

FY 2022

CONGRESSIONAL BUDGET JUSTIFICATION

**ENERGY EMPLOYEES OCCUPATIONAL ILLNESS
COMPENSATION PROGRAM ACT**

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ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

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**ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION
PROGRAM ACT**

APPROPRIATION LANGUAGE

For necessary expenses to administer the Energy Employees Occupational Illness Compensation Program Act, [\$62,507,000] \$63,428,000, to remain available until expended: Provided, That the Secretary may require that any person filing a claim for benefits under the Act provide as part of such claim such identifying information (including Social Security account number) as may be prescribed.

(Department of Labor Appropriations Act, 2021.)

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

AMOUNTS AVAILABLE FOR OBLIGATION						
(Dollars in Thousands)						
	FY 2020 Revised Enacted		FY 2021 Enacted		FY 2022 Request	
	FTE	Amount	FTE	Amount	FTE	Amount
A. Appropriation	220	\$59,846	207	\$62,507	207	\$63,428
Sequestration Reduction Pursuant to the Balanced Budget and Emergency Deficit Control Act of 1985	0	-\$5,147	0	-\$5,188	0	\$0
A.1. Subtotal Appropriation	220	\$54,699	207	\$57,319	207	\$63,428
Unobligated balance available start-of year (Part B)	0	\$1,241	0	\$2,847	0	\$0
DOL Administrative Expenses: (Part E) (Indefinite Authority)	217	\$78,994	207	\$79,256	207	\$80,175
Sequestration Reduction Pursuant to the Balanced Budget and Emergency Deficit Control Act of 1985	0	-\$6,793	0	-\$6,578	0	\$0
B. Gross Budget Authority	437	\$128,141	414	\$132,844	414	\$143,603
Unobligated balance available start-of year (Part B)	0	-\$1,241	0	\$0	0	\$0
DOL Administrative Expenses (Part E) (Indefinite Authority)	0	-\$72,201	0	-\$72,678	0	\$0
Shared Services Realignment	-5	\$0	0	\$0	0	\$0
C. Budget Authority Before Committee	432	\$54,699	414	\$60,166	414	\$143,603
Unobligated balance available start-of year (Part B)	0	\$1,241	0	\$0	0	\$0
DOL Administrative Expenses (Part E) (Indefinite Authority)	0	\$72,201	0	\$72,678	0	\$0
D. Total Budgetary Resources (Appropriated and Indefinite)	432	\$128,141	414	\$132,844	414	\$143,603
Unobligated Balances Carrying Forward for Part B	-12	-\$2,847	0	\$0	0	\$0
Unobligated Balances Expiring for Part E	-17	-\$85	0	\$0	0	\$0
E. Total, Estimated Obligations	403	\$125,209	414	\$132,844	414	\$143,603

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SUMMARY OF CHANGES (Dollars in Thousands)

	FY 2021 Enacted	FY 2022 Request	Net Change
Budget Authority			
General Funds	\$129,997	\$143,603	+\$13,606
Total	\$129,997	\$143,603	+\$13,606
Full Time Equivalents			
General Funds	414	414	0
Total	414	414	0

FY 2022 Change

Explanation of Change	FY 2021 Base		Trust Funds		General Funds		Total	
	FTE	Amount	FTE	Amount	FTE	Amount	FTE	Amount
Increases:								
A. Built-Ins:								
To Provide For:								
Costs of pay adjustments	414	\$45,520	0	\$0	0	\$1,373	0	\$1,373
Personnel benefits	0	\$15,501	0	\$0	0	\$467	0	\$467
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	\$321	0	\$0	0	\$0	0	\$0
Benefits for former personnel	0	\$32	0	\$0	0	\$0	0	\$0
Travel and transportation of persons	0	\$357	0	\$0	0	\$0	0	\$0
Transportation of things	0	\$3	0	\$0	0	\$0	0	\$0
Rental payments to GSA	0	\$4,994	0	\$0	0	\$0	0	\$0
Rental payments to others	0	\$0	0	\$0	0	\$0	0	\$0
Communications, utilities, and miscellaneous charges	0	\$436	0	\$0	0	\$0	0	\$0
Printing and reproduction	0	\$34	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	\$20,686	0	\$0	0	\$0	0	\$0
Working Capital Fund	0	\$22,705	0	\$0	0	\$0	0	\$0
Other Federal sources (DHS Charges)	0	\$687	0	\$0	0	\$0	0	\$0
Other goods and services from Federal sources	0	\$2,331	0	\$0	0	\$0	0	\$0
Research & Development Contracts	0	\$0	0	\$0	0	\$0	0	\$0
Operation and maintenance of facilities	0	\$0	0	\$0	0	\$0	0	\$0

