

**FY 2018**

**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, \$59,846,000, to remain available until expended: Provided, That the Secretary of Labor 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.*

Note.—A full-year 2017 appropriation for this account was not enacted at the time the budget was prepared; therefore, the budget assumes this account is operating under the Further Continuing Appropriations Act, 2017 (P.L. 114-254). The amounts included for 2017 reflect the annualized level provided by the continuing resolution.

**ENERGY EMPLOYEES OCCUPATIONAL ILLNESS  
COMPENSATION PROGRAM ACT**

<b>AMOUNTS AVAILABLE FOR OBLIGATION</b>						
(Dollars in Thousands)						
	FY 2016 Enacted		FY 2017 Full Year C.R.		FY 2018 Request	
	FTE	Amount	FTE	Amount	FTE	Amount
<b>A. Appropriation</b>	<b>255</b>	<b>\$58,552</b>	<b>243</b>	<b>\$59,846</b>	<b>243</b>	<b>\$59,846</b>
Sequestration reduction	0	-\$5,445	0	-\$5,446	0	\$0
A.1. Subtotal Appropriation	255	\$53,107	243	\$54,400	243	\$59,846
Unobligated balance available start-of year (Part B)	0	\$1,254	0	\$1,653	0	\$0
Recoveries of prior -year unpaid obligations	0	\$0	0	\$0	0	\$0
DOL Administrative Expenses: (Part E) (Indefinite Authority)	235	\$74,894	233	\$76,794	233	\$78,994
Sequestration reduction	0	-\$7,012	0	-\$6,988	0	\$0
Offsetting collections	0	\$0	0	\$0	0	\$0
<b>B. Gross Budget Authority</b>	<b>490</b>	<b>\$122,743</b>	<b>476</b>	<b>\$125,859</b>	<b>476</b>	<b>\$138,840</b>
Unobligated balance available start-of year (Part B)	0	-\$1,254	0	-\$1,653	0	\$0
Recoveries of prior -year unpaid obligations	0	\$0	0	\$0	0	\$0
DOL Administrative Expenses (Part E) (Indefinite Authority)	-235	-\$68,382	-233	-\$69,806	-233	-\$78,994
Offsetting collections	0	\$0	0	\$0	0	\$0
<b>C. Budget Authority Before Committee</b>	<b>255</b>	<b>\$53,107</b>	<b>243</b>	<b>\$54,400</b>	<b>243</b>	<b>\$59,846</b>
Unobligated balance available start-of year (Part B)	0	\$1,254	0	\$0	0	\$0
Recoveries of prior -year unpaid obligations	0	\$0	0	\$0	0	\$0
DOL Administrative Expenses (Part E) (Indefinite Authority)	235	\$68,382	233	\$69,806	233	\$78,994
Offsetting collections	0	\$0	0	\$0	0	\$0
<b>D. Total Budgetary Resources (Appropriated and Indefinite)</b>	<b>490</b>	<b>\$122,743</b>	<b>476</b>	<b>\$124,206</b>	<b>476</b>	<b>\$138,840</b>
Unobligated Balances Carrying Forward for Part B	-11	-\$1,653	0	\$0	0	\$0
Unobligated Balances Expiring for Part E	0	-\$135	0	\$0	0	\$0
<b>E. Total, Estimated Obligations</b>	<b>479</b>	<b>\$120,955</b>	<b>476</b>	<b>\$124,206</b>	<b>476</b>	<b>\$138,840</b>

# ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

## SUMMARY OF CHANGES

(Dollars in Thousands)

	FY 2017 Full Year C.R.	FY 2018 Request	Net Change
<b>Budget Authority</b>			
General Funds	\$124,206	\$138,840	+\$14,634
<b>Total</b>	<b>\$124,206</b>	<b>\$138,840</b>	<b>+\$14,634</b>
<b>Full Time Equivalents</b>			
General Funds	476	476	0
<b>Total</b>	<b>476</b>	<b>476</b>	<b>0</b>

