FY 2022

CONGRESSIONAL BUDGET JUSTIFICATION

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TABLE OF CONTENTS

Appropriation Language	1
Amounts Available for Obligation	2
Summary of Changes	3
Budget Authority by Object Class	5
Authorizing Statutes	6
Appropriation History	7
Overview	9
Budget Activities 1 Special Benefits for Disabled Coal Miners 1	1

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APPROPRIATION LANGUAGE

For carrying out title IV of the Federal Mine Safety and Health Act of 1977, as amended by Public Law 107–275, [\$40,970,000] *\$32,970,000*, to remain available until expended.

For making after July 31 of the current fiscal year, benefit payments to individuals under title IV of such Act, for costs incurred in the current fiscal year, such amounts as may be necessary.

For making benefit payments under title IV for the first quarter of fiscal year [2022] 2023, [\$14,000,000] \$11,000,000, to remain available until expended.

(Department of Labor Appropriations Act, 2021.)

AMOUNTS A		BLE FOR		GATION		
	FY	2020 Enacted	FY 2021 Enacted			FY 2022 Request
	FTE	Amount	FTE	Amount	FTE	Amount
A. Appropriation	13	\$20,970	13	\$40,970	13	\$32,970
Sequestration Reduction Pursuant to the Balanced Budget and Emergency Deficit Control Act of 1985	0	-\$293	0	-\$283	0	\$0
Unobligated Balance Carried Forward from Prior Year	0	\$40,433	0	\$12,521	0	\$11,091
First Quarter Advance Appropriation, prior year	0	\$14,000	0	\$14,000	0	\$14,000
B. Gross Budget Authority	13	\$75,110	13	\$67,208	13	\$58,061
Unobligated Balance Carried Forward from Prior Year	0	-\$40,433	0	-\$12,521	0	-\$11,091
First Quarter Advance Appropriation, prior year	0	-\$14,000	0	-\$14,000	0	-\$14,000
C. Budget Authority	13	\$20,677	13	\$40,687	13	\$32,970
Unobligated Balance Carried Forward from Prior Year	0	\$40,433	0	\$12,521	0	\$11,091
First Quarter Advance Appropriation, prior year	0	\$14,000	0	\$14,000	0	\$14,000
D. Total Budgetary Resources	13	\$75,110	13	\$67,208	13	\$58,061
Unobligated Balances	0	-\$12,521	0	-\$11,091	0	-\$5,376
E. Total, Estimated Obligations	13	\$62,589	13	\$56,117	13	\$52,685

SUMMARY OF CHANGES

(Dollars in Thousands)

	FY 2021 Enacted	FY 2022 Request	Net Change
Obligational Authority			
Benefit Payments	\$50,000	\$42,000	-\$8,000
Administrative	\$4,687	\$4,970	+\$283
Total Obligational Authority	\$54,687	\$46,970	-\$7,717
Full Time Equivalents			
Operating Activities	13	13	0
Total	13	13	0

FY 2022 Change

Explanation of Change	FY 2	021 Base	Tru	ıst Funds	Gen	eral Funds		Total
	FTE	Amount	FTE	Amount	FTE	Amount	FTE	Amount
Increases:								
A. Built-Ins:								
To Provide For:			-				-	
Costs of pay adjustments	13	\$1,218	0	\$0	0	\$32	0	\$32
Personnel benefits	0	\$444	0	\$0	0	\$4	0	\$4
Employee health benefits	0	\$0	0	\$0	0	\$0	0	\$0
Moving allowance	0	\$0	0	\$0	0	\$0	0	\$0
Federal Employees'								
Compensation Act (FECA)	0	\$0	0	\$0	0	\$0	0	\$0
Benefits for former personnel	0	\$0	0	\$0	0	\$0	0	\$0
Travel and transportation of								
persons	0	\$3	0	\$0	0	\$0	0	\$0
Transportation of things	0	\$0	0	\$0	0	\$0	0	\$0
Rental payments to GSA	0	\$0	0	\$0	0	\$0	0	\$0
Communications, utilities, and								
miscellaneous charges	0	\$1	0	\$0	0	\$0	0	\$0
Printing and reproduction	0	\$0	0	\$0	0	\$0	0	\$0
Advisory and assistance services	0	\$0	0	\$0	0	\$0	0	\$0
Other services from non-Federal		÷ •	-			÷ •		÷ •
sources	0	\$5	0	\$0	0	\$0	0	\$0
Working Capital Fund	0	\$1,052	0	\$0	0	\$0	0	\$0
Other Federal sources (DHS	Ŭ	\$1,002	Ŭ	\$ 0	Ū	\$ \$	0	\$ 0
Charges)	0	\$0	0	\$0	0	\$0	0	\$0
Other goods and services from	Ū	ψΰ	Ŭ	φυ	0	φ0	0	ψυ
Federal sources	0	\$0	0	\$0	0	\$0	0	\$0
Research & Development	0	\$ 0	0	\$ 0	0	\$ 0	0	\$ 0
Contracts	0	\$0	0	\$0	0	\$0	0	\$0
Operation and maintenance of	0	\$0	U	\$0	U	\$0	U	\$ 0
facilities	0	¢O	0	\$0	0	\$0	0	\$0
lacinties	0	\$0	U	20	U	\$0	U	20