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FY 2022 Change

Explanation of Change	FY 2021 Base		Trust Funds		General Funds		Total	
	FTE	Amount	FTE	Amount	FTE	Amount	FTE	Amount
Operation and maintenance of equipment	0	\$15,935	0	\$0	0	\$0	0	\$0
Supplies and materials	0	\$275	0	\$0	0	\$0	0	\$0
Equipment	0	\$107	0	\$0	0	\$0	0	\$0
Grants, subsidies, and contributions	0	\$0	0	\$0	0	\$0	0	\$0
Insurance claims and indemnities	0	\$73	0	\$0	0	\$0	0	\$0
Built-Ins Subtotal	414	+\$129,997	0	\$0	0	+\$1,840	0	+\$1,840
B. Programs:								
Processing of Mandatory Workload - OWCP Part E	0	\$0	0	\$0	0	\$6,456	0	\$6,456
Processing of Mandatory Workload - OWCP Part B	0	\$0	0	\$0	0	\$5,126	0	\$5,126
Processing of Mandatory Workload - Ombudsman Part E	0	\$0	0	\$0	0	\$79	0	\$79
Processing of Mandatory Workload - Ombudsman Part B	0	\$0	0	\$0	0	\$62	0	\$62
Processing of Mandatory Workload - Energy Advisory Board	0	\$0	0	\$0	0	\$43	0	\$43
Programs Subtotal			0	\$0	0	+\$11,766	0	+\$11,766
Total Increase	414	+\$129,997	0	\$0	0	+\$13,606	0	+\$13,606
Decreases:								
A. Built-Ins:								
To Provide For:								
Built-Ins Subtotal	0	\$0	0	\$0	0	\$0	0	\$0
B. Programs:								
Programs Subtotal			0	\$0	0	\$0	0	\$0
Total Decrease	0	\$0	0	\$0	0	\$0	0	\$0
Total Change	414	+\$129,997	0	\$0	0	+\$13,606	0	+\$13,606

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SUMMARY BUDGET AUTHORITY AND FTE BY APPROPRIATION								
(Dollars in Thousands)								
	FY 2020 Revised Enacted		FY 2021 Enacted		FY 2022 Request		Diff. FY22 Request / FY21 Enacted	
	FTE	Amount	FTE	Amount	FTE	Amount	FTE	Amount
Energy Employees Occupational Illness Compensation Program Act - Admin¹	403	\$126,900	414	\$129,997	414	\$143,603	0	13,606
Energy Employees Occupational Illness Compensation Program Part B	205	\$54,699	207	\$57,319	207	\$63,428	0	6,109
OWCP	203	\$54,119	204	\$56,632	204	\$62,661	0	6,029
Ombudsman	2	\$580	3	\$687	3	\$767	0	80
Energy Employees Occupational Illness Compensation Program Part E	198	\$72,201	207	\$72,678	207	\$80,175	0	7,497
Energy Advisory Board	1	\$469	1	\$470	1	\$519	0	49
OWCP	195	\$70,863	204	\$71,334	204	\$78,687	0	7,353
Ombudsman	2	\$869	2	\$874	2	\$969	0	95
Energy Employees Occupational Illness Compensation Program Act - Benefits	0	\$1,581,305	0	\$1,712,783	0	\$1,762,075	0	49,292
Energy Employees Occupational Illness Compensation Program Part B	0	\$1,191,479	0	\$1,295,171	0	\$1,347,397	0	52,226
Energy Employees Occupational Illness Compensation Program Part E	0	\$389,826	0	\$417,612	0	\$414,678	0	-2,934
Total	403	\$1,708,205	414	\$1,842,780	414	\$1,905,678	0	62,898

NOTE: 2020 reflects actual FTE.

