

FY 2020

CONGRESSIONAL BUDGET JUSTIFICATION

**ENERGY EMPLOYEES OCCUPATIONAL ILLNESS
COMPENSATION PROGRAM ACT**

This page is intentionally left blank.

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

TABLE OF CONTENTS

Appropriation Language	1
Explanation of Language Change	2
Analysis of Appropriation Language	3
Amounts Available for Obligation.....	4
Summary of Changes	5
Budget Authority by Appropriation.....	7
Budget Authority by Object Class	8
Authorizing Statutes.....	9
Appropriation History	10
Overview	11
Budget Activities	13
Energy Employees Occupational Illness Compensation Program.....	13

This page is intentionally left blank.

**ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION
PROGRAM ACT**

APPROPRIATION LANGUAGE

For necessary expenses to administer *Parts B and Part E* of the Energy Employees Occupational Illness Compensation Program Act, [\$59,098,000] \$138,840,000, 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(including Social Security account number) as may be prescribed; *Provided further, That 42 U.S.C. 7385s-13 is hereby repealed; Provided further, That amounts for Part E shall be treated in the same manner as amounts for Part B are treated pursuant to section 151(b) of division B, title I of Public Law 106-554.*

(Department of Labor Appropriations Act, 2019.)

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

EXPLANATION OF LANGUAGE CHANGE

There are two changes in the Energy Employees Occupational Illness Compensation Program Act Appropriations language which repeal Part E authorizing language to make the Part E administrative expenses amount a definite appropriated mandatory with directed scoring language (as Part B currently is), and make administrative expenses for Part B and Part E into two activities in one appropriation, allowing shifting of funds between the two activities.

**ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION
PROGRAM ACT**

ANALYSIS OF APPROPRIATION LANGUAGE

Language Provision	Explanation
<i>“Provided further, That 42 U.S.C. 7385s–13 is hereby repealed.”</i>	This language repeals the Part E authorizing language (“There is authorized and hereby appropriated to the Secretary for fiscal year 2005 and thereafter such sums as may be necessary to carry out this part.”) so that Part E administrative funds can be appropriated without scoring twice.
<i>“Provided further, That amounts for Part E shall be treated in the same manner as amounts for Part B are treated pursuant to section 151(b) of division B, title I of Public Law 106–554.”</i>	This language provides that Part E administrative expenses shall be appropriated. This makes the treatment of Part E administrative expenses consistent with Part B administrative expenses.

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

AMOUNTS AVAILABLE FOR OBLIGATION						
(Dollars in Thousands)						
	FY 2018 Enacted		FY 2019 Enacted		FY 2020 ¹ Request	
	FTE	Amount	FTE	Amount	FTE	Amount
A. Appropriation	228	\$59,846	228	\$59,098	451	\$138,840
Sequestration Reduction Pursuant to the Balanced Budget and Emergency Deficit Control Act of 1985	0	-\$5,327	0	-\$5,142	0	\$0
A.1. Subtotal Appropriation	228	\$54,519	228	\$53,956	451	\$138,840
Unobligated balance available start-of year (Part B)	0	\$3,106	0	\$2,175	0	\$0
DOL Administrative Expenses: (Part E) (Indefinite Authority)	218	\$78,994	223	\$78,994	0	\$0
Sequestration Reduction Pursuant to the Balanced Budget and Emergency Deficit Control Act of 1985	0	-\$7,031	0	-\$6,872	0	\$0
B. Gross Budget Authority	446	\$129,588	451	\$128,253	451	\$138,840
Unobligated balance available start-of year (Part B)	0	-\$3,106	0	-\$2,175	0	\$0
DOL Administrative Expenses (Part E) (Indefinite Authority)	-223	-\$71,963	0	-\$72,122	0	\$0
C. Budget Authority Before Committee	223	\$54,519	451	\$53,956	451	\$138,840
Unobligated balance available start-of year (Part B)	0	\$3,106	0	\$2,175	0	\$0
DOL Administrative Expenses (Part E) (Indefinite Authority)	223	\$71,963	0	\$72,122	0	\$0
D. Total Budgetary Resources (Appropriated and Indefinite)	446	\$129,588	451	\$128,253	451	\$138,840
Unobligated Balances Carrying Forward for Part B	-3	-\$1,424	0	\$0	0	\$0
Unobligated Balances Expiring for Part E	-2	-\$234	0	\$0	0	\$0
E. Total, Estimated Obligations	441	\$127,930	451	\$128,253	451	\$138,840

¹ The FY 2020 Appropriation Language proposes to change Part E administrative funding from an indefinite to a definite appropriation, which is why Part E administrative funds are captured in the FY2020 column totals with Part B administrative funds.

