

# Department of Labor's Presentation to the NIOSH Advisory Board



Frank C. Crawford  
Division of Energy Employees  
Occupational Illness Compensation Program  
August 2020

# Compensation Paid

\$ 7.1 Billion

Part B Compensation

\$ 5.2 Billion

Part E Compensation

\$ 6.0 Billion

Medical Bills

\$ 18.3 Billion

Total Compensation + Medical Bills Paid

215,067

Cases Filed

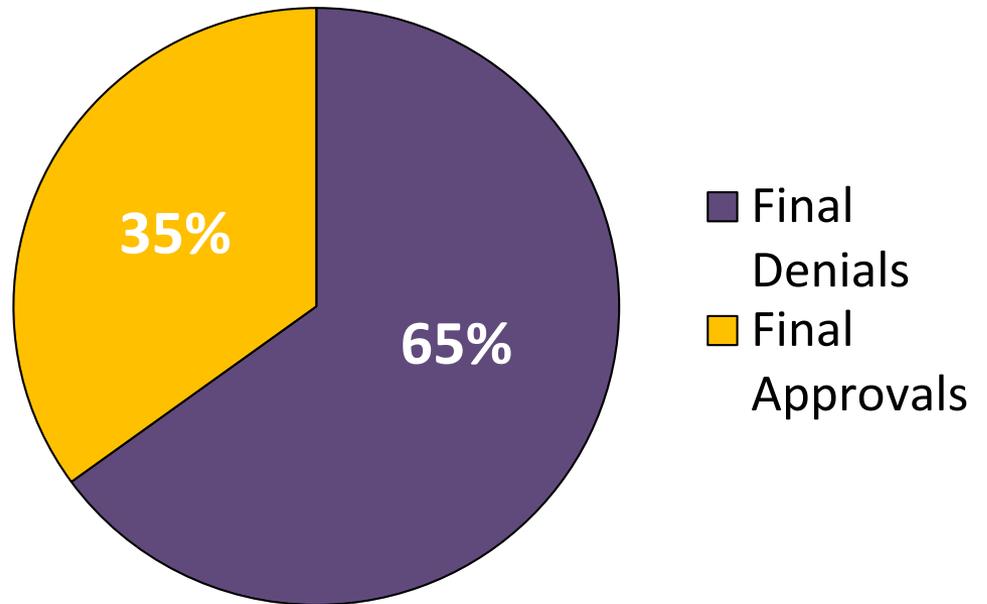
# NIOSH Referral Case Status

- **53,457 Cases Referred to NIOSH for Dose Reconstruction**
- **51,781 Cases Returned to DOL from NIOSH**
  - 45,270 with Dose Reconstruction
  - 6,511 withdrawn from NIOSH with no Dose Reconstruction
- **1,676 Cases Currently at NIOSH**

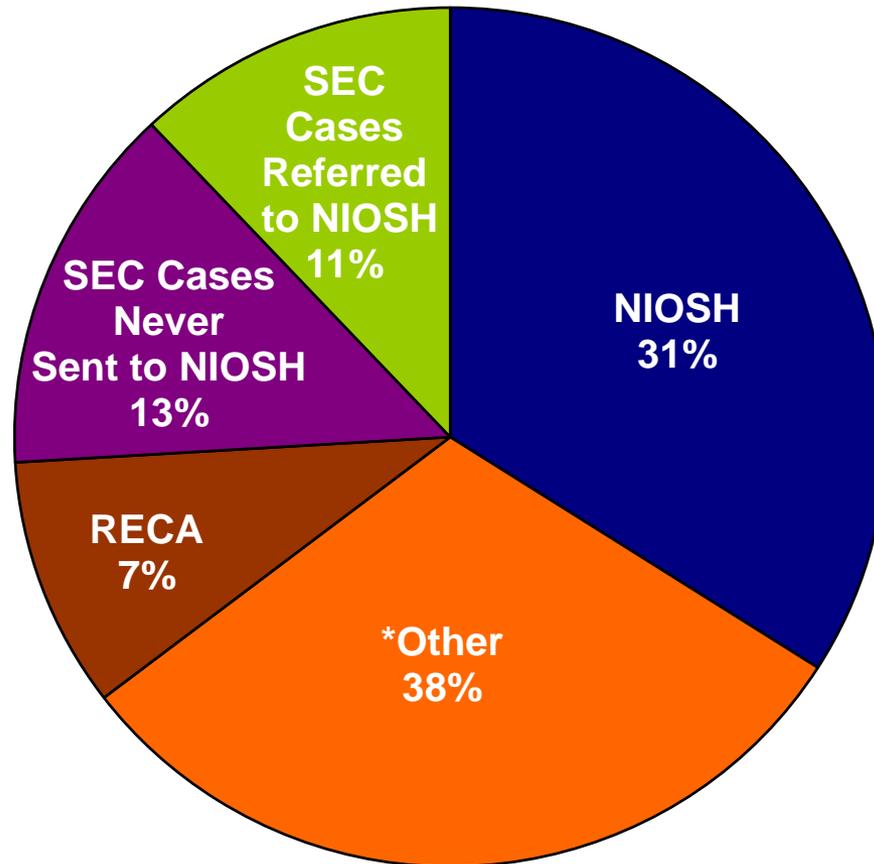
# Part B Cases with Dose Reconstruction and Final Decision

35,895 Cases with Dose Reconstruction and Final Decision

- Final Approvals  
12,365
- Final Denials  
23,530



# Part B Cases Filed



\*Other ( beryllium sensitivity, chronic beryllium disease, chronic silicosis)

