

114TH CONGRESS
1ST SESSION

H. R. 1786

To reauthorize the World Trade Center Health Program and the September 11th Victim Compensation Fund of 2001, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 14, 2015

Mrs. CAROLYN B. MALONEY of New York (for herself, Mr. NADLER, Mr. KING of New York, Mr. GIBSON, Mr. TONKO, Mr. HANNA, Mr. KATKO, Ms. SLAUGHTER, Mr. HIGGINS, Mr. FITZPATRICK, Mr. CONNOLLY, Mr. POCAN, Ms. LOFGREN, Mr. LANCE, Ms. CLARKE of New York, Mr. RANGEL, Mr. CROWLEY, Mr. SERRANO, Mr. ENGEL, Mrs. LOWEY, Mr. SEAN PATRICK MALONEY of New York, Mr. GRIJALVA, Mr. VARGAS, Mr. SMITH of New Jersey, Ms. STEFANIK, Mr. COLLINS of New York, Mr. LARSON of Connecticut, Mr. COURTNEY, Ms. DELAURO, Mr. HIMES, Ms. ESTY, Ms. NORTON, Ms. SCHAKOWSKY, Mr. MCGOVERN, Mr. MACARTHUR, Mr. PALLONE, Mr. SIRES, Mr. PASCRELL, Mrs. WATSON COLEMAN, Mr. ZELDIN, Mr. ISRAEL, Miss RICE of New York, Mr. MEEKS, Ms. MENG, Ms. VELÁZQUEZ, Mr. JEFFRIES, Mr. CÁRDENAS, Mr. LOBIONDO, Mr. LYNCH, Mr. REED, Mr. MURPHY of Florida, Mr. PAYNE, and Mrs. CAPPS) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committees on the Budget and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To reauthorize the World Trade Center Health Program and the September 11th Victim Compensation Fund of 2001, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “James Zadroga 9/11
3 Health and Compensation Reauthorization Act”.

4 **SEC. 2. REAUTHORIZING THE WORLD TRADE CENTER**
5 **HEALTH PROGRAM.**

6 (a) WORLD TRADE CENTER HEALTH PROGRAM
7 FUND.—Section 3351 of the Public Health Service Act
8 (42 U.S.C. 300mm–61) is amended—

9 (1) in subsection (a)—

10 (A) in paragraph (2)—

11 (i) in the matter preceding subpara-
12 graph (A), by striking “each of fiscal years
13 2012” and all that follows through
14 “2011)” and inserting “fiscal year 2015
15 and each subsequent fiscal year”; and

16 (ii) by striking subparagraph (A) and
17 inserting the following:

18 “(A) the Federal share, consisting of—

19 “(i) for fiscal year 2015,
20 \$431,000,000; and

21 “(ii) for each subsequent fiscal year,
22 the amount specified under this subpara-
23 graph for the previous fiscal year increased
24 by the percentage increase in the medical
25 care component of the consumer price
26 index for all urban consumers as estimated

1 by the Secretary for the 12-month period
 2 ending with March of the previous year;
 3 plus”; and

4 (B) by striking paragraph (4) and insert-
 5 ing the following:

6 “(4) AMOUNTS FROM PRIOR FISCAL YEARS.—
 7 Amounts that were deposited, or identified for de-
 8 posit, for any fiscal year preceding fiscal year 2015,
 9 under paragraph (2)(A)(ii)(I), as such paragraph
 10 was in effect on the day before the date of enact-
 11 ment of the James Zadroga 9/11 Health and Com-
 12 pensation Reauthorization Act, that were not ex-
 13 pended in carrying out this title for any such fiscal
 14 year, shall remain deposited, or be deposited, as the
 15 case may be, into the Fund.

16 “(5) AMOUNTS TO REMAIN AVAILABLE UNTIL
 17 EXPENDED.—Amounts deposited into the Fund
 18 under this subsection shall remain available until ex-
 19 pended.”;

20 (2) in subsection (b)(1), by striking “sections
 21 3302(a)” and all that follows through “3342” and
 22 inserting “sections 3301(e), 3301(f), 3302(a),
 23 3302(b), 3303, 3304, 3305(a)(1), 3305(a)(2),
 24 3305(c), 3341, and 3342”; and

25 (3) in subsection (c)—

1 (A) in paragraph (1)(C), by striking “con-
2 sumer price index for all urban consumers (all
3 items; United States city average)” and insert-
4 ing “medical care component of the consumer
5 price index for all urban consumers”;

