

117TH CONGRESS
2D SESSION

S. 4928

To amend the Energy Employees Occupational Illness Compensation Program Act of 2000 to expand the ways beryllium sensitivity can be established for purposes of compensation under that Act and to extend the authorization of the Advisory Board on Toxic Substances and Worker Health of the Department of Labor, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 22, 2022

Mrs. MURRAY introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To amend the Energy Employees Occupational Illness Compensation Program Act of 2000 to expand the ways beryllium sensitivity can be established for purposes of compensation under that Act and to extend the authorization of the Advisory Board on Toxic Substances and Worker Health of the Department of Labor, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Beryllium Testing
5 Fairness Act”.

1 **SEC. 2. AMENDMENTS TO THE ENERGY EMPLOYEES OCCU-**
2 **PATIONAL ILLNESS COMPENSATION PRO-**
3 **GRAM ACT OF 2000.**

4 (a) **MODIFICATION OF DEMONSTRATION OF BERYL-**
5 **LIUM SENSITIVITY.**—Section 3621(8)(A) of the Energy
6 Employees Occupational Illness Compensation Program
7 Act of 2000 (42 U.S.C. 7384l(8)(A)) is amended—

8 (1) by striking “established by an abnormal”
9 and inserting the following: “established by—

10 “(i) an abnormal”;

11 (2) by striking the period at the end and insert-
12 ing “; or”; and

13 (3) by adding at the end the following:

14 “(ii) three borderline beryllium lym-
15 phocyte proliferation tests performed on
16 blood cells.”.

17 (b) **EXTENSION OF ADVISORY BOARD ON TOXIC**
18 **SUBSTANCES AND WORKER HEALTH.**—Section 3687(j) of
19 the Energy Employees Occupational Illness Compensation
20 Program Act of 2000 (42 U.S.C. 7385s–16(j)) is amended
21 by striking “10 years” and inserting “15 years”.

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