



MEMORANDUM

January 6, 2011

To: Honorable Carolyn Maloney
Attention: Elizabeth Darnall

From: Scott Szymendera, Analyst in Disability Policy (7-0014)
Sarah A. Lister, Specialist in Public Health and Epidemiology (7-7320)
Domestic Social Policy Division

Subject: **Deadlines for Implementation of Titles I and II of P.L. 111-347, the James Zadroga 9/11 Health and Compensation Act of 2010**

This memorandum is in response to your request for all implementation deadlines provided in Titles I and II of P.L. 111-347, the James Zadroga 9/11 Health and Compensation Act of 2010, as enacted on January 2, 2011. Only initial and definite deadlines related to the implementation of the legislation, rather than ongoing or contingent deadlines such as those for annual reports or for action on submitted applications, are included in this memorandum. **Table 1**, at the conclusion of this memorandum, provides a summary of these implementation deadlines.

If you have any questions about the material in this memorandum or if you would like any additional information, please contact Scott Szymendera at x7-0014 or sszymendera@crs.loc.gov, or Sarah A. Lister at x7-7320 or slister@crs.loc.gov.

Title I – World Trade Center Health Program

Note: Section numbers refer to sections of the Public Health Service Act, as amended by Title I of P.L. 111-347.

Establishment and Provision of Benefits

Section 3301(a) establishes the World Trade Center Health Program (WTCHP) to provide medical monitoring and treatment benefits to eligible responders and initial health evaluation, monitoring, and treatment benefits to survivors beginning on *July 1, 2011*.

Section 3301(f) requires the WTCHP Administrator, not later than *6 months after the end of each fiscal year in which the WTC Program is in operation*, to submit an annual report to the Congress, with specified content, on the operations of Title I for such fiscal year and for the entire period of operation of the program. (The first report would be due on or about April 1, 2012.)

Enrollment and Eligibility of Program Participants

Currently Identified Responders

Section 3311(a)(3)(B)(i) requires the Program Administrator to enroll all currently identified responders in the WTCHP no later than *July 1, 2011*.

Section 3331(c)(3) prohibits the provision of benefits to individuals who are required to have health insurance coverage pursuant to section 5000A of Internal Revenue Code of 1986¹ and who do not have such coverage, beginning *July 2014*.

Currently Identified Survivors

Section 3321(a)(1)(C)(ii)(II)(aa) requires the Program Administrator to provide written documentation of screening eligibility to all currently identified survivors no later than *July 1, 2011*.

Section 3321(a)(2)(B)(ii)(II) requires the Program Administrator to provide certification of eligibility for monitoring and treatment to all currently identified survivors no later than *July 1, 2011*.

Review of Cancer as a Possible Addition to the List of WTC-Related Health Conditions

Section 3312(a)(5) requires the Program Administrator to conduct the first review of whether cancer or a certain type of cancer should be added to the list of WTC-related health conditions no later than *180 days after enactment* (on or about July 8, 2011).

Government Accountability Office Reports

Title I requires the Comptroller General of United States to issue the following reports to the House Committee on Energy and Commerce and the Senate Committee on Health, Education, Labor, and Pensions no later than *July 1, 2011*:

- A report on the feasibility of consolidating the Data Centers into a single data center [Section 3305(a)(5)];
- An analysis of whether the Clinical Centers of Excellence have financial systems that will allow for the timely submission of claims data [Section 3305(d)];
- A report on whether existing federal pharmaceutical purchasing programs can provide pharmaceutical benefits more efficiently and effectively than through the WTCHP [Section 3312(c)(1)(B)(iv)]; and
- A report on whether the Department of Veterans Affairs can providing monitoring and treatment services to survivors more efficiently and effectively than through the national network of providers [Section 3313(d)(2)].

¹ As established by the Patient Protection and Affordable Care Act (PPACA), P.L. 111-148.

Title II – September 11th Victim Compensation Fund of 2001

Note: Section numbers refer to the Air Transportation Safety and Stabilization Act, as amended by Title II of P.L. 111-347.

Update of Regulations

Section 407 is updated to add a requirement that the Special Master update federal regulations to the extent necessary to comply with Title II no later than *180 days after enactment* (on or about July 8, 2011).

Table I. Summary of Implementation Deadlines in P.L. 111-347, the James Zadroga 9/11 Health and Compensation Act of 2010

Activity	Deadline
Title I	
Establishment and provision of benefits	July 1, 2011
Enrollment of currently identified responders	July 1, 2011
Documentation of screening eligibility to currently identified survivors	July 1, 2011
Certification of eligibility for monitoring and treatment to currently identified survivors	July 1, 2011
GAO report on consolidating Data Centers	July 1, 2011
GAO analysis of financial systems of Clinical Centers of Excellence	July 1, 2011
GAO report on pharmaceutical purchasing	July 1, 2011
GAO report on use of Department of Veterans Affairs to provide services to survivors	July 1, 2011
Initial review of cancer as possible addition to list of WTC-related conditions	180 days after enactment ^a
First annual report on WTCHP operations under Title I	6 months after end of FY2011 ^b
Prohibition on benefits for individuals who do not have required health insurance	beginning July 2014
Title II	
Update of federal regulations by the Special Master	180 days after enactment ^a

Source: P.L. 111-347, the James Zadroga 9/11 Health and Compensation Act of 2010

Notes: P.L. 111-347 was enacted on January 2, 2011.

- a. On or about July 8, 2011.
- b. The first report would be due on or about April 1, 2012.