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

SUMMARY OF CHANGES

(Dollars in Thousands)

	FY 2019 Enacted	FY 2020 Request	Net Change
Budget Authority			
General Funds	\$126,078	\$138,840	+\$12,762
Total	\$126,078	\$138,840	+\$12,762
 Full Time Equivalents			
General Funds	451	451	0
Total	451	451	0

Explanation of Change	FY 2019 Base		FY 2020 Change					
	FTE	Amount	Trust Funds		General Funds		Total	
			FTE	Amount	FTE	Amount	FTE	Amount
Increases:								
A. Built-Ins:								
To Provide For:								
Costs of pay adjustments	451	\$45,509	0	\$0	0	\$0	0	\$0
Personnel benefits	0	\$14,806	0	\$0	0	\$0	0	\$0
Employee health benefits	0	\$0	0	\$0	0	\$0	0	\$0
Moving allowance	0	\$0	0	\$0	0	\$0	0	\$0
One day more of pay	0	\$0	0	\$0	0	\$229	0	\$229
Federal Employees' Compensation Act (FECA)	0	\$0	0	\$0	0	\$0	0	\$0
Benefits for former personnel	0	\$26	0	\$0	0	\$0	0	\$0
Travel and transportation of persons	0	\$582	0	\$0	0	\$0	0	\$0
Transportation of things	0	\$4	0	\$0	0	\$0	0	\$0
Rental payments to GSA	0	\$5,155	0	\$0	0	\$0	0	\$0
Rental payments to others	0	\$0	0	\$0	0	\$0	0	\$0
Communications, utilities, and miscellaneous charges	0	\$576	0	\$0	0	\$0	0	\$0
Printing and reproduction	0	\$24	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	\$0	0	\$0	0	\$0	0	\$0
Working Capital Fund	0	\$20,811	0	\$0	0	\$38	0	\$38
Other Federal sources (DHS Charges)	0	\$219	0	\$0	0	\$0	0	\$0
Other goods and services from Federal sources	0	\$2,279	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
Operation and maintenance of equipment	0	\$0	0	\$0	0	\$0	0	\$0
Supplies and materials	0	\$0	0	\$0	0	\$0	0	\$0

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

FY 2020 Change

Explanation of Change	FY 2019 Base		Trust Funds		General Funds		Total	
	FTE	Amount	FTE	Amount	FTE	Amount	FTE	Amount
Equipment	0	\$29	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	451	+\$90,020	0	\$0	0	+\$267	0	+\$267
B. Programs:								
Processing of Mandatory Workload - OWCP Energy E	0	\$0	0	\$0	0	\$6,745	0	\$6,745
Processing of Mandatory Workload - OWCP Energy B	0	\$0	0	\$0	0	\$5,142	0	\$5,142
Ombudsman Part B	0	\$0	0	\$0	0	\$748	0	\$748
Processing of Mandatory Workload - Ombudsman Energy E	0	\$0	0	\$0	0	\$83	0	\$83
Processing of Mandatory Workload - Energy Advisory Board	0	\$0	0	\$0	0	\$44	0	\$44
Programs Subtotal			0	\$0	0	+\$12,762	0	+\$12,762
Total Increase	451	+\$90,020	0	\$0	0	+\$13,029	0	+\$13,029
Decreases:								
A. Built-Ins:								
To Provide For:								
Federal Employees' Compensation Act (FECA)	0	\$551	0	\$0	0	-\$35	0	-\$35
Other services from non-Federal sources	0	\$22,962	0	\$0	0	-\$1	0	-\$1
Operation and maintenance of equipment	0	\$12,357	0	\$0	0	-\$228	0	-\$228
Supplies and materials	0	\$188	0	\$0	0	-\$3	0	-\$3
Built-Ins Subtotal	0	+\$36,058	0	\$0	0	-\$267	0	-\$267
B. Programs:								
Programs Subtotal			0	\$0	0	\$0	0	\$0
Total Decrease	0	+\$36,058	0	\$0	0	-\$267	0	-\$267
Total Change	451	+\$126,078	0	\$0	0	+\$12,762	0	+\$12,762