### FY 2018 Change

Explanation of Change	FY 2017 Base		Trust Funds		General Funds		Total	
	FTE	Amount	FTE	Amount	FTE	Amount	FTE	Amount
<b>Increases:</b>								
<b>A. Built-Ins:</b>								
To Provide For:								
Costs of pay adjustments	476	\$44,980	0	\$0	0	\$851	0	\$851
Personnel benefits	0	\$14,582	0	\$0	0	\$275	0	\$275
Employee health benefits	0	\$0	0	\$0	0	\$0	0	\$0
Moving allowance	0	\$0	0	\$0	0	\$0	0	\$0
Two days less of Pay	0	\$0	0	\$0	0	\$0	0	\$0
Federal Employees' Compensation Act (FECA)	0	\$440	0	\$0	0	\$0	0	\$0
Benefits for former personnel	0	\$2	0	\$0	0	\$0	0	\$0
Travel and transportation of persons	0	\$337	0	\$0	0	\$0	0	\$0
Transportation of things	0	\$2	0	\$0	0	\$0	0	\$0
Rental payments to GSA	0	\$5,399	0	\$0	0	\$0	0	\$0
Rental payments to others	0	\$0	0	\$0	0	\$0	0	\$0
Communications, utilities, and miscellaneous charges	0	\$597	0	\$0	0	\$0	0	\$0
Printing and reproduction	0	\$52	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	\$22,675	0	\$0	0	\$0	0	\$0
Working Capital Fund	0	\$20,421	0	\$0	0	\$0	0	\$0
Other Federal sources (DHS Charges)	0	\$449	0	\$0	0	\$0	0	\$0
Other goods and services from Federal sources	0	\$1,730	0	\$0	0	\$0	0	\$0
Research & Development Contracts	0	\$0	0	\$0	0	\$0	0	\$0
Operation and maintenance of facilities	0	\$3	0	\$0	0	\$0	0	\$0
Operation and maintenance of equipment	0	\$11,694	0	\$0	0	\$0	0	\$0
Supplies and materials	0	\$244	0	\$0	0	\$0	0	\$0

# ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

FY 2018 Change

Explanation of Change	FY 2017 Base		Trust Funds		General Funds		Total	
	FTE	Amount	FTE	Amount	FTE	Amount	FTE	Amount
Equipment	0	\$599	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
<b>Built-Ins Subtotal</b>	<b>476</b>	<b>+\$124,206</b>	<b>0</b>	<b>\$0</b>	<b>0</b>	<b>+\$1,126</b>	<b>0</b>	<b>+\$1,126</b>
<b>B. Programs:</b>								
Sequestration Restoration-OWCP Energy E	0	\$0	0	\$0	0	\$6,901	0	\$6,901
Sequestration Restoration-OWCP Energy B	0	\$0	0	\$0	0	\$5,378	0	\$5,378
ECS Support Supplemental-OWCP Energy E	0	\$0	0	\$0	0	\$2,200	0	\$2,200
Sequestration Restoration-Ombudsman Energy E	0	\$0	0	\$0	0	\$87	0	\$87
Sequestration Restoration-Ombudsman Energy B	0	\$0	0	\$0	0	\$68	0	\$68
<b>Programs Subtotal</b>			<b>0</b>	<b>\$0</b>	<b>0</b>	<b>+\$14,634</b>	<b>0</b>	<b>+\$14,634</b>
<b>Total Increase</b>	<b>476</b>	<b>+\$124,206</b>	<b>0</b>	<b>\$0</b>	<b>0</b>	<b>+\$15,760</b>	<b>0</b>	<b>+\$15,760</b>
<b>Decreases:</b>								
<b>A. Built-Ins:</b>								
To Provide For:								
<b>Built-Ins Subtotal</b>	<b>0</b>	<b>\$0</b>	<b>0</b>	<b>\$0</b>	<b>0</b>	<b>\$0</b>	<b>0</b>	<b>\$0</b>
<b>B. Programs:</b>								
Reduction to Absorb Inflationary Costs-OWCP Energy B	0	\$0	0	\$0	0	-\$558	0	-\$558
Reduction to Absorb Inflationary Costs-OWCP Energy E	0	\$0	0	\$0	0	-\$546	0	-\$546
Reduction to Absorb Inflationary Costs-Ombudsman Energy E	0	\$0	0	\$0	0	-\$12	0	-\$12
Reduction to Absorb Inflationary Costs-Ombudsman Energy B	0	\$0	0	\$0	0	-\$10	0	-\$10
<b>Programs Subtotal</b>			<b>0</b>	<b>\$0</b>	<b>0</b>	<b>-\$1,126</b>	<b>0</b>	<b>-\$1,126</b>
<b>Total Decrease</b>	<b>0</b>	<b>\$0</b>	<b>0</b>	<b>\$0</b>	<b>0</b>	<b>-\$1,126</b>	<b>0</b>	<b>-\$1,126</b>
<b>Total Change</b>	<b>476</b>	<b>+\$124,206</b>	<b>0</b>	<b>\$0</b>	<b>0</b>	<b>+\$14,634</b>	<b>0</b>	<b>+\$14,634</b>