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

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

BUDGET AUTHORITY BY OBJECT CLASS²					
(Dollars in Thousands)					
		FY 2020 Revised Enacted	FY 2021 Enacted	FY 2022 Request	Diff. FY22 Request / FY21 Enacted
	Full-Time Equivalent				
	Full-time Permanent	432	411	411	0
	Total	432	411	411	0
	Average ES Salary	\$184,422	\$186,266	\$188,129	\$1,863
	Average GM/GS Grade	12/6	12/6	12/6	0
	Average GM/GS Salary	\$96,284	\$97,247	\$99,873	\$2,626
11.1	Full-time permanent	44,473	44,670	46,043	1,373
11.3	Other than full-time permanent	181	0	0	0
11.5	Other personnel compensation	683	850	850	0
11.8	Special personal services payments	0	0	0	0
11.9	Total personnel compensation	45,337	45,520	46,893	1,373
12.1	Civilian personnel benefits	15,092	15,822	16,289	467
13.0	Benefits for former personnel	36	32	32	0
21.0	Travel and transportation of persons	495	357	410	53
22.0	Transportation of things	0	3	3	0
23.0	Rent, Communications, and Utilities	0	0	0	0
23.1	Rental payments to GSA	5,308	4,994	4,994	0
23.2	Rental payments to others	0	0	0	0
23.3	Communications, utilities, and miscellaneous charges	524	436	436	0
24.0	Printing and reproduction	40	34	34	0
25.1	Advisory and assistance services	0	0	0	0
25.2	Other services from non-Federal sources	24,056	20,686	26,477	5,791
25.3	Other goods and services from Federal sources 1/	24,073	25,723	25,723	0
25.4	Operation and maintenance of facilities	412	0	43	43
25.5	Research and development contracts	0	0	0	0
25.7	Operation and maintenance of equipment	11,042	15,935	21,773	5,838
26.0	Supplies and materials	402	275	301	26
31.0	Equipment	83	107	122	15
41.0	Grants, subsidies, and contributions	0	0	0	0
42.0	Insurance claims and indemnities	0	73	73	0
	Total	126,900	129,997	143,603	13,606
	1/Other goods and services from Federal sources				
	Working Capital Fund	21,243	22,705	22,705	0
	DHS Services	370	687	687	0
	Services by DOL Agencies	2,460	2,331	2,331	0

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

**ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION
PROGRAM ACT
AUTHORIZING STATUTES**

Public Law / Act	Legislation	Statute No. / US Code	Expiration Date
Pub. L. 106-398	Energy Employees Occupational Illness Compensation Program Act (Part B administration and benefits)	42 U.S.C. § 7384e	Does not expire
Pub. L. 108-375	Energy Employees Occupational Illness Compensation Program Act (Part E administration)	42 U.S.C. § 7385s-13	Does not expire
Pub. L. 108-375	Energy Employees Occupational Illness Compensation Program Act (Part E benefits)	42 U.S.C. § 7385s-14	Does not expire

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APPROPRIATION HISTORY					
(Dollars in Thousands)					
	Budget Estimates to Congress	House Allowance	Senate Allowance	Appropriations	FTE
2012					
Base Appropriation...1/	\$125,590			\$125,590	464
2013					
Base Appropriation...2/	\$129,000			\$117,010	519
2014					
Base Appropriation...3/	\$129,218			\$116,555	505
2015					
Base Appropriation...4/	\$130,835			\$118,601	499
2016					
Base Appropriation...5/	\$133,446	\$58,552	\$58,552	\$121,563	490
2017					
Base Appropriation...6/	\$136,640			\$124,205	476
2018					
Base Appropriation...7/	\$138,840	\$59,846		\$126,482	446
2019					
Base Appropriation...8/ 9/	\$138,092		\$59,098	\$126,078	451
2020					
Base Appropriation...10/ 11/	\$138,840	\$59,846		\$126,900	435
2021					
Base Appropriation...11/ 12/	\$141,763			\$129,997	414
2022					
Base Appropriation	\$143,603				414

- ^{1/} Reflects Part B - \$52,147 and 219 FTE. This amount includes \$703 for the Ombudsman's Office.
- ^{2/} Reflects Part B - \$52,147 and 272 FTE. This amount includes \$703 for the Ombudsman's Office. The appropriated amount includes sequestration amount of -\$10,174.
- ^{3/} Reflects Part B - \$49,769 and 264 FTE. This amount includes \$639 for the Ombudsman's Office. The appropriated amount includes sequestration amount of -\$12,663.
- ^{4/} Reflects Part B - \$51,047 and 263 FTE. This amount includes \$663 for the Ombudsman's Office. The appropriated amount includes sequestration amount of -\$12,429.
- ^{5/} Reflects Part B - \$53,107 and 241 FTE. This amount includes \$675 for the Ombudsman's Office. The appropriated amount includes sequestration amount of -\$12,457.
- ^{6/} Reflects Part B - \$54,400 and 243 FTE. This amount includes \$680 for the Ombudsman's Office. The appropriated amount includes sequestration amount of -\$12,435.
- ^{7/} Reflects Part B - \$54,520 and 228 FTE. This amount includes \$681 for the Ombudsman's Office. The appropriated amount includes sequestration amount of -\$12,358.
- ^{8/} Reflects Part B - \$53,956 and 228 FTE. This amount includes \$0 for the Ombudsman's Office. The appropriated amount includes sequestration amount of -\$12,014.
- ^{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/} Reflects Part B - \$54,699 and 217 FTE. This amount includes \$684 for the Ombudsman's Office. The appropriated amount includes sequestration amount of -\$11,940.
- ^{11/} FTE for FY 2020 and FY 2021 reflect the Shared Services Realignment.