					FY	2022 Change		
Explanation of Change	FY 2	021 Base	Tru	ıst Funds	Gen	eral Funds		Total
	FTE	Amount	FTE	Amount	FTE	Amount	FTE	Amount
Operation and maintenance of								
equipment	0	\$0	0	\$0	0	\$0	0	\$0
Supplies and materials	0	\$0	0	\$0	0	\$0	0	\$0
Equipment	0	\$0	0	\$0	0	\$0	0	\$0
Grants, subsidies, and								
contributions	0	\$0	0	\$0	0	\$0	0	\$0
Insurance claims and indemnities	0	\$0	0	\$0	0	\$0	0	\$0
Built-Ins Subtotal	13	+\$2,723	0	\$0	0	+\$36	0	+\$36
B. Programs:								
Processing of Mandatory								
Workload - SBDCM	0	\$0	0	\$0	0	\$283	0	\$283
Programs Subtotal			0	\$0	0	+\$283	0	+\$283
Total Increase	13	+\$2,723	0	\$0	0	+\$319	0	+\$319
Decreases:								
A. Built-Ins:								
To Provide For:								
Operation and maintenance of								
equipment	0	\$1,964	0	\$0	0	-\$36	0	-\$36
Built-Ins Subtotal	0	+\$1,964	0	\$0	0	-\$36	0	-\$36
B. Programs:								
SBDCM Benefits	0	\$50,000	0	\$0	0	-\$8,000	0	-\$8,000
Programs Subtotal			0	\$0	0	-\$8,000	0	-\$8,000
Total Decrease	0	+\$51,964	0	\$0	0	-\$8,036	0	-\$8,036
Total Change	13	+\$54,687	0	\$0	0	-\$7,717	0	-\$7,717

	BUDGET AUTHORIT	TY BY OB.	JECT CLA	SS ¹	
	(Dollars in	n Thousands)			
		FY 2020 Revised Enacted	FY 2021 Enacted	FY 2022 Request	Diff. FY22 Request / FY21 Enacted
	Full-Time Equivalent Full-time Permanent	12	12	12	0
		13 13	13 13	13 13	0
	Total	-	-	\$0	0
	Average ES Salary	\$0	\$0		\$0
	Average GM/GS Grade	12	12	12	0
	Average GM/GS Salary	\$78,709	\$79,496	\$81,642	\$2,146
11.1	Full-time permanent	1,136	1,195	1,227	32
11.3	Other than full-time permanent	0	0	0	0
11.5	Other personnel compensation	35	23	23	0
11.9	Total personnel compensation	1,171	1,218	1,250	32
12.1	Civilian personnel benefits	371	444	448	4
13.0	Benefits for former personnel	0	0	0	0
21.0	Travel and transportation of persons	3	3	3	0
22.0	Transportation of things	0	0	0	0
23.1	Rental payments to GSA	3	0	0	0
	Communications, utilities, and miscellaneous				
23.3	charges	6	1	1	0
24.0	Printing and reproduction	0	0	0	0
25.1	Advisory and assistance services	0	0	0	0
25.2	Other services from non-Federal sources	0	5	5	0
25.3	Other goods and services from Federal sources 1/	1,040	1,052	1,052	0
25.4	Operation and maintenance of facilities	1,010	0	0	0
25.5	Research and development contracts	0	0	0	0
25.7	Operation and maintenance of equipment	2,083	1,964	2,211	247
26.0	Supplies and materials	2,005	1,904	2,211	0
31.0	Equipment	0	0	0	0
41.0	Grants, subsidies, and contributions	0	0	0	0
42.0	Insurance claims and indemnities	30,000	50,000	42,000	-8,000
42.0	Total	30,000 34,677	54,687	42,000 46,970	-7,717
	10141	54,077	34,007	40,970	-/,/1/
1/Oth	er goods and services from Federal sources				
	Working Capital Fund	970	1,052	1,052	0
	GSA Services	70	0	0	0

¹ The FY 2020 and FY 2021 levels reflect the post-sequestration amounts. The FY 2022 level reflects the presequestration amount.

