

**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 3053  
OFFERED BY MR. BEN RAY LUJÁN OF NEW  
MEXICO**

At the end of the bill, add the following:

1 **TITLE VII—RADIATION EXPO-**  
2 **SURE COMPENSATION ACT**  
3 **AMENDMENTS**

4 **SECTION 701. SHORT TITLE.**

5 This title may be cited as the “Radiation Exposure  
6 Compensation Act Amendments of 2018”.

7 **SEC. 702. REFERENCES.**

8 Except as otherwise specifically provided, whenever in  
9 this title an amendment or repeal is expressed in terms  
10 of an amendment to or repeal of a section or other provi-  
11 sion of law, the reference shall be considered to be made  
12 to a section or other provision of the Radiation Exposure  
13 Compensation Act (Public Law 101–426; 42 U.S.C. 2210  
14 note).

15 **SEC. 703. EXTENSION OF FUND.**

16 Section 3(d) is amended—

17 (1) by striking the first sentence and inserting  
18 “The Fund shall terminate 19 years after the date

1 of the enactment of the Radiation Exposure Com-  
2 pensation Act Amendments of 2018.”; and

3 (2) by striking “22-year” and inserting “19-  
4 year”.

5 **SEC. 704. CLAIMS RELATING TO ATMOSPHERIC TESTING.**

6 (a) **LEUKEMIA CLAIMS RELATING TO TRINITY TEST**  
7 **IN NEW MEXICO AND TESTS IN THE PACIFIC.**—Section  
8 4(a)(1)(A) is amended—

9 (1) in clause (i)—

10 (A) in subclause (II)—

11 (i) by striking “in the affected area”  
12 and inserting “in an affected area”; and

13 (ii) by striking “or” after the semi-  
14 colon;

15 (B) by redesignating subclause (III) as  
16 subclause (V); and

17 (C) by inserting after subclause (II) the  
18 following:

19 “(III) was physically present in an af-  
20 fected area for the period beginning on  
21 June 30, 1945, and ending on July 31,  
22 1945; or

23 “(IV) was physically present in an af-  
24 fected area—

1                   “(aa) for a period of at least 1  
2                   year during the period beginning on  
3                   June 30, 1946, and ending on August  
4                   19, 1958; or

5                   “(bb) for the period beginning on  
6                   April 25, 1962, and ending on No-  
7                   vember 5, 1962; or”; and

8                   (2) in clause (ii)(I), by striking “physical pres-  
9                   ence described in subclause (I) or (II) of clause (i)  
10                  or onsite participation described in clause (i)(III)”  
11                  and inserting “physical presence described in sub-  
12                  clause (I), (II), (III), or (IV) of clause (i) or onsite  
13                  participation described in clause (i)(V)”.

14                  (b) AMOUNTS FOR CLAIMS RELATED TO LEU-  
15                  KEMIA.—Section 4(a)(1) is amended—

16                  (1) in subparagraph (A) by striking “an  
17                  amount” and inserting “the amount”; and

18                  (2) by striking subparagraph (B) and inserting  
19                  the following:

20                  “(B) AMOUNT.—If the conditions de-  
21                  scribed in subparagraph (C) are met, an indi-  
22                  vidual who is described in subparagraph (A)(i)  
23                  shall receive \$150,000.”.

1           (c) SPECIFIED DISEASES CLAIMS RELATING TO  
2 TRINITY TEST IN NEW MEXICO AND TESTS IN THE PA-  
3 CIFIC.—Section 4(a)(2) is amended—

4           (1) in subparagraph (A), by striking “in the af-  
5 fected area” and inserting “in an affected area”;

6           (2) in subparagraph (B)—

7                 (A) by striking “in the affected area” and  
8 inserting “in an affected area”; and

9                 (B) by striking “or” at the end;

10           (3) by redesignating subparagraph (C) as sub-  
11 paragraph (E); and

12           (4) by inserting after subparagraph (B) the fol-  
13 lowing:

14                 “(C) was physically present in an affected  
15 area for the period beginning on June 30,  
16 1945, and ending on July 31, 1945;

17                 “(D) was physically present in an affected  
18 area—

19                         “(i) for a period of at least 2 years  
20 during the period beginning on June 30,  
21 1946, and ending on August 19, 1958; or

22                         “(ii) for the period beginning on April  
23 25, 1962, and ending on November 5,  
24 1962; or”.

