

AMENDMENT TO H.R. 2699
OFFERED BY MR. LUJÁN OF NEW MEXICO

Add at the end the following:

1 **SEC. 609. CLAIMS RELATING TO ATMOSPHERIC TESTING.**

2 (a) LEUKEMIA CLAIMS RELATING TO TRINITY TEST
3 IN NEW MEXICO AND TESTS IN THE PACIFIC.—Section
4 4(a)(1)(A) of the Radiation Exposure Compensation Act
5 (Public Law 101–426; 42 U.S.C. 2210 note) is amend-
6 ed—

7 (1) in clause (i)—

8 (A) in subclause (II)—

9 (i) by striking “in the affected area”
10 and inserting “in an affected area”; and

11 (ii) by striking “or” after the semi-
12 colon;

13 (B) by redesignating subclause (III) as
14 subclause (V); and

15 (C) by inserting after subclause (II) the
16 following:

17 “(III) was physically present in an af-
18 fected area for a period of at least 1 year
19 during the period beginning on June 30,
20 1945, and ending on July 31, 1962;

1 “(IV) was physically present in an af-
2 fected area—

3 “(aa) for a period of at least 1
4 year during the period beginning on
5 June 30, 1946, and ending on August
6 19, 1958; or

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

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

16 (b) AMOUNTS FOR CLAIMS RELATED TO LEU-
17 KEMIA.—Section 4(a)(1) of the Radiation Exposure Com-
18 pensation Act (Public Law 101–426; 42 U.S.C. 2210
19 note) is amended—

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

22 (2) by striking subparagraph (B) and inserting
23 the following:

24 “(B) AMOUNT.—If the conditions de-
25 scribed in subparagraph (C) are met, an indi-

1 vidual who is described in subparagraph (A)(i)
2 shall receive \$150,000.”.

3 (c) SPECIFIED DISEASES CLAIMS RELATING TO
4 TRINITY TEST IN NEW MEXICO AND TESTS IN THE PA-
5 CIFIC.—Section 4(a)(2) of the Radiation Exposure Com-
6 pensation Act (Public Law 101–426; 42 U.S.C. 2210
7 note) is amended—

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

10 (2) in subparagraph (B)—

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

13 (B) by striking “or” at the end;

14 (3) by redesignating subparagraph (C) as sub-
15 paragraph (E); and

16 (4) by inserting after subparagraph (B) the fol-
17 lowing:

18 “(C) was physically present in an affected
19 area for a period of at least 1 year during the
20 period beginning on June 30, 1945, and ending
21 on July 31, 1962;

22 “(D) was physically present in an affected
23 area—

1 “(i) for a period of at least 2 years
2 during the period beginning on June 30,
3 1946, and ending on August 19, 1958; or
4 “(ii) for the period beginning on April
5 25, 1962, and ending on November 5,
6 1962; or”.

7 (d) CLAIMS RELATED TO RADIATION EXPOSURE
8 DURING CLEANUP OF ENEWETAK ATOLL.—Subpara-
9 graph (E) of section 4(a)(2) of the Radiation Exposure
10 Compensation Act (Public Law 101–426; 42 U.S.C. 2210
11 note) (as redesignated by subsection (c) of this section)
12 is amended by striking “a test involving the atmospheric
13 detonation of a nuclear device,” and inserting the fol-
14 lowing:

15 “(i) a test involving the atmospheric
16 detonation of a nuclear device, or
17 “(ii) the cleanup of Enewetak Atoll
18 during the period beginning on January 1,
19 1977, and ending on December 31,
20 1980,”.

21 (e) AMOUNTS FOR CLAIMS RELATED TO SPECIFIED
22 DISEASES.—Section 4(a)(2) of the Radiation Exposure
23 Compensation Act (Public Law 101–426; 42 U.S.C. 2210
24 note) is amended in the matter following subparagraph
25 (E) (as redesignated by subsection (c) of this section) by

1 striking “\$50,000 (in the case of an individual described
2 in subparagraph (A) or (B)) or \$75,000 (in the case of
3 an individual described in subparagraph (C)),” and insert-
4 ing “\$150,000”.

5 (f) MEDICAL BENEFITS.—Section 4(a) of the Radi-
6 ation Exposure Compensation Act (Public Law 101–426;
7 42 U.S.C. 2210 note) is amended by adding at the end
8 the following:

9 “(5) MEDICAL BENEFITS.—An individual re-
10 ceiving a payment under this section shall be eligible
11 to receive medical benefits in the same manner and
12 to the same extent as an individual eligible to receive
13 medical benefits under section 3629 of the Energy
14 Employees Occupational Illness Compensation Pro-
15 gram Act of 2000 (42 U.S.C. 7384t).”.

16 (g) DOWNWIND STATES.—Section 4(b)(1) of the Ra-
17 diation Exposure Compensation Act (Public Law 101–
18 426; 42 U.S.C. 2210 note) is amended to read as follows:

19 “(1) ‘affected area’ means—

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

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

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