Public Law / Act	Legislation	Statute No. / US Code	Expiration Date
PUB. L. 91-173	Federal Coal Mine Health and Safety Act of 1969, (now called Federal Mine Safety and Health Act of 1977), as amended.	30 U.S.C. 901, et seq.	N/A
PUB. L. 107-275	Black Lung Consolidation of Administrative Responsibility Act, as amended.	30 U.S.C. 801 note	N/A

AUTHORIZING STATUTES

	-	PRIATION HIS	-		
	(Do Budget	ollars in Thousand	s)		
	Estimates to Congress	House Allowance	Senate Allowance	Appropriations	FTE
2012					
Base Appropriation1/	\$182,227	\$182,227	\$182,227	\$182,227	16
2013					
Base Appropriation2/	\$163,220			\$162,970	15
2014					
Base Appropriation3/				\$121,716	15
2015					
Base Appropriation4/				\$102,756	16
2016					
Base Appropriation5/	\$88,302	\$88,302	\$88,302	\$92,882	16
2017					
Base Appropriation6/	\$77,319			\$76,952	16
2018					
Base Appropriation7/	\$69,319	\$69,319		\$68,968	16
2019					
Base Appropriation8/9/	\$24,319		\$24,319	\$23,989	16
2020					
Base Appropriation10/11/12/	\$34,970	\$34,970		\$34,677	13
2021					
Base Appropriation12/13/	\$54,970			\$54,687	13
2022					
Base Appropriation	\$43,970				13

^{1/} Includes first quarter Advance appropriation of \$41,000 requested in Fiscal Year 2011.

- ^{2/} Includes first quarter Advance appropriation of \$40,000 requested in Fiscal Year 2012 and the appropriation includes sequestration amount of -\$267.
- ^{3/} Includes first quarter Advance appropriation of \$40,000 requested in Fiscal Year 2013 and the appropriation includes sequestration amount of -\$377.
- ^{4/} Includes first quarter Advance appropriation of \$24,000 requested in Fiscal Year 2014 and the appropriation includes sequestration amount of -\$384.
- ^{5/} Includes first quarter Advance appropriation of \$21,000 requested in Fiscal Year 2015 and the appropriation includes sequestration amount of -\$361.
- 6/ Includes first quarter Advance appropriation of \$19,000 requested in Fiscal Year 2016 and the appropriation includes sequestration amount of -\$367.
- 7/ Includes first quarter Advance appropriation of \$16,000 requested in Fiscal Year 2017 and the appropriation includes sequestration amount of -\$351.
- 8/ Includes first quarter Advance appropriation of \$15,000 requested in Fiscal Year 2018 and the appropriation includes sequestration amount of -\$330.
- 9/ This bill was passed by the Senate. It was passed out of the House Subcommittee but was not reported out of the House Committee or by the full House.
- 10/ Includes first quarter Advance appropriation of \$14,000 requested in Fiscal Year 2019 and the appropriation includes sequestration amount of -\$293.

- 11/ This bill was passed by the House. It was not taken up by the Senate Appropriations Subcommittee or full Appropriations Committee.
- 12/ FTE for FY 2020 and FY 2021 reflect the Shared Services Realignment.
- 13/ Includes first quarter Advance appropriation of \$14,000 requested in Fiscal Year 2020 and the appropriation includes sequestration amount of -\$283.

OVERVIEW

The Black Lung Benefits Act authorizes monetary benefits to coal miners who are totally disabled by pneumoconiosis arising out of coal mine employment, as well as eligible survivors of coal miners. Historically, administration of the Black Lung Benefits Act was split between the Social Security Administration (SSA) and the Department of Labor (DOL). Claims filed on or before December 31, 1973 (Part B of the Act) were administered by SSA; claims filed after that date (Part C of the Act) were administered by DOL. Congress transferred responsibility for Part B to DOL, effective October 1, 2003. DOL now administers both Part B and Part C, resulting in fiscal and operational efficiencies and improved service delivery. This account, Special Benefits for Disabled Coal Miners (SBDCM), funds the administration and payment of Part B claims.

The primary activities of the program under Part B are to ensure accurate and timely benefit payments. Service to these beneficiaries focuses on monitoring dependent eligibility and processing changes to the miner's or survivor's entitlement promptly. The program must also validate representative payee requests and accounting reports, as well as implement new Federal financial management requirements, minimize erroneous payments, and increase administrative efficiencies.