1 (d) CLAIMS RELATED TO RADIATION EXPOSURE  
2 DURING CLEANUP OF ENEWETAK ATOLL.—Subpara-  
3 graph (E) of section 4(a)(2) (as redesignated by sub-  
4 section (c) of this section) is amended by striking “a test  
5 involving the atmospheric detonation of a nuclear device,”  
6 and inserting the following:

7 “(i) a test involving the atmospheric  
8 detonation of a nuclear device, or

9 “(ii) the cleanup of Enewetak Atoll  
10 during the period beginning on January 1,  
11 1977, and ending on December 31,  
12 1980.”

13 (e) AMOUNTS FOR CLAIMS RELATED TO SPECIFIED  
14 DISEASES.—Section 4(a)(2) is amended in the matter fol-  
15 lowing subparagraph (E) (as redesignated by subsection  
16 (c) of this section) by striking “\$50,000 (in the case of  
17 an individual described in subparagraph (A) or (B)) or  
18 \$75,000 (in the case of an individual described in subpara-  
19 graph (C)),” and inserting “\$150,000”.

20 (f) MEDICAL BENEFITS.—Section 4(a) is amended  
21 by adding at the end the following:

22 “(5) MEDICAL BENEFITS.—An individual re-  
23 ceiving a payment under this section shall be eligible  
24 to receive medical benefits in the same manner and  
25 to the same extent as an individual eligible to receive

1 medical benefits under section 3629 of the Energy  
2 Employees Occupational Illness Compensation Pro-  
3 gram Act of 2000 (42 U.S.C. 7384t).”.

4 (g) DOWNWIND STATES.—Section 4(b)(1) is amend-  
5 ed to read as follows:

6 “(1) ‘affected area’ means—

7 “(A) except as provided under subpara-  
8 graphs (B) and (C), Arizona, Colorado, Idaho,  
9 Montana, Nevada, New Mexico, and Utah;

10 “(B) with respect to a claim by an indi-  
11 vidual under subsection (a)(1)(A)(i)(III) or  
12 (a)(2)(C), only New Mexico; and

13 “(C) with respect to a claim by an indi-  
14 vidual under subsection (a)(1)(A)(i)(IV) or  
15 (a)(2)(D), only Guam.”.

16 **SEC. 705. CLAIMS RELATING TO URANIUM MINING.**

17 (a) EMPLOYEES OF MINES AND MILLS.—Section  
18 5(a)(1)(A)(i) is amended—

19 (1) by inserting “(I)” after “(i)”;

20 (2) by striking “December 31, 1971; and” and  
21 inserting “December 31, 1990; or”; and

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

23 “(II) was employed as a core driller in  
24 a State referred to in subclause (I) during

1           the period described in such subclause;  
2           and”.

3           (b) MINERS.—Section 5(a)(1)(A)(ii)(I) is amended  
4 by inserting “or renal cancer or any other chronic renal  
5 disease, including nephritis and kidney tubal tissue in-  
6 jury” after “nonmalignant respiratory disease”.

7           (c) MILLERS, CORE DRILLERS, AND ORE TRANS-  
8 PORTERS.—Section 5(a)(1)(A)(ii)(II) is amended—

9           (1) by inserting “, core driller,” after “was a  
10 miller”;

11           (2) by inserting “(I)” after “clause (i)”; and

12           (3) by striking all that follows “nonmalignant  
13 respiratory disease” and inserting “or renal cancer  
14 or any other chronic renal disease, including nephri-  
15 tis and kidney tubal tissue injury; or”.

16           (d) COMBINED WORK HISTORIES.—Section  
17 5(a)(1)(A)(ii) is further amended—

18           (1) by striking “or” at the end of subclause (I);

19           and

20           (2) by adding at the end the following:

21                   “(III)(aa) does not meet the condi-  
22 tions of subclause (I) or (II);

23                   “(bb) worked, during the period de-  
24 scribed in clause (i)(I), in two or more of

1 the following positions: miner, miller, core  
2 driller, and ore transporter;

3 “(cc) meets the requirements of para-  
4 graph (4) or (5), or both; and

5 “(dd) submits written medical docu-  
6 mentation that the individual developed  
7 lung cancer or a nonmalignant respiratory  
8 disease or renal cancer or any other chron-  
9 ic renal disease, including nephritis and  
10 kidney tubal tissue injury after exposure to  
11 radiation through work in one or more of  
12 the positions referred to in item (bb);”.