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

SUMMARY BUDGET AUTHORITY AND FTE BY APPROPRIATION								
(Dollars in Thousands)								
	FY 2018 Enacted		FY 2019 Enacted		FY 2020 Request		Diff. FY20 Request / FY19 Enacted	
	FTE	Amount	FTE	Amount	FTE	Amount	FTE	Amount
Energy Employees Occupational Illness Compensation Program Act - Admin	441	\$126,484	451	\$126,078	451	\$138,840	0	\$12,762
Energy Employees Occupational Illness Compensation Program Part B	225	\$54,520	228	\$53,956	228	\$59,846	0	\$5,890
OWCP	222	\$53,838	225	\$53,956	225	\$59,098	0	\$5,142
Ombudsman	3	\$682	3	\$0	3	\$748	0	\$748
Energy Employees Occupational Illness Compensation Program Part E	216	\$71,964	223	\$72,122	223	\$78,994	0	\$6,872
Energy Advisory Board	1	\$467	1	\$468	1	\$512	0	\$44
OWCP	212	\$70,631	219	\$70,786	219	\$77,531	0	\$6,745
Ombudsman	3	\$866	3	\$868	3	\$951	0	\$83
Energy Employees Occupational Illness Compensation Program Act - Benefits	0	\$1,366,409	0	\$1,401,934	0	\$1,404,910	0	\$2,976
Energy Employees Occupational Illness Compensation Program Part B	0	\$1,012,038	0	\$1,048,286	0	\$1,072,727	0	\$24,441
Energy Employees Occupational Illness Compensation Program Part E	0	\$354,371	0	\$353,648	0	\$332,183	0	-\$21,465
Total	441	\$1,492,893	451	\$1,528,012	451	\$1,543,750	0	\$15,738

NOTE: 2018 reflects actual FTE.

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

BUDGET AUTHORITY BY OBJECT CLASS²					
(Dollars in Thousands)					
		FY 2018 Enacted	FY 2019 Enacted	FY 2020 Request	Diff. FY20 Request / FY19 Enacted
	Full-Time Equivalent				
	Full-time Permanent	451	451	451	0
	Total	451	451	451	0
	Average ES Salary	\$178,877	\$178,877	\$178,877	\$0
	Average GM/GS Grade	12/6	12/6	12/6	0
	Average GM/GS Salary	\$93,389	\$93,389	\$93,389	\$0
11.1	Full-time permanent	43,862	44,806	45,435	629
11.3	Other than full-time permanent	0	0	0	0
11.5	Other personnel compensation	704	703	707	4
11.8	Special personal services payments	0	0	0	0
11.9	Total personnel compensation	44,566	45,509	46,142	633
12.1	Civilian personnel benefits	14,840	15,357	15,557	200
13.0	Benefits for former personnel	63	26	26	0
21.0	Travel and transportation of persons	304	582	645	63
22.0	Transportation of things	2	4	4	0
23.0	Rent, Communications, and Utilities	0	0	0	0
23.1	Rental payments to GSA	5,184	5,155	5,188	33
23.2	Rental payments to others	0	0	0	0
23.3	Communications, utilities, and miscellaneous charges	581	576	590	14
24.0	Printing and reproduction	25	24	24	0
25.1	Advisory and assistance services	0	0	0	0
25.2	Other services from non-Federal sources	22,682	22,962	29,740	6,778
25.3	Other goods and services from Federal sources 1/	22,484	23,309	23,381	72
25.4	Operation and maintenance of facilities	3	0	0	0
25.5	Research and development contracts	0	0	0	0
25.7	Operation and maintenance of equipment	15,122	12,357	17,284	4,927
26.0	Supplies and materials	239	188	230	42
31.0	Equipment	378	29	29	0
41.0	Grants, subsidies, and contributions	0	0	0	0
42.0	Insurance claims and indemnities	11	0	0	0
	Total	126,484	126,078	138,840	12,762
	1/Other goods and services from Federal sources				
	Working Capital Fund	20,000	20,811	20,849	38
	DHS Services	443	219	219	0
	Services by DOL Agencies	2,041	2,279	2,313	34