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^{12/} Reflects Part B - \$57,319 and 207 FTE. This amount includes \$687 for the Ombudsman's Office. The appropriated amount includes sequestration amount of -\$11,766.

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

OVERVIEW

The Energy Employees Occupational Illness Compensation Program Act (EEOICPA), enacted in October 2000, provides lump sum compensation and medical care to claimants. OWCP provides benefits under Part B of EEOICPA to covered employees or survivors of employees of the Department of Energy (DOE), and private companies under contract with DOE, who have been diagnosed with a radiation-related cancer, beryllium-related disease, or chronic silicosis as a result of their work in producing or testing nuclear weapons. Part E of the EEOICPA covers contractors and subcontractors of DOE (or their survivors) who sustained any illness that is determined to be caused, contributed to, or aggravated by any toxic substances in the work environment. Benefits for uranium workers covered by the Radiation Exposure Compensation Act (RECA) are also provided.

EEOICPA's FY 2022 Request includes \$767,000 in Part B funds and \$969,000 in Part E funds for the Office of the Ombudsman for EEOICPA. The Office of the Ombudsman was created by Congress to address the concerns of claimants and potential claimants regarding their receipt of benefits under Part E of EEOICPA and was later expanded to Part B. By law, this office is required to be independent from the Division of Energy Employees Occupational Illness Compensation (DEEOIC) program office.

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BUDGET AUTHORITY BEFORE THE COMMITTEE³				
(Dollars in Thousands)				
	FY 2020 Revised Enacted	FY 2021 Enacted	FY 2022 Request	Diff. FY22 Request / FY21 Enacted
Activity Appropriation (Part B)	54,699	57,319	63,428	6,109
FTE (Part B)	205	207	207	0
Activity Appropriation (Part E)	72,201	72,678	80,175	7,497
FTE (Part E)	198	207	207	0
Total Parts B and E	126,900	129,997	143,603	13,606
Total FTE Part B and E	403	414	414	0

NOTE: FY 2020 reflects actual FTE. Authorized FTE for FY 2020 was 437.

Introduction

The mission of OWCP’s Energy Employees Occupational Illness Compensation program is to adjudicate and pay benefits for claims filed under Part B and Part E of EEOICPA. The work for this program is accomplished in four District Offices that develop evidence to determine diagnoses, employment and exposure information, and causation, and issue recommended decisions before a case is transferred to the Final Adjudication Branch (FAB); eleven resource centers that provide assistance to claimants in completing benefit applications for both Part B and E; and a FAB where final decisions are issued.

Part B authorizes a lump-sum payment of \$150,000 and medical benefits to DOE employees, contractors, or subcontractors who are seriously ill from exposure to beryllium, silica, or radiation due to working in the nuclear weapons industry. Part B also provides compensation for some employees’ survivors and supplemental lump-sum payments of up to \$50,000 to individuals already eligible for benefits for illnesses covered under Section 5 of the RECA, and, where applicable, their survivors.

Under Part E, OWCP provides compensation and medical benefits to covered DOE contractors who are determined to have contracted a covered illness through exposure at a DOE facility. Part E authorizes compensation benefits to DOE contractor employees based upon the degree of impairment and lost wages. Certain survivors of covered DOE contractors also receive compensation if the covered illness contributed to the employee’s death. Additionally, uranium workers eligible under Section 5 of the RECA may also receive compensation under Part E for illnesses due to toxic substance exposure at a uranium mine or mill covered under that Act. Benefits are paid from the Energy Compensation Fund for both EEOICPA and RECA benefits.

³ The FY 2020 and FY 2021 levels reflect the post-sequestration amounts. The FY 2022 level reflects the pre-sequestration amount.

