

**AMENDMENT**  
**TO RULES COMMITTEE PRINT 116-19**  
**OFFERED BY MR. LUJÁN OF NEW MEXICO**

At the end of subtitle B of title III, insert the following:

1 **SEC. \_\_\_\_ . EXPANSION OF USE OF AFFIDAVITS IN DETER-**  
2 **MINATION OF CLAIMS; REGULATIONS.**

3 (a) **AFFIDAVITS.**—Section 6(b) of the Radiation Ex-  
4 posure Compensation Act (Public Law 101-426; 42  
5 U.S.C. 2210 note) is amended by adding at the end the  
6 following:

7 “(3) **AFFIDAVITS.**—

8 “(A) **EMPLOYMENT HISTORY.**—For pur-  
9 poses of this Act, the Attorney General shall ac-  
10 cept a written affidavit or declaration as evi-  
11 dence to substantiate the employment history of  
12 an individual as a miner, miller, core driller, or  
13 ore transporter if the affidavit—

14 “(i) is provided in addition to other  
15 material that may be used to substantiate  
16 the employment history of the individual;

17 “(ii) attests to the employment history  
18 of the individual;

1                   “(iii) is made subject to penalty for  
2                   perjury; and

3                   “(iv) is made by a person other than  
4                   the individual filing the claim.

5                   “(B) PHYSICAL PRESENCE IN AFFECTED  
6                   AREA.—For purposes of this Act, the Attorney  
7                   General shall accept a written affidavit or dec-  
8                   laration as evidence to substantiate an individ-  
9                   ual’s physical presence in an affected area dur-  
10                  ing a period described in section 4(a)(1)(A)(i)  
11                  or section 4(a)(2) if the affidavit—

12                  “(i) is provided in addition to other  
13                  material that may be used to substantiate  
14                  the individual’s presence in an affected  
15                  area during that time period;

16                  “(ii) attests to the individual’s pres-  
17                  ence in an affected area during that pe-  
18                  riod;

19                  “(iii) is made subject to penalty for  
20                  perjury; and

21                  “(iv) is made by a person other than  
22                  the individual filing the claim.

23                  “(C) PARTICIPATION AT TESTING SITE.—  
24                  For purposes of this Act, the Attorney General  
25                  shall accept a written affidavit or declaration as

1 evidence to substantiate an individual’s partici-  
2 pation onsite in a test involving the atmospheric  
3 detonation of a nuclear device if the affidavit—

4 “(i) is provided in addition to other  
5 material that may be used to substantiate  
6 the individual’s participation onsite in a  
7 test involving the atmospheric detonation  
8 of a nuclear device;

9 “(ii) attests to the individual’s partici-  
10 pation onsite in a test involving the atmos-  
11 pheric detonation of a nuclear device;

12 “(iii) is made subject to penalty for  
13 perjury; and

14 “(iv) is made by a person other than  
15 the individual filing the claim.”.

16 (b) TECHNICAL AND CONFORMING AMENDMENTS.—  
17 Section 6 of the Radiation Exposure Compensation Act  
18 (Public Law 101–426; 42 U.S.C. 2210 note) is amend-  
19 ed—

20 (1) in subsection (c)(2)—

21 (A) in subparagraph (A)—

22 (i) in the first sentence, by striking  
23 “subsection (a)(1), (a)(2)(A), or (a)(2)(B)  
24 of section 4” and inserting “subsection

1 (a)(1), (a)(2)(A), (a)(2)(B), (a)(2)(C), or  
2 (a)(2)(D) of section 4”; and

3 (ii) in clause (i), by striking “sub-  
4 section (a)(1), (a)(2)(A), or (a)(2)(B) of  
5 section 4” and inserting “subsection  
6 (a)(1), (a)(2)(A), (a)(2)(B), (a)(2)(C), or  
7 (a)(2)(D) of section 4”; and

8 (B) in subparagraph (B), by striking “sec-  
9 tion 4(a)(2)(C)” and inserting “section  
10 4(a)(2)(E)”; and

11 (2) in subsection (e), by striking “subsection  
12 (a)(1), (a)(2)(A), or (a)(2)(B) of section 4” and in-  
13 serting “subsection (a)(1), (a)(2)(A), (a)(2)(B),  
14 (a)(2)(C), or (a)(2)(D) of section 4”.

15 (c) REGULATIONS.—

16 (1) IN GENERAL.—Section 6(k) of the Radi-  
17 ation Exposure Compensation Act (Public Law 101–  
18 426; 42 U.S.C. 2210 note) is amended by adding at  
19 the end the following: “Not later than 180 days  
20 after the date of enactment of the Radiation Expo-  
21 sure Compensation Act Amendments of 2019, the  
22 Attorney General shall issue revised regulations to  
23 carry out this Act.”.

24 (2) CONSIDERATIONS IN REVISIONS.—In  
25 issuing revised regulations under section 6(k) of the

1 Radiation Exposure Compensation Act (Public Law  
2 101–426; 42 U.S.C. 2210 note), as amended under  
3 paragraph (1), the Attorney General shall ensure  
4 that procedures with respect to the submission and  
5 processing of claims under such Act take into ac-  
6 count and make allowances for the law, tradition,  
7 and customs of Indian tribes, including by accepting  
8 as a record of proof of physical presence for a claim-  
9 ant a grazing permit, a homesite lease, a record of  
10 being a holder of a post office box, a letter from an  
11 elected leader of an Indian tribe, or a record of any  
12 recognized tribal association or organization.

13 (d) FUNDING.—

14 (1) AUTHORIZATION.—There is authorized to  
15 be appropriated \$500,000 for fiscal year 2020 to  
16 carry out section 6(b)(3) of the Radiation Exposure  
17 Compensation Act (Public Law 101–426; 42 U.S.C.  
18 2210 note), as added by this section.

19 (2) OFFSET.—Notwithstanding the amounts set  
20 forth in the funding tables in division D, the amount  
21 authorized to be appropriated in section 301 for op-  
22 eration and maintenance, Defense-wide, as specified  
23 in the corresponding funding table in section 4103,  
24 is hereby reduced by \$500,000.

