



National Institute for Occupational
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September 22, 2008

SEC tracking number: SEC00089

Ms. Rachel Leiton
Division of Energy Employees Occupational
Illness Compensation
U.S. Department of Labor
Room C-4511
200 Constitution Avenue, N.W.
Washington, D.C. 20210

Dear Ms. Leiton:

On behalf of the Secretary of the Department of Health and Human Services (HHS), and as required by 42 C.F.R. § 83.17(c), I am notifying you of the final effect of the HHS decision to designate a class of employees at Spencer Chemical Company/Jayhawk Works near Pittsburg, Kansas, as an addition to the Special Exposure Cohort (SEC) under the Energy Employees Occupational Illness Compensation Program Act of 2000. On August 15, 2008, as provided for under 42 U.S.C. § 7384q(b), the Secretary of HHS designated the following class of employees as an addition to the SEC:

All Atomic Weapons Employer (AWE) employees who worked at Spencer Chemical Company/Jayhawk Works near Pittsburg, Kansas, from January 1, 1956 through December 31, 1961 for a number of work days aggregating at least 250 work days occurring either solely under this employment or in combination with work days within the parameters established for one or more other classes of employees in the Special Exposure Cohort.

This designation became effective on September 14, 2008, as provided for under 42 U.S.C. § 7384/(14)(C). Hence, beginning on September 14, 2008, members of this class of employees, defined as reported in this notice, became members of the SEC.

Sincerely,

[Signature on File]

Larry J. Elliott
Director
Office of Compensation Analysis and Support
National Institute for Occupational Safety and Health