² FY 2018 and FY 2019 levels reflect post-sequestration amounts. FY 2020 levels reflect pre-sequestration amounts.

**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

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

APPROPRIATION HISTORY					
(Dollars in Thousands)					
	Budget Estimates to Congress	House Allowance	Senate Allowance	Appropriations	FTE
2010					
Base Appropriation...1/	\$111,209	\$51,197	\$51,197	\$124,777	580
2011					
Base Appropriation...2/	\$126,567			\$127,484	494
2012					
Base Appropriation...3/	\$125,590			\$125,590	464
2013					
Base Appropriation...4/	\$129,000			\$117,010	519
2014					
Base Appropriation...5/	\$129,218			\$116,555	505
2015					
Base Appropriation...6/	\$130,835			\$118,601	499
2016					
Base Appropriation...7/	\$133,446	\$58,552	\$58,552	\$121,563	490
2017					
Base Appropriation...8/	\$136,640			\$124,205	476
2018					
Base Appropriation...9/	\$138,840	\$59,846		\$126,482	446
2019					
Base Appropriation...10/ 11/	\$138,092		\$59,098	\$126,078	451
2020					
Base Appropriation	\$138,840				451

- ^{1/} Reflects Part B - \$51,900 and 305 FTE. This amount includes \$703 for the Ombudsman's Office.
- ^{2/} Reflects Part B - \$51,900 and 285 FTE. This amount includes \$703 for the Ombudsman's Office.
- ^{3/} Reflects Part B - \$52,147 and 219 FTE. This amount includes \$703 for the Ombudsman's Office.
- ^{4/} 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.
- ^{5/} 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.
- ^{6/} 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.
- ^{7/} 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.
- ^{8/} 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.
- ^{9/} 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.
- ^{10/} 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.
- ^{11/} 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.

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.

EEOICPA's FY 2020 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

BUDGET AUTHORITY BEFORE THE COMMITTEE³				
(Dollars in Thousands)				
	FY 2018 Enacted	FY 2019 Enacted	FY 2020 Request	Diff. FY20 Request / FY19 Enacted
Activity Appropriation (Part B)	54,520	53,956	59,846	5,890
FTE	225	228	228	0
Activity Appropriation (Part E)	71,964	72,122	78,994	6,872
FTE	216	223	223	0
Total Parts B and E	126,484	126,078	138,840	12,762
FTE	441	451	451	0

NOTE: FY 2018 reflects actual FTE. Authorized FTE for FY 2018 was 228.

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 FY 2018 and FY 2019 levels reflect post-sequestration amounts. FY 2020 levels reflect pre-sequestration amounts.

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

Five-Year Budget Activity History

<u>Fiscal Year</u>	<u>Funding</u> (Dollars in Thousands)	<u>FTE</u>
2015	\$51,043	263
2016	\$53,107	255
2017	\$54,400	243
2018	\$54,519	228
2019	\$53,956	228

FY 2020

The FY 2020 Request level for OWCP's Energy program Parts B and E administrative expenses totals \$138,840,000 and 451 FTE. Part B administrative funds are \$59,846,000 and 228 FTE, including \$748,000 and 3 FTE for the Office of the Ombudsman. Part E administrative funds are \$78,994,000 and 223 FTE, including \$951,000 and 3 FTE for the Office of the Ombudsman, and \$512,000 and 1 FTE to support the operations of the Advisory Board on Toxic Substances and Worker Health. The FY 2020 administrative request is the current services, pre-sequester level. At the request level, DEEOIC will maintain timely and accurate claims processing through a continued focus on quality and process improvements. The program will build on prior successes by continuing to expand the utilization of electronic imaged case files, conducting quality reviews on claims processing, and implementing appropriate training based on the results of those reviews.