**ENERGY EMPLOYEES OCCUPATIONAL ILLNESS  
COMPENSATION PROGRAM ACT**

<b>SUMMARY BUDGET AUTHORITY AND FTE BY APPROPRIATION</b>								
(Dollars in Thousands)								
	<b>FY 2016 Enacted</b>		<b>FY 2017 Full Year C.R.</b>		<b>FY 2018 Request</b>		<b>Diff. FY18 Request / FY17 Full Year C.R.</b>	
	<b>FTE</b>	<b>Amount</b>	<b>FTE</b>	<b>Amount</b>	<b>FTE</b>	<b>Amount</b>	<b>FTE</b>	<b>Amount</b>
<b>Energy Employees Occupational Illness Compensation Program Act - Admin</b>	<b>479</b>	<b>\$121,489</b>	<b>476</b>	<b>\$124,206</b>	<b>476</b>	<b>\$138,840</b>	<b>0</b>	<b>\$14,634</b>
Energy Employees Occupational Illness Compensation Program Part B	241	\$53,107	243	\$54,400	243	\$59,846	0	\$5,446
OWCP	238	\$52,432	240	\$53,720	240	\$59,098	0	\$5,378
Ombudsman	3	\$675	3	\$680	3	\$748	0	\$68
Energy Employees Occupational Illness Compensation Program Part E	238	\$68,382	233	\$69,806	233	\$78,994	0	\$9,188
OWCP	236	\$67,523	230	\$68,942	230	\$78,043	0	\$9,101
Ombudsman	2	\$859	3	\$864	3	\$951	0	\$87
<b>Energy Employees Occupational Illness Compensation Program Act - Benefits</b>	<b>0</b>	<b>\$1,096,752</b>	<b>0</b>	<b>\$1,018,283</b>	<b>0</b>	<b>\$1,027,645</b>	<b>0</b>	<b>\$9,362</b>
Energy Employees Occupational Illness Compensation Program Part B	0	\$757,123	0	\$683,030	0	\$696,100	0	\$13,070
Energy Employees Occupational Illness Compensation Program Part E	0	\$339,629	0	\$335,253	0	\$331,545	0	-\$3,708
<b>Total</b>	<b>479</b>	<b>\$1,218,241</b>	<b>476</b>	<b>\$1,142,489</b>	<b>476</b>	<b>\$1,166,485</b>	<b>0</b>	<b>\$23,996</b>

NOTE: 2016 reflects actual FTE. The 2016 and 2017 amounts reflect funding after sequester, 2018 amounts are before sequester.

