

Department of Labor's Presentation to the NIOSH Advisory Board



Joshua Novack

Division of Energy Employees

Occupational Illness Compensation Program

April 2024

DEEOIC Claim Intake

Initial Claims Processed

Quarter	Initial Claims Processed
Q1 2024	2265
Q2 2024	2530

Consequential Claims

Quarter	Initial Claims Processed
Q1 2024	7961
Q2 2024	9263

NIOSH Referral Cases Status FY 2024

Referrals

Cases Referred to NIOSH
Q1 - 1035
Q2 - 1074

Cases Returned from NIOSH
Q2 - 905
Q2 - 1070

Probability of Causation Calculations Performed (from POC data)
Q1 - 3559
Q2 - 4080

Program Statistics

Date as of 04/07/2024

Statistical data updated weekly on Mondays

Combined Part B and E Summary

Combined Part B and E	Claims	Cases
Applications Filed	352,138	238,061*
Total Compensation Paid - Payments	145,388	108,930

Compensation Type	Amount
Total Compensation Dollars Paid	\$14,775,912,659
Total Medical Bills Paid – Total Dollars	<i>\$10,885,110,046</i>
Total Compensation + Medical Bills Paid	\$25,661,022,705

*The above numbers of applications filed represent **142,184** unique individual workers.

Fiscal 2024 Payment Data

FY24 Compensation Paid Out (10/01/2023 - 03/31/2024)

Period	Part B RECA \$100K Payments	Part B RECA Supplemental \$50K Payments	Part E Compensation	Part B Non RECA Compensation
1st Qtr	\$2,650,000.00	\$937,500.00	\$125,798,734.02	\$64,085,238.10
2nd Qtr	\$1,330,833.34	\$1,063,015.89	\$135,750,748.63	\$64,683,690.45
Total	\$3,980,833.34	\$2,000,515.89	\$261,549,482.65	\$128,768,928.55

Period	B/EB Medical Bills	E Medical Bills	Period	Cumulative Total
1st Qtr	\$351,752,736.32	\$99,336,406.91	1st Qtr	\$644,560,615.35
2nd Qtr	\$351,375,755.95	\$105,353,215.63	2nd Qtr	\$659,557,259.89
Total	\$703,128,492.27	\$204,689,622.54	Total	\$1,304,117,875.24

Outreach (1 of 2)

Upcoming In-Person Outreach 2024

Location	Event Type	Date
Pahrump, NV	Traveling Resource Center	Friday, March 29, 2024
Portsmouth, OH	JOTG Outreach Event	Wednesday, April 10, 2024
Kansas City, MO	JOTG Outreach Event	Wednesday, May 8, 2024
Amarillo, TX	Traveling Resource Center	Tuesday, May 21, 2024
Ames, IA	DEEOIC Outreach Event	Tuesday, June 11, 2024
Burlington, IA	DEEOIC Outreach Event	Wednesday, June 12, 2024
Bolingbrook, IL	AR Workshop	Tuesday, July 16, 2024
Bolingbrook, IL	AR Workshop	Wednesday, July 17, 2024
Bolingbrook, IL	JOTG Outreach Event	Thursday, July 18, 2024
Livermore/Berkely, CA	DEEOIC Outreach Event	Wednesday, August 14, 2024
Gallup, NM	JOTG Outreach Event	Tuesday, September 10, 2024
Grants, NM	JOTG Outreach Event	Wednesday, September 11, 2024
Albuquerque, NM	JOTG Outreach Event	Thursday, September 12, 2024

More information regarding these events can be found on the DEEOIC website at:

<https://www.dol.gov/agencies/owcp/energy/regs/compliance/Outreach/UpcomingEventsWeb>

Outreach (2 of 2)

Webinars

- The DEEOIC webinar series, which originated shortly after the COVID-19 pandemic started, has proven to be a successful means of engaging and informing DEEOIC stakeholders.
- Webinars typically take place monthly from January through October.
 - Topics include Medical Benefit Coverage, Stakeholder Update, Tools and Resources, Learn about who works at DEEOIC, RECA, NIOSH, Covered Conditions, and Claims Process
- CX staff collect survey data from webinar attendees to develop topics and make improvements.
- Webinar dates, topics, and presentations can be found on our [Outreach and Events](#) web page.
- To stay up-to-date on DEEOIC webinars and receive updates about the program, please join our [email distribution list](#).

Program Updates (1 of 2)

Beryllium (Be) Sensitivity Criteria Update:

- On December 22, 2023, the National Defense Authorization Act (NDAA) was signed into law. This new law includes a statutory change to the EEOICPA, in relation to the establishment of beryllium sensitivity.
- In addition to the existing statutory provisions, beryllium sensitivity can now also be established by submitting three borderline beryllium lymphocyte proliferation test (BeLPT) or beryllium lymphocyte transformation test (BeLTT) performed on blood cells that are conducted over a period of three years.
- EEOICPA Bulletin No. 24-01 was released on January 30, 2024, to update procedures to align to the new statutory provision for establishing claims for beryllium sensitivity.
- DEEOIC will incorporate the new statutory provision into the next version of the Federal (EEOICPA) Procedure Manual.

Program Updates (2 of 2)

Categorization of basal cell carcinoma (BCC) and squamous cell carcinoma (SCC) as non-melanoma skin cancers:

- EEOICPA Bulletin No. 24-02 was released on March 27, 2024. Claims situations may arise when a primary non-melanoma BCC or SCC skin cancer is claimed, and there has been a previous final decision acceptance of a primary BCC or SCC skin cancer. In such a situation, the guidance set forth is to be interpreted by claims staff as meaning that BCCs and SCCs are the same type of primary skin cancer.
- If an employee has previously been approved for a primary BCC or SCC skin cancer under Part E, then that positive causation determination applies to any additional primary BCC or SCC skin cancers that the employee is diagnosed with. As such, the additional primary BCC or SCC skin cancers, and associated medical benefits, are in posture for acceptance by letter decision issued by the district office.
- Melanoma skin cancers are not the “same type” of skin cancer as BCC and SCC.

DEEOIC Resources

- [Energy Compensation Workers Program Website](#)
 - Contact Info, About Energy Workers Program, Provider Enrollment Information, How-to Guides, Outreach & Events, Featured Stories, Latest Program Highlights, Procedure Manual, Statistics and Public Reading Room, Program Guidance and Resources.
- [Resource Centers](#)
 - Contracted through DOL to provide cost-free assistance to stakeholders.
 - Assist with eligibility questions, claims filing, forms, medical benefits, medical reimbursement, provider enrollment, etc.
- [Energy Document Portal](#)
 - File a claim, upload documents to existing case file, complete impairment or wage loss forms, complete benefit payment forms, check status of documents.
- DEEOIC Public Mailbox: DEEOIC-public@dol.gov

Questions and Comments