13 (e) DATES OF OPERATION OF URANIUM MINE.—Sec-  
14 tion 5(a)(2)(A) is amended by striking “December 31,  
15 1971” and inserting “December 31, 1990”.

16 (f) SPECIAL RULES RELATING TO COMBINED WORK  
17 HISTORIES.—Section 5(a) is amended by adding at the  
18 end the following:

19 “(4) SPECIAL RULE RELATING TO COMBINED  
20 WORK HISTORIES FOR INDIVIDUALS WITH AT LEAST  
21 ONE YEAR OF EXPERIENCE.—An individual meets  
22 the requirements of this paragraph if the individual  
23 worked in one or more of the positions referred to  
24 in paragraph (1)(A)(ii)(III)(bb) for a period of at



1 least one year during the period described in para-  
2 graph (1)(A)(i)(I).

3 “(5) SPECIAL RULE RELATING TO COMBINED  
4 WORK HISTORIES FOR MINERS.—An individual  
5 meets the requirements of this paragraph if the indi-  
6 vidual, during the period described in paragraph  
7 (1)(A)(i)(I), worked as a miner and was exposed to  
8 such number of working level months of radiation  
9 that the Attorney General determines, when com-  
10 bined with the exposure of such individual to radi-  
11 ation through work as a miller, core driller, or ore  
12 transporter during the period described in paragraph  
13 (1)(A)(i)(I), results in such individual being exposed  
14 to a total level of radiation that is greater or equal  
15 to the level of exposure of an individual described in  
16 paragraph (4).”.

17 (g) DEFINITION OF CORE DRILLER.—Section 5(b) is  
18 amended—

19 (1) by striking “and” at the end of paragraph  
20 (7);

21 (2) by striking the period at the end of para-  
22 graph (8) and inserting “; and”; and

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

24 “(9) the term ‘core driller’ means any indi-  
25 vidual employed to engage in the act or process of

1 obtaining cylindrical rock samples of uranium or va-  
2 nadium by means of a borehole drilling machine for  
3 the purpose of mining uranium or vanadium.”.

4 **SEC. 706. EXPANSION OF USE OF AFFIDAVITS IN DETER-**  
5 **MINATION OF CLAIMS; REGULATIONS.**

6 (a) AFFIDAVITS.—Section 6(b) is amended by adding  
7 at the end the following:

8 “(3) AFFIDAVITS.—

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

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

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

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

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

24 “(B) PHYSICAL PRESENCE IN AFFECTED  
25 AREA.—For purposes of this Act, the Attorney

1           General shall accept a written affidavit or dec-  
2           laration as evidence to substantiate an individ-  
3           ual’s physical presence in an affected area dur-  
4           ing a period described in section 4(a)(1)(A)(i)  
5           or section 4(a)(2) if the affidavit—

6                   “(i) is provided in addition to other  
7                   material that may be used to substantiate  
8                   the individual’s presence in an affected  
9                   area during that time period;

10                   “(ii) attests to the individual’s pres-  
11                   ence in an affected area during that pe-  
12                   riod;

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

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

17                   “(C) PARTICIPATION AT TESTING SITE.—

18           For purposes of this Act, the Attorney General  
19           shall accept a written affidavit or declaration as  
20           evidence to substantiate an individual’s partici-  
21           pation onsite in a test involving the atmospheric  
22           detonation of a nuclear device if the affidavit—

23                   “(i) is provided in addition to other  
24                   material that may be used to substantiate  
25                   the individual’s participation onsite in a

1 test involving the atmospheric detonation  
2 of a nuclear device;

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

6 “(iii) is made subject to penalty for  
7 perjury; and

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

10 “(D) PARTICIPATION IN CLEANUP.—For  
11 purposes of this Act, the Attorney General shall  
12 accept a written affidavit or declaration as evi-  
13 dence to substantiate an individual’s partici-  
14 pation onsite in the cleanup of Enewetak Atoll  
15 during the period beginning on January 1,  
16 1977, and ending on December 31, 1980, if the  
17 affidavit—

18 “(i) is provided in addition to other  
19 material that may be used to substantiate  
20 the individual’s participation onsite in the  
21 cleanup of Enewetak Atoll during such pe-  
22 riod;

23 “(ii) attests to the individual’s partici-  
24 pation onsite in the cleanup of Enewetak  
25 Atoll during such period;

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) GUIDELINES FOR ONSITE PARTICIPATION IN  
6 CLEANUP OF ENEWETAK ATOLL.—Subparagraph (C) of  
7 section 6(b)(2) is amended by striking “under section  
8 4(a)(2)(C)” and inserting “, or in the cleanup of  
9 Enewetak Atoll, under section 4(a)(2)(E)”.