**ENERGY EMPLOYEES OCCUPATIONAL ILLNESS  
COMPENSATION PROGRAM ACT**

<b>BUDGET AUTHORITY BY OBJECT CLASS</b>					
(Dollars in Thousands)					
		<b>FY 2016 Enacted</b>	<b>FY 2017 Full Year C.R.</b>	<b>FY 2018 Request</b>	<b>Diff. FY18 Request / FY17 Full Year C.R.</b>
	Full-Time Equivalent				
	Full-time Permanent	490	476	476	0
	<b>Total</b>	<b>490</b>	<b>476</b>	<b>476</b>	<b>0</b>
	Average ES Salary	\$172,302	\$174,542	\$178,877	\$4,335
	Average GM/GS Grade	12/6	12/6	12/6	0
	Average GM/GS Salary	\$90,472	\$91,648	\$93,389	\$1,741
11.1	Full-time permanent	43,922	44,251	45,102	851
11.3	Other than full-time permanent	0	8	8	0
11.5	Other personnel compensation	221	346	346	0
11.8	Special personal services payments	217	375	375	0
11.9	<b>Total personnel compensation</b>	<b>44,360</b>	<b>44,980</b>	<b>45,831</b>	<b>851</b>
12.1	Civilian personnel benefits	14,214	15,022	15,297	275
13.0	Benefits for former personnel	28	2	2	0
21.0	Travel and transportation of persons	447	337	570	233
22.0	Transportation of things	5	2	12	10
23.0	Rent, Communications, and Utilities	0	0	0	0
23.1	Rental payments to GSA	5,616	5,399	5,399	0
23.2	Rental payments to others	0	0	0	0
23.3	Communications, utilities, and miscellaneous charges	690	597	634	37
24.0	Printing and reproduction	30	52	77	25
25.1	Advisory and assistance services	0	0	0	0
25.2	Other services from non-Federal sources	16,921	22,675	24,262	1,587
25.3	Other goods and services from Federal sources 1/	20,860	22,600	22,600	0
25.4	Operation and maintenance of facilities	18	3	3	0
25.5	Research and development contracts	0	0	0	0
25.7	Operation and maintenance of equipment	17,500	11,694	23,232	11,538
26.0	Supplies and materials	260	244	279	35
31.0	Equipment	500	599	642	43
41.0	Grants, subsidies, and contributions	0	0	0	0
42.0	Insurance claims and indemnities	40	0	0	0
	<b>Total</b>	<b>121,489</b>	<b>124,206</b>	<b>138,840</b>	<b>14,634</b>
	1/Other goods and services from Federal sources				
	Working Capital Fund	13,076	20,421	20,421	0
	DHS Services	493	449	449	0
	Services by DOL Agencies	4,567	1,648	1,648	0
	GSA Services	1	0	0	0
	Services by Other Government Departments	2,723	82	82	0

**ENERGY EMPLOYEES OCCUPATIONAL ILLNESS  
COMPENSATION PROGRAM ACT**

**AUTHORIZING STATUTES**

<b>Public Law / Act</b>	<b>Legislation</b>	<b>Statute No. / US Code</b>	<b>Expiration Date</b>
Pub. L. 106-398	Energy Employees Occupational Illness Compensation Program Act	42 U.S.C. § 7385 <i>et seq.</i>	Does not expire
Pub. L. 108-375	Energy Employees Occupational Illness Compensation Program Act	42 U.S.C. § 7384 <i>et seq.</i>	Does not expire

## ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

<b>APPROPRIATION HISTORY</b>					
(Dollars in Thousands)					
	<b>Budget Estimates to Congress</b>	<b>House Allowance</b>	<b>Senate Allowance</b>	<b>Appropriations</b>	<b>FTE</b>
2008					
Base Appropriation...1/	\$161,630			\$158,278	598
2009					
Base Appropriation...2/	\$108,178		\$49,654	\$114,240	598
2010					
Base Appropriation...3/	\$111,209	\$51,197	\$51,197	\$124,777	580
2011					
Base Appropriation...4/	\$126,567			\$127,484	494
2012					
Base Appropriation...5/	\$125,590			\$125,590	464
2013					
Base Appropriation...6/	\$129,000			\$117,010	519
2014					
Base Appropriation...7/	\$129,218			\$116,555	505
2015					
Base Appropriation...8/	\$130,835			\$118,601	499
2016					
Base Appropriation...9/	\$133,446	\$58,552	\$58,552	\$121,621	490
2017					
Base Appropriation...10/	\$136,640				0
2018					
Base Appropriation	\$138,840				476

<sup>1/</sup> Reflects Part B - \$49,387 and 305 FTE, and HHS \$55,358.

<sup>2/</sup> Reflects Part B - \$49,654 and 305 FTE. Funding of \$55,358 was appropriated directly to HHS for NIOSH.

<sup>3/</sup> Reflects Part B - \$51,900 and 305 FTE. This amount includes \$703 for the Ombudsman's Office.

<sup>4/</sup> Reflects Part B - \$51,900 and 285 FTE. This amount includes \$703 for the Ombudsman's Office.

<sup>5/</sup> Reflects Part B - \$52,147 and 219 FTE. This amount includes \$703 for the Ombudsman's Office.

<sup>6/</sup> 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.

<sup>7/</sup> 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.

<sup>8/</sup> 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.

<sup>9/</sup> 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.

<sup>10/</sup> A full-year 2017 appropriation for this account was not enacted at the time the budget was prepared.