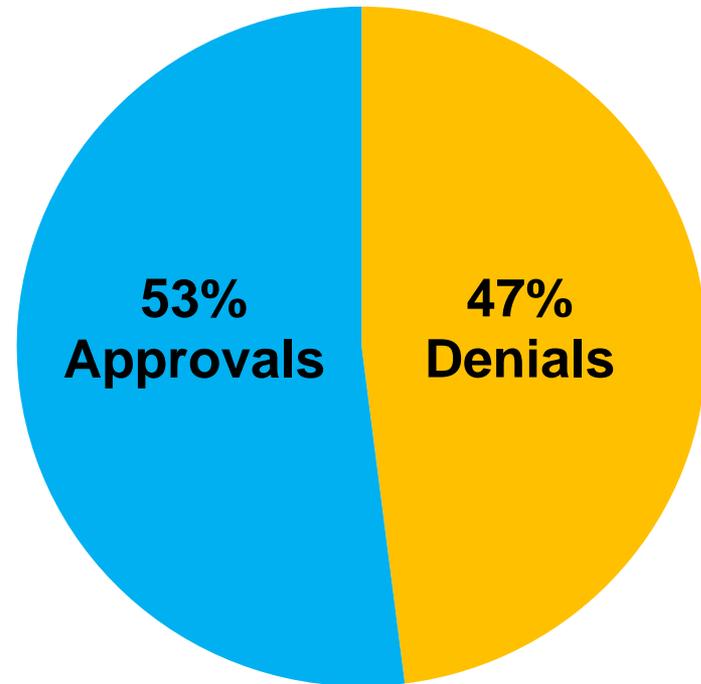
# Part B Cases with Final Decision

106,247 Cases with Final Decision under Part B

56,533 Part B Approvals

49,714 Part B Denials

Part B Final Decisions



# Top Four Worksites

The top 4 worksites generating new Part B EEOICPA cases  
(April 1, 2020 – June 30, 2020)

Nevada Test Site

Y-12 Plant

Savannah River Site

Hanford

# SEC Petition Sites

Statistical Category	Superior Steel	Hanford	Reduction Pilot Plant
Cases (Claims) Part B & E	52 (99)	20,982 (32,107)	887 (1,186)
Cases Returned by NIOSH with dose reconstruction	35	5,367	83
Final Decisions (Part B)	48	9,707	483

# SEC Petition Sites (continued)

Statistical Category	Superior Steel	Hanford	Reduction Pilot Plant
Part B Approvals (Cases)	19	5,845	22
Part E Approvals (Cases)	No Part E	5,410	32
Total Comp. & Medical Bills Paid	2.8 Million	\$1.8 Billion	10.6 Million

# Site Profiles

Statistical Category	W.R. Grace	Idaho National Laboratory
Cases (Claims) Part B & E	315 (401)	6,618 (9,436)
Cases Returned by NIOSH with dose reconstruction	209	2,067
Final Decisions (Part B)	299	2,931

# Site Profiles (continued)

Statistical Category	W.R. Grace	Idaho National Laboratory
Part B Approvals (Cases)	158	1,085
Part E Approvals (Cases)	No Part E	1,411
Total Comp. & Medical Bills Paid	27 Million	\$396 Million

# DEEOIC Outreach Events

- DEEOIC Virtual Webinar Series
- In response to new SEC classes, DEEOIC conducts:
  - Town hall meetings and traveling resource centers
  - In cases of small SECs, press releases are issued
- Quarterly Medical Conference Calls
- Authorized Representative Workshops
- Host informational meetings regarding medical benefits provided under the EEOICPA:
  - In some cases held in conjunction with SEC town hall meetings

# Joint Outreach Task Group (JOTG)

## ■ Members:

- DEEOIC
- Department of Energy
- Department of Energy Former Worker Medical Screening Program (FWP)
- National Institute for Occupational Safety and Health (NIOSH)
- Ombudsman to NIOSH for EEOICPA – Part B
  - Denise Brock
- DOL's Office of the Ombudsman for EEOICPA
  - Malcolm Nelson

## ■ Monthly conference calls with all members

## ■ Conduct Town Hall Meetings

# DEEOIC Upcoming Outreach Event

## DEEOIC Virtual Webinar Series

**Topic: Site Exposure Matrices (SEM) and Former Worker Program**

**Date: August 26, 2020**

**Time: 2:00 – 3:30pm (ET)**

Representatives from the DEEOIC and the DOE will discuss how the SEM and FWP/BTMed factor into the adjudication of claims. The webinar will conclude with a question and answer session. You can submit questions during the webinar or in advance at: [DEEOIC-Outreach@dol.gov](mailto:DEEOIC-Outreach@dol.gov). Go to the DEEOIC website to register at:

[https://www.dol.gov/owcp/energy/regs/compliance/Outreach/UpcomingDC\\_082620.pdf](https://www.dol.gov/owcp/energy/regs/compliance/Outreach/UpcomingDC_082620.pdf)

# Past DEEOIC Outreach Event

## DEEOIC Virtual Webinar Series

### Topic: Causation and Dose Reconstruction

Discussions included:

- **Assessing Toxic Exposure for Causation**
  - Health Effects
  - Site Exposure Matrices (SEM) usage guidance
  - Exposure evidence to make findings
  - Establishing causation
- **Dose Reconstruction and Special Exposure Cohort (SEC)**
  - Probability of causation guidance
  - Evaluating SEC petitions

**Event was held on July 29, 2020**

# **Department of Labor's Presentation to the NIOSH Advisory Board**

Handout Slides  
August 2020

# 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	