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Five-Year Budget Activity History

<u>Fiscal Year</u>	<u>Funding</u> (Dollars in Thousands)	<u>FTE</u>
2017	\$54,400	243
2018	\$54,519	228
2019	\$53,956	228
2020	\$54,699	220
2021	\$57,319	207

FY 2022

Total resources at the FY 2022 Request level for OWCP’s Energy program are \$143,603,000 and 414 FTE. Part B funds are \$63,428,000 and 207 FTE, including \$767,000 and 3 FTE for the Office of the Ombudsman. Part E funds are \$80,175,000 and 207 FTE, including \$969,000 and 2 FTE for the Office of the Ombudsman, and \$519,000 and 1 FTE, and other support costs for the operations of the Advisory Board on Toxic Substances and Worker Health. The FY 2022 administrative request is the pre-sequester level and includes built-ins of \$1,840,000 that are necessary to prevent further staff erosion from pay raises and increased benefit costs.

At the request level, DEEOIC will continue to focus on the Administration and Secretary’s priorities. DEEOIC will continue closely monitoring their improvements for the management of home health care services for beneficiaries. In addition, the requested funding will enable the program to maintain timely adjudication of claims, render quality decisions, and facilitate prompt benefit delivery and income support to all EEOICPA claimants.

The program will also utilize requested funding to continue support of several Information Technology (IT) initiatives that build on prior-year investments and leverage improvements and functionality available through other OWCP programs to gain performance efficiencies and improvements. DEEOIC will continue the strategy of utilizing the OWCP Employees’ Compensation Operations and Management Portal (ECOMP) to afford claimants access to their digital case files, which will improve customer satisfaction, reduce the time it takes for claimants to see their case files, and reduce the staff burden in copying and mailing case files to claimants.

FY 2021

Total resources at the post sequestration FY 2021 Enacted level for OWCP’s Energy program are \$129,997,000 and 414 FTE. Part B funds are \$57,319,000 and 207 FTE, including \$687,000 and 3 FTE for the Office of the Ombudsman. Part E funds are \$72,678,000 and 207 FTE, including \$874,000 and 2 FTE for the Office of the Ombudsman, and \$470,000 and 1 FTE, and other support costs for the operations of the Advisory Board on Toxic Substances and Worker Health. The FY 2021 administrative amount is the pre-sequester level and included a \$2,400,000 increase for building on OWCP’s ECOMP to provide claimant access to their digital case files.

In the area of IT modernization and transforming the customer experience, DEEOIC is utilizing the additional funding received to begin building ECOMP to afford claimants access to their digital case files, which will improve customer satisfaction, reduce the time it takes for claimants

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to see their case files, and reduce the staff burden in copying and mailing case files to claimants. Additionally, by re-using the existing ECOMP portal, instead of developing a new portal, DEEOIC can begin realizing the model of shared IT services, increasing OWCP's return on investment and reducing the speed to deployment for DEEOIC and our claimant population. DEEOIC is on track to allow employee claimants direct access to their case files by the end of the fiscal year. Once fully operational, the identity proofing capabilities used to access ECOMP may be leveraged to also allow claimants the ability to sign all forms digitally, including initial claims and payment forms which currently require analog signatures.

DEEOIC also utilized requested funding to support several IT initiatives that build on prior-year investments and leverage improvements and functionality available through other OWCP programs to gain performance efficiencies and improvements. DEEOIC continued both software and hardware improvements in imaging services, fulfilling the initiative of eliminating paper files in March 2021, before the 2022 cutoff date set by the National Archives and Records Administration.

OWCP continues to support developing its workforce to improve the customer experience with Federal services. The Office of Management and Budget has designated OWCP, DEEOIC specifically, as a High-Impact Service Provider (HISP), which is a federal Department or Agency that provides transactional customer-facing services. Because of this designation, DEEOIC will continue to report its quarterly customer experience results, conduct the annual customer experience self-assessment and identify its customer experience strengths and opportunities for improvement. Additionally, DEEOIC is continually working to improve and enhance its public facing website, increasing program transparency by proactively publishing information to the Public Reading Room, improving claimant and medical provider experience by developing customer centric web pages that specifically tailor information and processes to each appropriate audience, and improving its 508 compliance for stakeholders with alternative audio or visual needs.

Additionally, DEEOIC continues to support the Secretary in working with the statutorily mandated Advisory Board for Toxic Substances and Worker Health, by providing any and all information necessary to its serving in an advisory capacity. This includes involvement with public meetings, responding to requests for information, and discussing recommendations.