# **ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT**

## **Overview**

The Energy Employees Occupational Illness Compensation Program Act (EEOICPA), enacted in October 2000, provides income support 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. Administrative funds for Part B are appropriated annually. For Part E, administrative funds are provided through indefinite appropriations.

EEOICPA's FY 2018 Request includes \$748,000 in Part B funds and \$951,000 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.



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

<b>BUDGET AUTHORITY BEFORE THE COMMITTEE</b>				
(Dollars in Thousands)				
	<b>FY 2016 Enacted</b>	<b>FY 2017 Full Year C.R.</b>	<b>FY 2018 Request</b>	<b>Diff. FY18 Request / FY17 Full Year C.R.</b>
<b>Activity Appropriation</b>	<b>53,107</b>	<b>54,400</b>	<b>59,846</b>	<b>5,446</b>
FTE	241	243	243	0

NOTE: FY 2016 reflects actual FTE. Authorized FTE for FY 2016 was 255. The 2016 and 2017 amounts reflect funding after sequester, the 2018 amount is level with the annualized 2017 CR before sequester.

**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, eleven resource centers that provide assistance to claimants in completing benefit applications for both Part B and E, and a Final Adjudication Branch 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 while 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 Radiation Exposure Compensation Act (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 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 Compensation Fund for both EEOICPA and RECA benefits.

# ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT PART B

## Five-Year Budget Activity History

<u>Fiscal Year</u>	<u>Funding</u> (Dollars in Thousands)	<u>FTE</u>
2013	\$47,805	271
2014	\$49,769	264
2015	\$51,043	263
2016	\$53,107	255
2017	\$0	0

NOTE: A full-year 2017 appropriation for this account was not enacted at the time the budget was prepared.

## FY 2018

Total resources at the FY 2018 Request level for OWCP’s Energy program are \$138,840,000 and 476 FTE. Part B funds are \$59,846,000 and 243 FTE, including \$748,000 and 3 FTE for the Office of the Ombudsman. Part E funds are \$78,994,000 and 233 FTE, including \$951,000 and 3 FTE for the Office of the Ombudsman and include funding for the requirements of the Advisory Board on Toxic Substances and Worker Health. The FY 2018 administrative request provides funding level with the annualized 2017 Continuing Resolution (CR) prior to sequestration.

The Part E request includes an increase of \$2,200,000 over the annualized 2017 CR level for IT services necessary to comply with federal cybersecurity directives. The Department of Homeland Security (DHS) develops and oversees the implementation of binding operational directives pursuant to the Federal Information Security Management Act of 2014. Federal Agencies are required to comply with these DHS-developed directives. In June 2016, DHS issued Binding Operation Directive BOD-16-01, in accordance with the Cybersecurity National Action Plan, which directs all Federal agencies to improve the security of their High Value Assets. This request supports development upgrades to meet the security requirements of BOD-16-01 and guidance from OMB on the Management of Federal High Value Assets (M-17-09), and will ensure that OWCP maintains an effective and secure operation for the delivery of claims to our beneficiaries, as well as support additional statutory obligations.

At the Request level, OWCP will closely monitor and improve the provision and management of home health care services for beneficiaries. Expenditures in this area have risen steadily in the past few years warranting increased oversight. In addition, the requested funding will maintain timely adjudication of claims, quality decisions, and prompt benefit delivery and income support to all EEOICPA claimants. The program will also utilize 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.



# **ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT PART B**

## **FY 2017**

Figures shown for FY 2017 reflect the annualized Continuing Resolution level, as a full-year appropriation had not been enacted at the time the budget was produced. The Department will provide an Operating Plan after a full-year appropriation bill is enacted.