BUDGET AUTHORITY BEFORE THE COMMITTEE (Dollars in Thousands)							
	FY 2020 Revised Enacted	FY 2021 Enacted	FY 2022 Request	Diff. FY22 Request / FY21 Enacted			
Benefit Payments	30,000	50,000	42,000	-8,000			
Administration ²	4,677	4,687	4,970	283			
Total Budget Authority for the Fiscal Year	34,677	54,687	46,970	-7,717			
Less Funds Advanced in Prior Year	-14,000	-14,000	-14,000	0			
Current Request for the Fiscal Year	20,677	40,687	32,970	-7,717			
New Advances 1st Quarter Next FY	14,000	14,000	11,000	-3,000			
Activity Appropriation	34,677	54,687	43,970	-10,717			
FTE	13	13	13	0			

NOTE: FY 2020 reflects actual FTE. Authorized FTE for FY 2020 was 13.

Introduction

The Special Benefits for Disabled Coal Miners (SBDCM) program implements Part B of the Black Lung Benefits Act. Part B provides benefits for coal miners totally disabled by pneumoconiosis, as well as for eligible survivors of coal miners, who filed claims on or before December 31, 1973. Part B benefits are paid from General Funds. Service to these beneficiaries focuses on monitoring dependent eligibility and promptly processing changes to the miner's (or eligible survivor's) entitlement.

Over the last few years, requests for the SBDCM benefits appropriation have been adjusted to increase use of unobligated balances to pay for program obligations. These adjustments do not disrupt the ability of the program to ensure all beneficiaries and eligible dependents receive promised benefits, while maintaining a reasonable unobligated balance at the end of the fiscal year. The FY 2022 Budget continues to provide the necessary funding to ensure that beneficiaries and eligible dependents will continue to receive all promised benefits.

The exhibits below reflect recent efforts to manage end of year balances. Actual figures are provided for 2016-2020 and estimates are provided for 2021 and 2022.

² The FY 2020 level reflects post-sequestration amounts. The FY 2021 and FY 2022 levels reflect pre-sequestration amounts.

Fiscal Year	Budgetary Resources	Obligations	Balance available End- of-Year
	(\$ in '000s)	(\$ in '000s)	(\$ in '000s)
2016	\$204,002	\$100,918	\$103,084
2017	\$183,214	\$89,526	\$93,688
2018	\$163,661	\$78,276	\$85,385
2019	\$110,399	\$69,977	\$40,422
2020	\$75,110	\$62,589	\$12,521
2021^{+}	\$67,208	\$56,117	\$11,091
2022^{+}	\$58,061	\$52,685	\$5,376
			Benefit
	Benefic	iaries ⁺	Payments
			(\$ in '000s)
2016	12,2	90	\$95,977
2017	10,6	30	\$84,574
2018	9,26	50	\$73,308
2019	7,97	75	\$65,635
2020	6,90)6	\$60,072
2021	6,21	15	\$51,430
2022	5,61	17	\$47,715

⁺ Beneficiary figures for 2016-2020 are the actual number of beneficiaries and eligible dependents at the end of the fiscal year. Figures for 2021-2022 are end-of-fiscal-year estimates based on OWCP's projections.

Five-Year Budget Activity History

SPECIAL BENEFITS FOR DISABLED COAL MINERS PART B (Dollars in Thousands)								
Fiscal Year	Total Appropriation ^{1/}	Benefits ^{1/}	Salaries and Expenses	FTE				
2017	\$79,952	\$75,000	\$4,952	16				
2018	\$69,968	\$65,000	\$4,968	16				
2019	\$24,989	\$20,000	\$4,989	16				
2020	\$34,677	\$30,000	\$4,677	13				
2021	\$54,687	\$50,000	\$4,687	13				

¹/Includes the Advance Appropriation requested in the prior fiscal year and excludes Advance Appropriation for the next Fiscal Year.

FY 2022

The FY 2022 Request level for SBDCM is \$46,970,000, including a pre-sequester total of \$4,970,000 and 13 FTE for program administration. Of the \$42,000,000 for benefits, \$14,000,000 is an advance appropriation that was requested in FY 2021. In addition, an advance appropriation of \$11,000,000 is requested for the first quarter of FY 2023 to ensure continuity of benefit payments during the transition between fiscal year appropriations. The amount requested for FY 2022 will be sufficient to cover expected benefits expenditures while significantly reducing the carryover balance.

