimant Resources (Forms, Medical Benefits Information)
 - Medical Provider Resources (Enrollment, Bill Processing)



Update – DOL Projects

- Outreach and Resource Centers
 - Virtual and In-Person (when possible)
 - 11 Resource Centers
- Stakeholder Engagement
 - Collect, analyze, and report on stakeholder feedback
 - Surveys, Roundtable discussions, Focus Groups, Results Impact Decision Making
- Training and Quality Assurance
 - Assessment of decisional activities by all Claims Examiners, Medical Benefits Examiners and Hearing Representatives
- Email Subscription List
 - Program/Policy Updates
 - Medical Provider Updates





DOL Resource Centers

- Manage Resource Center Operations
- Guide Claimants through the EEOICPA Process
- Comply with DOL Procedures
- Maintain Highest Level of Customer Service
- Claims Intake
- Conduct Occupational History Interviews
- Provide Medical Bill Payment Assistance
- Maintain Databases
- Conduct Outreach
- Support DEEOIC Special Projects
- Be Responsive to DEEOIC Guidance and Direction
- Communicate Daily with DEEOIC Management
- Ongoing Training for Staff





DOL Resource Center Locations



Resource Center addresses and contact info can be found on the DEEOIC Webpage at www.dol.gov/EnergyProgramResourceCenters