10          (c) TECHNICAL AND CONFORMING AMENDMENTS.—  
11 Section 6 is amended—

12                   (1) in subsection (c)(2)—

13                           (A) in subparagraph (A)—

14                                   (i) in the first sentence, by striking  
15                                   “subsection (a)(1), (a)(2)(A), or (a)(2)(B)  
16                                   of section 4” and inserting “subsection  
17                                   (a)(1), (a)(2)(A), (a)(2)(B), (a)(2)(C), or  
18                                   (a)(2)(D) of section 4”; and

19                                   (ii) in clause (i), by striking “sub-  
20                                   section (a)(1), (a)(2)(A), or (a)(2)(B) of  
21                                   section 4” and inserting “subsection  
22                                   (a)(1), (a)(2)(A), (a)(2)(B), (a)(2)(C), or  
23                                   (a)(2)(D) of section 4”; and

1 (B) in subparagraph (B), by striking “sec-  
2 tion 4(a)(2)(C)” and inserting “section  
3 4(a)(2)(E)”;

4 (C) by adding “or in the cleanup of  
5 Enewetak Atoll” after “detonation of a nuclear  
6 device”; and

7 (2) in subsection (e)—

8 (A) by striking “subsection (a)(1),  
9 (a)(2)(A), or (a)(2)(B) of section 4” and insert-  
10 ing “subsection (a)(1), (a)(2)(A), (a)(2)(B),  
11 (a)(2)(C), or (a)(2)(D) of section 4”; and

12 (B) by inserting “or in the cleanup of  
13 Enewetak Atoll” after “detonation of a nuclear  
14 device”.

15 (d) REGULATIONS.—Section 6(k) is amended by add-  
16 ing at the end the following: “Not later than 180 days  
17 after the date of enactment of the Radiation Exposure  
18 Compensation Act Amendments of 2018, the Attorney  
19 General shall issue revised regulations to carry out this  
20 Act.”.

21 **SEC. 707. LIMITATION ON CLAIMS.**

22 (a) EXTENSION OF FILING TIME.—Section 8(a) is  
23 amended—

24 (1) by striking “22 years” and inserting “19  
25 years”; and

1 (2) by striking “2000” and inserting “2017”.

2 (b) RESUBMITTAL OF CLAIMS.—Section 8(b) is  
3 amended to read as follows:

4 “(b) RESUBMITTAL OF CLAIMS.—

5 “(1) DENIED CLAIMS.—After the date of enact-  
6 ment of the Radiation Exposure Compensation Act  
7 Amendments of 2018, any claimant who has been  
8 denied compensation under this Act may resubmit a  
9 claim for consideration by the Attorney General in  
10 accordance with this Act not more than three times.  
11 Any resubmittal made before the date of the enact-  
12 ment of the Radiation Exposure Compensation Act  
13 Amendments of 2018 shall not be applied to the lim-  
14 itation under the preceding sentence.

15 “(2) PREVIOUSLY SUCCESSFUL CLAIMS.—

16 “(A) IN GENERAL.—After the date of en-  
17 actment of the Radiation Exposure Compensa-  
18 tion Act Amendments of 2018, any claimant  
19 who received compensation under this Act may  
20 submit a request to the Attorney General for  
21 additional compensation and benefits. Such re-  
22 quest shall contain—

23 “(i) the claimant’s name, social secu-  
24 rity number, and date of birth;

1           “(ii) the amount of award received  
2           under this Act before the date of enact-  
3           ment of the Radiation Exposure Com-  
4           pensation Act Amendments of 2018;

5           “(iii) any additional benefits and com-  
6           pensation sought through such request;  
7           and

8           “(iv) any additional information re-  
9           quired by the Attorney General.