6 (B) in paragraph (2)—

7 (i) in subparagraph (B), by striking
8 “and” at the end;

9 (ii) in subparagraph (C)—

10 (I) by striking “for each subse-
11 quent fiscal year” and inserting “for
12 each of fiscal years 2013 through
13 2014”; and

14 (II) by striking the period and
15 inserting a semicolon; and

16 (iii) by adding at the end the fol-
17 lowing:

18 “(D) for fiscal year 2015, \$200,000; and

19 “(E) for each subsequent fiscal year, the
20 amount specified under this paragraph for the
21 previous fiscal year increased by the percentage
22 increase in the consumer price index for all
23 urban consumers (all items; United States city
24 average) as estimated by the Secretary for the

1 12-month period ending with March of the pre-
2 vious year.”; and

3 (C) in paragraph (4)—

4 (i) in subparagraph (B), by striking
5 “and” at the end;

6 (ii) in subparagraph (C)—

7 (I) by striking “for each subse-
8 quent fiscal year” and inserting “for
9 each of fiscal years 2013 through
10 2016”; and

11 (II) by striking the period and
12 inserting a semicolon; and

13 (iii) by adding at the end the fol-
14 lowing:

15 “(D) for fiscal year 2017, \$15,000,000;

16 and

17 “(E) for each subsequent fiscal year, the
18 amount specified under this paragraph for the
19 previous fiscal year increased by the percentage
20 increase in the consumer price index for all
21 urban consumers (all items; United States city
22 average) as estimated by the Secretary for the
23 12-month period ending with March of the pre-
24 vious year.”.

1 (b) REGULATIONS.—Section 3301 of the Public
 2 Health Service Act (42 U.S.C. 300mm) is amended by
 3 adding at the end the following:

4 “(i) REGULATIONS.—The WTC Program Adminis-
 5 trator is authorized to promulgate such regulations as
 6 such Administrator determines necessary to administer
 7 this title.”.

8 (c) CLINICAL CENTERS OF EXCELLENCE AND DATA
 9 CENTERS.—Section 3305 of the Public Health Service Act
 10 (42 U.S.C. 300mm–4) is amended—

11 (1) in subsection (a)—

12 (A) in paragraph (1)(B), by inserting “and
 13 retention” after “outreach”; and

14 (B) in paragraph (2)(A)—

15 (i) in clause (i), by inserting before
 16 the semicolon “, including data on the
 17 evaluation of any new WTC-related health
 18 conditions identified under section
 19 3304(a)”; and

20 (ii) in clause (iii), by inserting “and
 21 retention” after “outreach”; and

22 (2) in subsection (b)(1)(B)(vi), by striking “sec-
 23 tion 3304(c)” and inserting “section 3304(d)”.

24 (d) WORLD TRADE CENTER RESPONDERS.—Section
 25 3311(a)(4)(B)(i)(II) of the Public Health Service Act (42

1 U.S.C. 300mm–21(a)(4)(B)(i)(II)) is amended by striking
 2 “through the end of fiscal year 2020”.

3 (e) WORLD TRADE CENTER SURVIVORS.—Section
 4 3321(a)(3)(B)(i)(II) of the Public Health Service Act (42
 5 U.S.C. 300mm–31(a)(3)(B)(i)(II)) is amended by striking
 6 “through the end of fiscal year 2020”.

7 (f) PAYMENT OF CLAIMS.—Section 3331(d)(1)(B) of
 8 the Public Health Service Act (42 U.S.C. 300mm–
 9 41(d)(1)(B)) is amended—

10 (1) by striking “in fiscal years 2012 through
 11 2015” and inserting “of each subsequent fiscal
 12 year”; and

13 (2) by striking “and with respect to calendar
 14 quarters in fiscal year 2016” and all that follows
 15 and inserting a period.

16 (g) WORLD TRADE CENTER HEALTH REGISTRY.—
 17 Section 3342 of the Public Health Service Act (42 U.S.C.
 18 300mm–52) is amended by striking “April 20, 2009” and
 19 inserting “January 1, 2015”.