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

<b>DETAILED WORKLOAD AND PERFORMANCE</b>					
		<b>FY 2016 Enacted</b>		<b>FY 2017 Full Year C.R.</b>	<b>FY 2018 Request</b>
		<b>Target</b>	<b>Result</b>	<b>Target</b>	<b>Target</b>
<b>Energy Employees Occupational Illness Compensation Program Part B</b>					
<b>Performance Measures</b>					
EE 4a	Average number of days between filing date and final decision for cases sent to NIOSH when a hearing is held	--	501	--	--
EE 4b	Average number of days between filing date and final decision for cases sent to NIOSH when a hearing is not held	--	358	--	--
EE 5	Percent of telephone inquiries responded to within 1 work day	93.00%	96.71%	93.00%	93.00%
EE 7	Average time (days) to process initial claims (Part B and E)	100	101	100	100
<b>Workload Measures</b>					
EE WL 1	Number of Initial Claims Received (Part B)	5,400[p]	5,709	5,300[p]	4,977[p]
EE WL 2	Number of Initial Claims Processed (Part B)	6,470	6,051	6,341	6,209
EE WL 3	Number of Final Decisions Issued (Part B)	9,188	8,094	9,004	7,287
EE WL 4	Number of Payments Issued (Part B)	3,758	3,089	3,683	3,400
EE WL 9	Number of Consequential Condition Claims Received (Part B and E)	1,761[p]	6,887	7,000[p]	10,904[p]
EE WL 10	Number of Cases Requiring Review due to a new SEC (Part B)	642[p]	1,015	1,044[p]	1,434[p]
EE WL 11	Number of Directors Orders Received (Part B and E)	1,800[p]	2,159	3,181[p]	3,884[p]

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

<b>DETAILED WORKLOAD AND PERFORMANCE</b>				
	<b>FY 2016 Enacted</b>		<b>FY 2017 Full Year C.R.</b>	<b>FY 2018 Request</b>
	<b>Target</b>	<b>Result</b>	<b>Target</b>	<b>Target</b>
EE WL 12      Number of Threads - Medical Authorizations (Part B and E)	45,000[p]	25,030	30,000[p]	31,766[p]

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

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

<b>DETAILED WORKLOAD AND PERFORMANCE</b>					
		<b>FY 2016 Enacted</b>		<b>FY 2017 Full Year C.R.</b>	<b>FY 2018 Request</b>
		<b>Target</b>	<b>Result</b>	<b>Target</b>	<b>Target</b>
<b>Energy Employees Occupational Illness Compensation Program Part E</b>					
<b>Workload Measures</b>					
EE WL 5	Number of Initial Claims Received (Part E)	4,442[p]	4,965	4,853[p]	4,754[p]
EE WL 6	Number of Initial Claims Processed (Part E)	5,110	5,204	5,008	5,644
EE WL 7	Number of Final Decisions Issued (Part E)	12,290	12,154	12,044	11,948
EE WL 8	Number of Payments Issued (Part E)	3,585	3,889	3,513	4,578
EE WL 13	Number of Wage Loss Claims Received (Part E)	280[p]	293	264[p]	234[p]
EE WL 14	Number of Impairment Claims Received (Part E)	3,165[p]	4,357	4,174[p]	4,356[p]

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

# ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT PART B

## Workload Summary

The Office of Workers' Compensation Programs (OWCP) workload activities include the provision of income and medical support. 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 to determine entitlement and deliver benefits. OWCP balances quality and accuracy with production demands to ensure that claimants receive in a timely manner the benefits and services to which they are entitled.

OWCP's Energy program aims to process initial Part B and Part E claims within 100 days. In 2016 the program achieved processing times just over that goal, with an average of 101 days. OWCP revised the joint measures with the Department of Energy (DOE) and the National Institute of Occupational Safety and Health (NIOSH) in 2012 to be contextual measures due to the complications of developing valid targets combining the performance of the three programs. These measures display the overall time to make claims decisions and to provide information that can be used to improve program implementation. The measures account for the various actions a case may require, including employment verification, dose reconstruction or oral hearing. These measures provide a more transparent view of the claims process, including time spent in case development outside of OWCP. The average time to process cases sent to NIOSH when a hearing was held decreased from 552 days in FY 2012 to 501 days in FY 2016. The average time to process cases sent to NIOSH when a hearing was not held increased from 331 days in FY 2012 to 358 days in FY 2016, however the FY 2016 result was a decrease from the FY 2011 result of 457 days. OWCP continues to work with these partner agencies to ensure that overall end-to-end processing is a priority.

Although they are not counted as new claims, a substantial number of claims now require additional or ongoing review. This occurs as the growing number of previously approved claims is subject to review due to new information, changes to policies or procedures, and ongoing case management. So while the overall new incoming caseload is not increasing, overall workload remains at a high level. For instance, new policy changes to the NIOSH dose reconstruction methods resulted in coverage to individuals who may have previously been denied. Therefore, the level of effort required to resolve existing or previously denied claims has drastically increased. There have also been more requests for reopening, which can be made at any time after a final decision. When such instances occur, a significant amount of work is required on the part of the claims staff, resulting in a re-review of existing or completed cases and often new recommended and final decisions are made. The creation of new Special Exposure Cohorts (SEC) can also result in the need for re-review of old claims, and OWCP projects that there will be 1,044 of such cases in 2017, rising to 1,434 in 2018.