With this funding SBDCM will manage and support the critical systems, processes, and functions, which provide the foundation for OWCP's Part B benefits maintenance activities and financial management protocols. These foundational resources at current FTE levels are necessary to support OWCP's core mission of timely and accurate processing of benefits for claimants and their families, and represent the minimum required to support program integrity efforts and minimize improper payments.

<u>FY 2021</u>

The FY 2021 Enacted level for SBDCM is \$54,687,000, including a post-sequester total of \$4,687,000, and 13 FTE for program administration. Of the \$50,000,000 for benefits, \$14,000,000 is an advance appropriation that was requested in FY 2020. In FY 2021, program staff began the fiscal year ensuring accurate and timely benefit payments to 6,906 beneficiaries and eligible dependents by monitoring dependent eligibility and processing changes in entitlement promptly. The program estimates that 6,215 beneficiaries and eligible dependents will be receiving benefits at the end of the fiscal year.

<u>FY 2020</u>

The FY 2020 Enacted level for SBDCM was \$34,677,000, including a post-sequester total of \$4,677,000 and 13 FTE for program administration. Of the \$30,000,000 for benefits, \$14,000,000 was an advance appropriation that was requested in FY 2019. In FY 2020, program staff ensured accurate and timely benefit payments to Part B beneficiaries and eligible dependents. There were 7,975 beneficiaries and eligible dependents at the beginning of the fiscal year and 6,906 at the end of the fiscal year. Services to beneficiaries included monitoring dependent eligibility and processing changes in the miner's or survivors' entitlement promptly. The program focused resources on providing benefits and support to this beneficiary population.

WORKLOAD AND PERFORMANCE S	SUMMARY ³			
	FY 2	020	FY 2021	FY 2022
	Revised	Enacted	Enacted	Request
	Target	Result	Target	Target
Special Benefits for Disabled Coal Miners				
Strategic Goal 3 - Administer Strong Workers' Compensation and Benefits Programs				
Strategic Objective OWCP 3.1 - Provide workers' compensation benefits for workers who are	injured or become ill or	n the job		
Strategie Objective Ower 5.1 - 1 fordet workers compensation benefits for workers who are	injurcu or become in or	i the job.		
SBDCM WL Number of Part B Beneficiaries Requiring Benefit Maintenance				
SBDCM WL Number of Part B Beneficiaries Requiring Benefit Maintenance	7,188[e]	6,906	6,215[e]	5,617[e]

Legend: (r) Revised (e) Estimate (base) Baseline -- Not Applicable TBD - To Be Determined [p] - Projection

³ The targets are the number of beneficiaries estimated to be receiving benefits at the end of the fiscal year. The FY 2020 Result was the actual number of beneficiaries at the end of FY 2020.

Workload Summary

In FY 2022, OWCP will begin the fiscal year servicing an estimated 6,215 Part B beneficiaries and eligible dependents and will end the fiscal year servicing an estimated 5,617 Part B beneficiaries and eligible dependents. This work includes maintaining and supporting the critical systems, processes, and functions, which provide the foundation of OWCP's Part B benefits maintenance activities. These activities support the program's core mission of processing benefits for claimants. Program activities include: payment of benefits, monitoring of beneficiary status for the suspension/termination of benefits, reinstatement of benefits, addition/deletion of dependents, conversion of benefits to widows upon death of miners, resolution of over/under payments, and representative payee determinations. OWCP will also continue efforts to meet new and evolving financial management requirements.

CHANGES IN FY 2022

(Dollars in Thousands)

Activity Changes	
Built-In	
To Provide For:	
Costs of pay adjustments	\$32
Personnel benefits	4
Employee health benefits	0
Moving allowance	0
Federal Employees' Compensation Act (FECA)	0
Benefits for former personnel	0
Travel and transportation of persons	0
Transportation of things	0
Rental payments to GSA	0
Communications, utilities, and miscellaneous charges	0
Printing and reproduction	0
Advisory and assistance services	0
Other services from non-Federal sources	0
Working Capital Fund	0
Other Federal sources (DHS Charges)	0
Other goods and services from Federal sources	0
Research & Development Contracts	0
Operation and maintenance of facilities	0
Operation and maintenance of equipment	-36
Supplies and materials	0
Equipment	0
Grants, subsidies, and contributions	0
Insurance claims and indemnities	0
Built-Ins Subtotal	\$0
Net Program	\$283

Direct FTE		0

	Estimate	FTE
Base	\$4,687	13
Program Increase Program Decrease	\$283 \$0	0 0