20 **SEC. 3. REAUTHORIZING THE SEPTEMBER 11TH VICTIM**
 21 **COMPENSATION FUND OF 2001.**

22 (a) PURPOSE.—Section 403 of the Air Transpor-
 23 tation Safety and System Stabilization Act (49 U.S.C.
 24 40101 note) is amended—

1 (1) by inserting “full” before “compensation”;
2 and

3 (2) by inserting “, or the rescue and recovery
4 efforts during the immediate aftermath of such
5 crashes” before the period.

6 (b) TIMING REQUIREMENTS FOR FILING A CLAIM.—
7 Section 405 of the Air Transportation Safety and System
8 Stabilization Act (49 U.S.C. 40101 note) is amended—

9 (1) in subsection (a)(3)(B)—

10 (A) by striking “during the period” and in-
11 serting “during an indefinite period”;

12 (B) by striking “section 407(b)” and in-
13 serting “section 407(b)(1)”; and

14 (C) by striking “and ending on” and all
15 that follows and inserting a period; and

16 (2) in subsection (c)(3)—

17 (A) in subparagraph (A)(iii), by striking
18 “section 407(a)” and inserting “section
19 407(b)(1)”; and

20 (B) in subparagraph (C)(ii)(II), by striking
21 “section 407(b)” and inserting “section
22 407(b)(1)”.

23 (c) PAYMENTS TO ELIGIBLE INDIVIDUALS.—Section
24 406(d) of the Air Transportation Safety and System Sta-
25 bilization Act (49 U.S.C. 40101 note) is amended—

1 (1) in paragraph (1)—

2 (A) by striking “section 407(b)” and in-
3 serting “section 407(b)(1)”; and

4 (B) by striking “\$2,775,000,000” and in-
5 serting “such sums as may be necessary to
6 carry out this Act”; and

7 (2) in paragraph (2)—

8 (A) in subparagraph (A), in the matter
9 preceding clause (i), by striking “shall ratably
10 reduce the amount of compensation due claim-
11 ants under this title in a manner” and inserting
12 “may ratably reduce the amount of compensa-
13 tion due claimants under this title if nec-
14 essary”; and

15 (B) in subparagraph (B)—

16 (i) in the matter preceding clause (i),
17 by striking “on or after the first day” and
18 all that follows through “the difference be-
19 tween” and inserting “the Special Master,
20 when amounts are available, shall pay to
21 the claimant the amount that is equal to
22 the difference between”;

23 (ii) in clause (i)—

24 (I) by striking “during such pe-
25 riod”; and

1 (II) by striking “applicable to
2 such period” and inserting “applicable
3 to the 5-year period described in such
4 paragraph”; and
5 (iii) in clause (ii), by striking “during
6 such period”.

7 (d) REGULATIONS.—Section 407(b) of the Air Trans-
8 portation Safety and System Stabilization Act (49 U.S.C.
9 40101 note) is amended—

10 (1) by striking “Not later than” and inserting
11 the following:

12 “(1) JAMES ZADROGA 9/11 HEALTH AND COM-
13 PENSATION ACT OF 2010.—Not later than”;

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

15 “(2) JAMES ZADROGA 9/11 HEALTH AND COM-
16 PENSATION REAUTHORIZATION ACT.—Not later than
17 180 days after the date of enactment of the James
18 Zadroga 9/11 Health and Compensation Reauthor-
19 ization Act, the Special Master shall update the reg-
20 ulations promulgated under subsection (a) to the ex-
21 tent necessary to comply with the amendments made
22 by such Act.”.

1 **SEC. 4. AMENDMENT TO EXEMPT PROGRAMS.**

2 (a) IN GENERAL.—Section 255(g)(1)(B) of the Bal-
3 anced Budget and Emergency Deficit Control Act of 1985
4 (2 U.S.C. 905(g)(1)(B)) is amended by—

5 (1) inserting after the item relating to Retire-
6 ment Pay and Medical Benefits for Commissioned
7 Officers, Public Health Service the following:

8 “September 11th Victim Compensation
9 Fund (15–0340–0–1–754).”; and

10 (2) inserting after the item relating to the Vol-
11 untary Separation Incentive Fund the following:

12 “World Trade Center Health Program
13 Fund (75–0946–0–1–551).”.

14 (b) APPLICABILITY.—The amendments made by this
15 section shall apply to any sequestration order issued under
16 the Balanced Budget and Emergency Deficit Control Act
17 of 1985 (2 U.S.C. 900 et seq.) on or after the date of
18 enactment of this Act.

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