10          “(B) ADDITIONAL COMPENSATION.—If the  
11          claimant received compensation under this Act  
12          before the date of enactment of the Radiation  
13          Exposure Compensation Act Amendments of  
14          2018 and submits a request under subpara-  
15          graph (A), the Attorney General shall—

16                 “(i) pay the claimant the amount that  
17                 is equal to any excess of—

18                         “(I) the amount the claimant is  
19                         eligible to receive under this Act (as  
20                         amended by the Radiation Exposure  
21                         Compensation Act Amendments of  
22                         2018); minus

23                         “(II) the aggregate amount paid  
24                         to the claimant under this Act before  
25                         the date of enactment of the Radi-



1                   ation Exposure Compensation Act  
2                   Amendments of 2018; and  
3                   “(ii) in any case in which the claimant  
4                   was compensated under section 4, provide  
5                   the claimant with medical benefits under  
6                   section 4(a)(5).”.

7 **SEC. 708. ATTORNEYS FEES.**

8           Section 9(b)(1) is amended by striking “2 percent”  
9 and inserting “10 percent”.

10 **SEC. 709. GRANT PROGRAM ON EPIDEMIOLOGICAL IM-**  
11 **FACTS OF URANIUM MINING AND MILLING.**

12           (a) DEFINITIONS.—In this section—

13                   (1) the term “institution of higher education”  
14                   has the meaning given under section 101 of the  
15                   Higher Education Act of 1965 (20 U.S.C. 1001);

16                   (2) the term “program” means the grant pro-  
17                   gram established under subsection (b); and

18                   (3) the term “Secretary” means the Secretary  
19                   of Health and Human Services.

20           (b) ESTABLISHMENT.—The Secretary shall establish  
21 a grant program relating to the epidemiological impacts  
22 of uranium mining and milling. Grants awarded under the  
23 program shall be used for the study of the epidemiological  
24 impacts of uranium mining and milling among non-occu-

1 pationally exposed individuals, including family members  
2 of uranium miners and millers.

3 (c) ADMINISTRATION.—The Secretary shall admin-  
4 ister the program through the National Institute of Envi-  
5 ronmental Health Sciences.

6 (d) ELIGIBILITY AND APPLICATION.—Any institution  
7 of higher education or nonprofit private entity shall be eli-  
8 gible to apply for a grant. To apply for a grant an eligible  
9 institution or entity shall submit to the Secretary an appli-  
10 cation at such time, in such manner, and containing or  
11 accompanied by such information as the Secretary may  
12 reasonably require.

13 (e) AUTHORIZATION OF APPROPRIATIONS.—There  
14 are authorized to be appropriated to carry out this section  
15 \$3,000,000 for each of fiscal years 2017 through 2021.

16 **SEC. 710. ENERGY EMPLOYEES OCCUPATIONAL ILLNESS**  
17 **COMPENSATION PROGRAM.**

18 (a) COVERED EMPLOYEES WITH CANCER.—Section  
19 3621(9) of the Energy Employees Occupational Illness  
20 Compensation Program Act of 2000 (42 U.S.C. 7384l(9))  
21 is amended by striking subparagraph (A) and inserting  
22 the following:

23 “(A) An individual with a specified cancer  
24 who is a member of the Special Exposure Co-  
25 hort, if and only if—

1           “(i) that individual contracted that  
2           specified cancer after beginning employ-  
3           ment at a Department of Energy facility  
4           (in the case of a Department of Energy  
5           employee or Department of Energy con-  
6           tractor employee) or at an atomic weapons  
7           employer facility (in the case of an atomic  
8           weapons employee); or

9           “(ii) that individual—

10           “(I) contracted that specified  
11           cancer after beginning employment in  
12           a uranium mine or uranium mill de-  
13           scribed under section 5(a)(1)(A)(i) of  
14           the Radiation Exposure Compensation  
15           Act (42 U.S.C. 2210 note) (including  
16           any individual who was employed in  
17           core drilling or the transport of ura-  
18           nium ore or vanadium-uranium ore  
19           from such mine or mill) located in  
20           Colorado, New Mexico, Arizona, Wyo-  
21           ming, South Dakota, Washington,  
22           Utah, Idaho, North Dakota, Oregon,  
23           Texas, or any State the Attorney Gen-  
24           eral makes a determination under sec-  
25           tion 5(a)(2) of that Act for inclusion

1 of eligibility under section 5(a)(1) of  
2 that Act; and

3 “(II) was employed in a uranium  
4 mine or uranium mill described under  
5 subclause (I) (including any individual  
6 who was employed in core drilling or  
7 the transport of uranium ore or vana-  
8 dium-uranium ore from such mine or  
9 mill) at any time during the period  
10 beginning on January 1, 1942, and  
11 ending on December 31, 1990.”.