In previous years, the Congressional Budget Justification for the EEOICPA program has only shown Part B administrative amounts in the tables in this section, because Part E administration was an indefinite amount. Part E administrative amounts are now shown in the tables because this Budget proposes to change the appropriations language to treat the Part E administrative expenses amount as a definite amount with directed scoring language (as Part B currently is), and treat administrative funds for Part B and Part E as two activities in one appropriation, allowing shifting of funds between the two activities.

In the area of IT modernization, DEEOIC will continue to build on prior year investments, improvements, and functionality support to gain performance efficiencies. The program will expand the utilization of electronic image case files. In FY 2019 the final migration of the Energy Compensation System (ECS) to a HTML 5.0 based language will be completed and will improve interoperability with other OWCP systems for FY 2020 projects, enhancements, and implementations. FY 2020 enhancements include moving the ECS database from DB2 to Microsoft SQL Server and then moving both the ECS application server and ECS database server to DOL's Microsoft Azure cloud environment. Additionally, planned ECS system enhancements include introducing restful services, which will make ECS modules more consumable by OWCS in the future. The Division is working to have both software and hardware improvements in imaging services implemented in FY 2019, so that beginning in FY 2020, the program can fulfill the Presidential initiative of eliminating paper files before the 2022 cutoff date set by NARA.

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

With regard to analyzing proper alignment of work with staffing needs, DEEOIC will explore expanding the centralized case assignment process implemented in FY 2018 for its FAB to include district offices. If implemented, case assignments will no longer be made according to geographical location for district offices. This will allow the Division to manage staffing resources and capabilities more effectively and in line with modern needs, helping reduce overall costs through hiring in less expensive localities, whenever possible.

In an effort to improve the customer experience, 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.

Based on an evaluation of the time and effort claims staff spend taking and responding to calls, by FY 2020, DEEOIC will have moved all inbound call activities from federal staff to contractors, allowing federal staff to focus on more claim specific activities, while also working to improve stakeholder call times and experiences.

Finally, the DEEOIC will continue its efforts to reduce improper payments through evaluation of medical bills and other payment-related issues in the Program Integrity Unit that was created in FY 2018.

FY 2019

Total resources at the post-sequester FY 2019 Enacted level for OWCP's Energy program are \$126,078,000 and 451 FTE. Part B administrative funds total \$53,956,000 and 228 FTE, including 3 FTE for the Office of the Ombudsman. Part E administrative funds total \$72,122,000 and 223 FTE, including \$868,000 and 3 FTE for the Office of the Ombudsman and \$468,000 and 1 FTE to support the Advisory Board on Toxic Substances and Worker Health. For FY 2019, in lieu of a request for new budget authority, the Part B Office of the Ombudsman is utilizing carryover funding to cover program costs. However, 2020 and future requests will include funding requirements for the Part B Office of the Ombudsman, as the carryover funding will be exhausted.

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 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 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. The Energy program will complete the final migration of the Energy Compensation System from outdated and unsupported languages to a more secure and contemporary HTML 5.0 based language in FY 2019, including coding and testing. FY2020 enhancements include updating the ECS database so that both the application and database

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

servers can be moved to the DOL cloud environment. The Division is working to have both software and hardware improvements in imaging services implemented in FY2019, so that beginning in FY2020, the program can fulfill the Presidential initiative of eliminating paper files before the 2022 cutoff date set by NARA. Additionally, the Division will benefit significantly from its investment in increasing the number of paper case files that will be imaged into the OWCP Imaging System in FY 2019. This effort will substantially reduce many tasks that were formerly cumbersome and inefficient, including eliminating the need to transfer current hybrid cases (part paper, part electronic) from one office to another for review, and more efficiently transferring case file material between DOE and the National Institute for Occupational Safety and Health (NIOSH).

Additionally, DEEOIC will strengthen stakeholder engagement by facilitating data exchange with external partners. Specifically, DEEOIC will provide the statutorily mandated Advisory Board for Toxic Substances and Worker Health with 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.