DEEOIC continues to work with the Joint Outreach Task Group, comprising leadership from DOE, Department of Health and Human Services, DOL, and the National Institute for Occupational Safety and Health (NIOSH) and DOL Ombudsman offices, to educate the public about the program, provide updates regarding new Special Exposure Cohort classes, and other new initiatives. DEEOIC is implementing a comprehensive FY 2021 outreach plan that includes monthly webinars. The webinars feature DEEOIC presentations, as well as presentations by NIOSH, DOE, Department of Justice, and Ombudsman. The webinars will give the stakeholders a look into policy, workflow, best practices, and functions of different areas of the programs. Due to their success, outreach will include virtual meetings and presentations even after it is deemed safe to resume public meetings for claimants, medical providers, and physicians regarding pertinent issues related to the program's medical benefits. In addition, the Energy

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program will continue its initiative of holding regional training workshops for Authorized Representatives once in-person meetings resume.

DEEOIC continues efforts to ensure proper claims handling and payments. With the creation of a Quality Assurance Team (QA) under the Performance Management Branch in FY 2020, QA's mission is to enhance the District Office, FAB, and Medical Benefit Adjudication Units work product(s) by identifying opportunities for improvement at all levels and ensuring consistency in programmatic outcomes. Additionally, QA continues to assist program management and staff by assessing the accuracy, efficiency, and effectiveness of the claims adjudication and payment processes through quality reviews of various aspects of the development, adjudication, and payment of claims.

DEEOIC continues to closely monitor and improve the provision and management of home health care services for beneficiaries. To address the volume of prior authorization requests for home health care, durable medical equipment, and other ancillary medical services, the unit of medical benefits examiners is expanding to include an additional six medical benefits examiners and two additional supervisors.

DEEOIC field offices have worked diligently to reduce and consolidate space in three of the four district office locations, including moving into a federally owned building in Cleveland, which resulted in substantial savings to the program and government in space related costs.

Finally, DEEOIC continues its efforts to reduce improper payments through the ongoing evaluation of medical bills and other payment-related issues using the Performance Management Branch Program Integrity Team (Program Integrity) that the Division created in FY 2018. Program Integrity identifies improper payment practices by providers; reviews whether payments made to claimants or providers were accurate and appropriate, and align with necessary treatments for approved conditions; works with providers to correct those practices; recoups overpayments; and makes referrals to the Office of Inspector General, when appropriate. Additionally, Program Integrity provides applicable documentation and data to state and federal investigatory agencies, and provides professional technical support for their investigations, upon request.

FY 2020

Total resources at the post-sequester FY 2020 Enacted level for OWCP's Energy program Parts B and E administrative expenses were \$126,900,000 and 434 FTE. Part B administrative funds were \$54,699,000 and 217 FTE, including \$580,000 and 2 FTE for the Office of the Ombudsman. Part E administrative funds were \$72,201,000 and 220 FTE, including \$869,000 and 2 FTE for the Office of the Ombudsman, and \$469,000 and 1 FTE to support the operations of the Advisory Board on Toxic Substances and Worker Health.

OWCP continued to closely monitor and improve the provision and management of home health care services for beneficiaries. Due to the many home health care and medical bill pay issues nationwide, there was a need for more consistency in the manner in which the program handled and adjudicated medical bills. Consequently, beginning in FY 2018 and continuing through FY

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2020, the Energy program centralized the processes in the national office consolidating staff and activities into a single branch. Additionally, the program doubled the unit of medical benefit examiners to expand from home health care authorizations to all medical benefits that require pre-authorization. This includes pre/post hospitalization, home health care (skilled and non-skilled), durable medical equipment, inpatient surgery, etc. These changes provided a cohesive approach to handling prior authorization requests and medical management, while improving long-term cost efficiency. In addition, the program maintained timely adjudication of claims, rendered quality decisions, and facilitated prompt benefit delivery and income support to all EEOICPA claimants.