Significant items of note in the workload tables are recent increases in the number of consequential claims and the number of threads. Claims for consequential conditions, which are additional medical conditions as a result of previously accepted medical conditions, are

## **ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT PART B**

increasing dramatically; in FY 2016, there were approximately five times as many consequential claims as there were five years ago with continued increases expected. While these situations require significant work, they are not counted as new claims.

Threads refer to the electronic communication between the program and the medical bill contractor granting approval of incoming medical requests (for example, home health care, durable medical equipment, wheelchairs, and other treatments) for which it must provide pre-authorization. These types of requests increase as more cases are accepted for medical benefits and do not necessarily correlate with the number of incoming cases or final decisions. There were less than 10,000 in 2010, but over 25,000 in FY 2016, and OWCP projects that there will be 30,000 in 2017, rising to 31,766 in 2018. Additionally, many cases now involve home health care, requiring additional coordination and evaluation. As of March 31, 2017, the program spent over \$1.9 billion on home health care costs alone, which is more than half of the total amount of medical benefits paid for all other bills, \$600 million more than two years ago. This requires significant development, oversight and staff time.

**ENERGY EMPLOYEES OCCUPATIONAL ILLNESS  
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<b>BUDGET ACTIVITY BY OBJECT CLASS</b>					
<b>(Dollars in Thousands)</b>					
		<b>FY 2016 Enacted</b>	<b>FY 2017 Full Year C.R.</b>	<b>FY 2018 Request</b>	<b>Diff. FY18 Request / FY17 Full Year C.R.</b>
11.1	Full-time permanent	22,351	22,105	22,529	424
11.3	Other than full-time permanent	0	8	8	0
11.5	Other personnel compensation	221	340	340	0
11.9	<b>Total personnel compensation</b>	<b>22,572</b>	<b>22,453</b>	<b>22,877</b>	<b>424</b>
12.1	Civilian personnel benefits	7,228	7,798	7,942	144
13.0	Benefits for former personnel	15	2	2	0
21.0	Travel and transportation of persons	155	106	232	126
22.0	Transportation of things	0	0	10	10
23.1	Rental payments to GSA	2,370	2,318	2,318	0
23.2	Rental payments to others	0	0	0	0
23.3	Communications, utilities, and miscellaneous charges	351	246	283	37
24.0	Printing and reproduction	13	9	29	20
25.1	Advisory and assistance services	0	0	0	0
25.2	Other services from non-Federal sources	3,438	5,563	6,810	1,247
25.3	Other goods and services from Federal sources 1/	8,772	10,009	10,009	0
25.4	Operation and maintenance of facilities	10	3	3	0
25.5	Research and development contracts	0	0	0	0
25.7	Operation and maintenance of equipment	7,568	5,645	9,016	3,371
26.0	Supplies and materials	131	133	165	32
31.0	Equipment	444	115	150	35
41.0	Grants, subsidies, and contributions	0	0	0	0
42.0	Insurance claims and indemnities	40	0	0	0
	<b>Total</b>	<b>53,107</b>	<b>54,400</b>	<b>59,846</b>	<b>5,446</b>
	1/Other goods and services from Federal sources				
	Working Capital Fund	5,357	8,622	8,622	0
	DHS Services	262	204	204	0
	Services by DOL Agencies	2,332	1,101	1,101	0
	GSA Services	1	0	0	0
	Services by Other Government Departments	820	82	82	0

# ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT PART B

## CHANGES IN FY 2018

(Dollars in Thousands)

### Activity Changes

#### Built-In

To Provide For:

Costs of pay adjustments	\$424
Personnel benefits	144
Employee health benefits	0
Moving allowance	0
Two days less of Pay	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** **\$568**

**Net Program** **\$4,878**

**Direct FTE** **0**

	Estimate	FTE
<b>Base</b>	<b>\$54,968</b>	<b>243</b>
<b>Program Increase</b>	<b>\$5,446</b>	<b>0</b>
<b>Program Decrease</b>	<b>-\$568</b>	<b>0</b>