FY 2018

Total resources at the post-sequester FY 2018 Enacted level for the EEOICPA program were \$126,484,000 and 446 FTE. Part B administrative funds were \$54,519,000 and 228 authorized FTE, including \$681,000 and 3 FTE for the Office of the Ombudsman. Part E administrative funds were \$71,963,000 and 218 FTE, including \$866,000 and 3 FTE for the Office of the Ombudsman and \$466,000 and 1 FTE for the Advisory Board on Toxic Substances and Worker Health.

The program continued to update the home health care approval process to improve consistency of adjudication and coordination of care. The program also maintained timely adjudication of claims, quality decisions, and prompt benefit delivery and income support to all EEOICPA claimants.

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT

WORKLOAD AND PERFORMANCE SUMMARY					
		FY 2018 Enacted		FY 2019 Enacted	FY 2020 Request
		Target	Result	Target	Target
Energy Employees Occupational Illness Compensation Program					
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 on the job.					
Performance Measure					
EE 4d	Average number of days between filing date and final decision for Energy cases not sent to NIOSH when a hearing is not held	170	163	170	170
Workload Measures					
EE WL 1	Number of Initial Claims Received (Part B)	5,423[p]	4,797	5,207[p]	5,103[p]
EE WL 2	Number of Initial Claims Processed (Part B)	5,788	4,885	5,661	5,548
EE WL 9	Number of Consequential Condition Claims Received (Part B and E)	6,924[p]	7,642	7,730[p]	8,630[p]
EE WL 12	Number of Threads - Medical Authorizations (Part B and E)	38,100[p]	40,472	49,688[p]	53,100[p]
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 on the job.					
Workload Measures					
EE WL 5	Number of Initial Claims Received (Part E)	4,817[p]	4,745	4,738[p]	4,643[p]
EE WL 6	Number of Initial Claims Processed (Part E)	5,475[p]	4,959	5,616[p]	5,756[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 2018, for claims not sent to NIOSH without a hearing (which accounts for approximately 70 percent of all claims), OWCP achieved 163 days against a target of 170 days.

Workload Measures

In FY 2020, if current trends continue, OWCP expects to receive 5,103 initial Part B claims and 4,643 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 5,548 Part B claims and 5,756 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 2020, if current trends continue, OWCP expects 8,630 consequential claims, up from 7,730 projected in FY 2019. Medical authorization threads 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). Threads require OWCP's review, determination, and oversight. Threads have risen from less than 10,000 in FY 2010 to an expected 53,100 in FY 2020 and will remain a significant portion of the workload. The program will also continue to use centralization of services to improve, monitor, and manage the provision of home health care services.

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

BUDGET ACTIVITY BY OBJECT CLASS⁴					
(Dollars in Thousands)					
		FY 2018 Enacted	FY 2019 Enacted	FY 2020 Request	Diff. FY20 Request / FY19 Enacted
11.1	Full-time permanent	21,564	21,734	22,287	553
11.3	Other than full-time permanent	0	0	0	0
11.5	Other personnel compensation	295	293	297	4
11.9	Total personnel compensation	21,859	22,027	22,584	557
12.1	Civilian personnel benefits	7,447	7,635	7,822	187
13.0	Benefits for former personnel	32	0	0	0
21.0	Travel and transportation of persons	95	216	222	6
22.0	Transportation of things	0	0	0	0
23.1	Rental payments to GSA	2,227	2,198	2,231	33
23.2	Rental payments to others	0	0	0	0
23.3	Communications, utilities, and miscellaneous charges	249	263	277	14
24.0	Printing and reproduction	10	7	7	0
25.1	Advisory and assistance services	0	0	0	0
25.2	Other services from non-Federal sources	7,562	6,396	8,761	2,365
25.3	Other goods and services from Federal sources 1/	8,313	8,544	8,591	47
25.4	Operation and maintenance of facilities	3	0	0	0
25.5	Research and development contracts	0	0	0	0
25.7	Operation and maintenance of equipment	6,521	6,564	9,240	2,676
26.0	Supplies and materials	124	88	93	5
31.0	Equipment	78	18	18	0
41.0	Grants, subsidies, and contributions	0	0	0	0
42.0	Insurance claims and indemnities	0	0	0	0
	Total	54,520	53,956	59,846	5,890
	1/Other goods and services from Federal sources				
	Working Capital Fund	6,825	7,045	7,058	13
	DHS Services	199	219	219	0
	Services by DOL Agencies	1,289	1,280	1,314	34