12 (b) MEMBERS OF SPECIAL EXPOSURE COHORT.—  
13 Section 3626 of the Energy Employees Occupational Ill-  
14 ness Compensation Program Act of 2000 (42 U.S.C.  
15 7384q) is amended—

16 (1) in subsection (a), by striking paragraph (1)  
17 and inserting the following:

18 “(1) The Advisory Board on Radiation and  
19 Worker Health under section 3624 shall advise the  
20 President whether there is a class of employees—

21 “(A) at any Department of Energy facility  
22 who likely were exposed to radiation at that fa-  
23 cility but for whom it is not feasible to estimate  
24 with sufficient accuracy the radiation dose they  
25 received; or

1           “(B) employed in a uranium mine or ura-  
2           nium mill described under section 5(a)(1)(A)(i)  
3           of the Radiation Exposure Compensation Act  
4           (42 U.S.C. 2210 note) (including any individual  
5           who was employed in core drilling or the trans-  
6           port of uranium ore or vanadium-uranium ore  
7           from such mine or mill) located in Colorado,  
8           New Mexico, Arizona, Wyoming, South Dakota,  
9           Washington, Utah, Idaho, North Dakota, Or-  
10          regon, Texas, and any State the Attorney Gen-  
11          eral makes a determination under section  
12          5(a)(2) of that Act for inclusion of eligibility  
13          under section 5(a)(1) of that Act, at any time  
14          during the period beginning on January 1,  
15          1942, and ending on December 31, 1990, who  
16          likely were exposed to radiation at that mine or  
17          mill but for whom it is not feasible to estimate  
18          with sufficient accuracy the radiation dose they  
19          received.”; and

20          (2) by striking subsection (b) and inserting the  
21          following:

22          “(b) DESIGNATION OF ADDITIONAL MEMBERS.—

23                 “(1) Subject to the provisions of section  
24                 3621(14)(C), the members of a class of employees at  
25                 a Department of Energy facility, or at an atomic

1 weapons employer facility, may be treated as mem-  
2 bers of the Special Exposure Cohort for purposes of  
3 the compensation program if the President, upon  
4 recommendation of the Advisory Board on Radiation  
5 and Worker Health, determines that—

6 “(A) it is not feasible to estimate with suf-  
7 ficient accuracy the radiation dose that the  
8 class received; and

9 “(B) there is a reasonable likelihood that  
10 such radiation dose may have endangered the  
11 health of members of the class.

12 “(2) Subject to the provisions of section  
13 3621(14)(C), the members of a class of employees  
14 employed in a uranium mine or uranium mill de-  
15 scribed under section 5(a)(1)(A)(i) of the Radiation  
16 Exposure Compensation Act (42 U.S.C. 2210 note)  
17 (including any individual who was employed in core  
18 drilling or the transport of uranium ore or vana-  
19 dium-uranium ore from such mine or mill) located in  
20 Colorado, New Mexico, Arizona, Wyoming, South  
21 Dakota, Washington, Utah, Idaho, North Dakota,  
22 Oregon, Texas, and any State the Attorney General  
23 makes a determination under section 5(a)(2) of that  
24 Act for inclusion of eligibility under section 5(a)(1)  
25 of that Act, at any time during the period beginning

1 on January 1, 1942, and ending on December 31,  
2 1990, may be treated as members of the Special Ex-  
3 posure Cohort for purposes of the compensation pro-  
4 gram if the President, upon recommendation of the  
5 Advisory Board on Radiation and Worker Health,  
6 determines that—

7 “(A) it is not feasible to estimate with suf-  
8 ficient accuracy the radiation dose that the  
9 class received; and

10 “(B) there is a reasonable likelihood that  
11 such radiation dose may have endangered the  
12 health of members of the class.”.