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WORKLOAD AND PERFORMANCE SUMMARY					
		FY 2020 Revised Enacted		FY 2021 Enacted	FY 2022 Request
		Target	Result	Target	Target
Energy Employees Occupational Illness Compensation Program					
Strategic Goal 13 - Improve Administration of and Strengthen Worker Safety Net Programs					
Strategic Objective 3.1 - Ensure timely and accurate income support when work is unavailable by strengthening benefits programs and program administration.					
Performance Measure					
EE 4d	Average number of days between filing date and final decision for Energy cases not sent to the National Institute for Occupational Safety and Health when a hearing is not held	170	161	170	170
Workload Measures					
EE WL 1	Number of Initial Claims Received (Part B)	5,103[p]	3,702	4,976[p]	4,705[p]
EE WL 2	Number of Initial Claims Processed (Part B)	5,548[p]	4,223	5,013[p]	4,818[p]
EE WL 9	Number of Consequential Condition Claims Received (Part B and E)	8,630[p]	11,971	11,850[p]	13,149[p]
EE WL 12	Number of Threads - Medical Authorizations (Part B and E)	53,100[p]	38,865	53,858[p]	48,559[p]
Strategic Goal 13 - Improve Administration of and Strengthen Worker Safety Net Programs					
Strategic Objective 3.1 - Ensure timely and accurate income support when work is unavailable by strengthening benefits programs and program administration.					
Workload Measures					
EE WL 5	Number of Initial Claims Received (Part E)	4,643[p]	4,015	4,620[p]	4,602[p]
EE WL 6	Number of Initial Claims Processed (Part E)	5,756[p]	4,471	4,843[p]	4,816[p]

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

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

Workload Summary

Performance Measures

Performance measures for this program are focused on shortening the time it takes to provide monetary and medical compensation benefits to which claimants may be entitled. This is accomplished by promptly and accurately processing claims.

OWCP measures the total time from claim filing date to final decision through four claim categories based on two attributes: 1) whether the claim is sent to the National Institute for Occupational Safety and Health (NIOSH) for dose reconstruction, and 2) whether the claimant requests a hearing on the Recommended Decision. This provides a transparent view of claims processing time, accounting for the various actions a case may require (employment verification, dose reconstruction, hearings, development time outside of OWCP with the Department of Energy and NIOSH, etc.) Measures involving claims sent to NIOSH for dose reconstruction are not included due to the complications of developing valid targets across agencies and the significant amount of development time outside of OWCP, though OWCP continues to work with these partner agencies to ensure that processing time is a priority. In FY 2020, for claims not sent to NIOSH without a hearing (which accounts for approximately 70 percent of all claims), OWCP achieved an average 161 days against a target of 170 days.

Workload Measures

In FY 2022, if current trends continue, OWCP expects to receive 4,705 initial Part B claims and 4,602 initial Part E claims and complete initial processing (development until a claim is closed, sent to another agency for action, or until a Recommended Decision is issued) on 4,818 Part B claims and 4,816 Part E claims.

In addition to new incoming claims, overall workload is increasingly attributable to the cumulative number of claims previously adjudicated by the program from inception to present. The annually increasing cumulative number of these approved claims increases the workload related to ongoing case management, which is reflected in the consequential condition claims and medical authorization threads measures. Consequential condition claims, which are additional medical conditions claimed as a result of previously accepted medical conditions, continue to increase. In FY 2022, if current trends continue, OWCP expects 13,149 consequential claims, up from 11,850 projected in FY 2021. Medical pre-authorization requests (referred to as Threads in reporting tables) refer to the electronic communication between OWCP and the medical bill contractor for granting approval of incoming medical benefit requests for accepted medical conditions (for example, home health care, durable medical equipment and other treatments). Medical pre-authorization requires OWCP's review, determination, and oversight. Medical pre-authorization requests have risen from less than 10,000 in FY 2010 to an expected 48,559 in FY 2022 and will remain a significant portion of the workload. The program will also continue to use the centralization of services to improve, monitor, and manage the provision of home health care services.

**ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION
PROGRAM ACT PART E**

BUDGET ACTIVITY BY OBJECT CLASS⁴					
(Dollars in Thousands)					
		FY 2020 Revised Enacted	FY 2021 Enacted	FY 2022 Request	Diff. FY22 Request / FY21 Enacted
11.1	Full-time permanent	21,960	22,301	22,987	686
11.3	Other than full-time permanent	181	0	0	0
11.5	Other personnel compensation	298	410	410	0
11.9	Total personnel compensation	22,439	22,711	23,397	686
12.1	Civilian personnel benefits	7,633	7,812	8,047	235
13.0	Benefits for former personnel	16	2	2	0
21.0	Travel and transportation of persons	176	99	99	0
22.0	Transportation of things	0	0	0	0
23.1	Rental payments to GSA	2,252	1,974	1,974	0
23.2	Rental payments to others	0	0	0	0
23.3	Communications, utilities, and miscellaneous charges	229	222	222	0
24.0	Printing and reproduction	10	14	14	0
25.1	Advisory and assistance services	0	0	0	0
25.2	Other services from non-Federal sources	8,569	4,586	7,149	2,563
25.3	Other goods and services from Federal sources 1/	5,604	6,827	6,827	0
25.4	Operation and maintenance of facilities	412	0	0	0
25.5	Research and development contracts	0	0	0	0
25.7	Operation and maintenance of equipment	7,028	12,844	15,454	2,610
26.0	Supplies and materials	275	97	97	0
31.0	Equipment	56	86	101	15
41.0	Grants, subsidies, and contributions	0	0	0	0
42.0	Insurance claims and indemnities	0	45	45	0
	Total	54,699	57,319	63,428	6,109
	1/Other goods and services from Federal sources				
	Working Capital Fund	3,953	5,229	5,229	0
	DHS Services	370	212	212	0
	Services by DOL Agencies	1,281	1,386	1,386	0

⁴ The FY 2020 and FY 2021 levels reflect the post-sequestration amounts. The FY 2022 level reflects the pre-sequestration amount.

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT PART E

CHANGES IN FY 2022 (Dollars in Thousands)

Activity Changes

Built-In

To Provide For:

Costs of pay adjustments	\$686
Personnel benefits	235
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
Rental payments to others	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	0
Supplies and materials	0
Equipment	0
Grants, subsidies, and contributions	0
Insurance claims and indemnities	0

Built-Ins Subtotal **\$921**

Net Program **\$5,188**

Direct FTE **0**

	Estimate	FTE
Base	\$58,240	207
Program Increase	\$5,188	0
Program Decrease	\$0	0

**ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION
PROGRAM ACT PART E**

BUDGET ACTIVITY BY OBJECT CLASS⁵					
(Dollars in Thousands)					
		FY 2020 Revised Enacted	FY 2021 Enacted	FY 2022 Request	Diff. FY22 Request / FY21 Enacted
11.1	Full-time permanent	22,513	22,369	23,056	687
11.3	Other than full-time permanent	0	0	0	0
11.5	Other personnel compensation	385	440	440	0
11.8	Special personal services payments	0	0	0	0
11.9	Total personnel compensation	22,898	22,809	23,496	687
12.1	Civilian personnel benefits	7,459	8,010	8,242	232
13.0	Benefits for former personnel	20	30	30	0
21.0	Travel and transportation of persons	319	258	311	53
22.0	Transportation of things	0	3	3	0
23.0	Rent, Communications, and Utilities	0	0	0	0
23.1	Rental payments to GSA	3,056	3,020	3,020	0
23.2	Rental payments to others	0	0	0	0
23.3	Communications, utilities, and miscellaneous charges	295	214	214	0
24.0	Printing and reproduction	30	20	20	0
25.1	Advisory and assistance services	0	0	0	0
25.2	Other services from non-Federal sources	15,487	16,100	19,328	3,228
25.3	Other goods and services from Federal sources 1/	18,469	18,896	18,896	0
25.4	Operation and maintenance of facilities	0	0	43	43
25.5	Research and development contracts	0	0	0	0
25.7	Operation and maintenance of equipment	4,014	3,091	6,319	3,228
26.0	Supplies and materials	127	178	204	26
31.0	Equipment	27	21	21	0
41.0	Grants, subsidies, and contributions	0	0	0	0
42.0	Insurance claims and indemnities	0	28	28	0
	Total	72,201	72,678	80,175	7,497
	1/Other goods and services from Federal sources				
	Working Capital Fund	17,290	17,476	17,476	0
	DHS Services	0	475	475	0
	Services by DOL Agencies	1,179	945	945	0

⁵ The FY 2020 and FY 2021 levels reflect the post-sequestration amounts. The FY 2022 level reflects the pre-sequestration amount.

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT PART E

CHANGES IN FY 2022 (Dollars in Thousands)

Activity Changes

Built-In

To Provide For:

Costs of pay adjustments	\$687
Personnel benefits	232
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
Rental payments to others	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	0
Supplies and materials	0
Equipment	0
Grants, subsidies, and contributions	0
Insurance claims and indemnities	0

Built-Ins Subtotal **\$919**

Net Program **\$6,578**

Direct FTE **0**

	Estimate	FTE
Base	\$73,597	207
Program Increase	\$6,578	0
Program Decrease	\$0	0