⁴ FY 2018 and FY 2019 levels reflect post-sequestration amounts. FY 2020 levels reflect pre-sequestration amounts.

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT PART B

CHANGES IN FY 2020

(Dollars in Thousands)

Activity Changes

Built-In

To Provide For:

Costs of pay adjustments	\$0
Personnel benefits	0
Employee health benefits	0
Moving allowance	0
One day more of pay	112
Federal Employees' Compensation Act (FECA)	-7
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	13
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	-118
Supplies and materials	0
Equipment	0
Grants, subsidies, and contributions	0
Insurance claims and indemnities	0

Built-Ins Subtotal **\$0**

Net Program **\$5,890**

Direct FTE **0**

	Estimate	FTE
Base	\$53,956	228
Program Increase	\$5,890	0
Program Decrease	\$0	0

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

BUDGET ACTIVITY BY OBJECT CLASS⁵					
(Dollars in Thousands)					
		FY 2018 Enacted	FY 2019 Enacted	FY 2020 Request	Diff. FY20 Request / FY19 Enacted
11.1	Full-time permanent	22,298	23,072	23,148	76
11.3	Other than full-time permanent	0	0	0	0
11.5	Other personnel compensation	409	410	410	0
11.8	Special personal services payments	0	0	0	0
11.9	Total personnel compensation	22,707	23,482	23,558	76
12.1	Civilian personnel benefits	7,393	7,722	7,735	13
13.0	Benefits for former personnel	31	26	26	0
21.0	Travel and transportation of persons	209	366	423	57
22.0	Transportation of things	2	4	4	0
23.0	Rent, Communications, and Utilities	0	0	0	0
23.1	Rental payments to GSA	2,957	2,957	2,957	0
23.2	Rental payments to others	0	0	0	0
23.3	Communications, utilities, and miscellaneous charges	332	313	313	0
24.0	Printing and reproduction	15	17	17	0
25.1	Advisory and assistance services	0	0	0	0
25.2	Other services from non-Federal sources	15,120	16,566	20,979	4,413
25.3	Other goods and services from Federal sources 1/	14,171	14,765	14,790	25
25.4	Operation and maintenance of facilities	0	0	0	0
25.5	Research and development contracts	0	0	0	0
25.7	Operation and maintenance of equipment	8,601	5,793	8,044	2,251
26.0	Supplies and materials	115	100	137	37
31.0	Equipment	300	11	11	0
41.0	Grants, subsidies, and contributions	0	0	0	0
42.0	Insurance claims and indemnities	11	0	0	0
	Total	71,964	72,122	78,994	6,872
	1/Other goods and services from Federal sources				
	Working Capital Fund	13,175	13,766	13,791	25
	DHS Services	244	0	0	0
	Services by DOL Agencies	752	999	999	0

⁵ FY 2018 and FY 2019 levels reflect post-sequestration amounts. FY 2020 levels reflect pre-sequestration amounts.

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT PART E

CHANGES IN FY 2020

(Dollars in Thousands)

Activity Changes

Built-In

To Provide For:

Costs of pay adjustments	\$0
Personnel benefits	0
Employee health benefits	0
Moving allowance	0
One day more of pay	117
Federal Employees' Compensation Act (FECA)	-28
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	-1
Working Capital Fund	25
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	-110
Supplies and materials	-3
Equipment	0
Grants, subsidies, and contributions	0
Insurance claims and indemnities	0

Built-Ins Subtotal **\$0**

Net Program **\$6,872**

Direct FTE **0**

	Estimate	FTE
Base	\$72,122	223
Program Increase	\$6,872	0
Program Decrease	\$0	0