TITLE III—JAMES ZADROGA 9/11
HEALTH AND COMPENSATION
REAUTHORIZATION ACT

SEC. 301. SHORT TITLE.

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

SEC. 302. REAUTHORIZING THE WORLD TRADE CENTER
HEALTH PROGRAM.

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

(1) in subsection (a)—

(A) in paragraph (2)—

(i) in the matter preceding subpara-
graph (A), by striking “each of fiscal years
2012” and all that follows through
“2011)” and inserting “fiscal year 2016
and each subsequent fiscal year through
fiscal year 2090”; and

(ii) by striking subparagraph (A) and
inserting the following:
“(A) the Federal share, consisting of an
amount equal to—

“(i) for fiscal year 2016,
$330,000,000;
“(ii) for fiscal year 2017, $345,610,000;
“(iii) for fiscal year 2018, $380,000,000;
“(iv) for fiscal year 2019, $440,000,000;
“(v) for fiscal year 2020, $485,000,000;
“(vi) for fiscal year 2021, $501,000,000;
“(vii) for fiscal year 2022, $518,000,000;
“(viii) for fiscal year 2023, $535,000,000;
“(ix) for fiscal year 2024, $552,000,000;
“(x) for fiscal year 2025, $570,000,000; and
“(xi) for each subsequent fiscal year through fiscal year 2090, the amount specified under this subparagraph for the previous fiscal year increased by the percentage increase in the consumer price index for all urban consumers (all items; United States city average) as estimated by the
Secretary for the 12-month period ending
with March of the previous year; plus’’;
and
(B) by striking paragraph (4) and insert-
ing the following:

“(4) AMOUNTS FROM PRIOR FISCAL YEARS.—
Amounts that were deposited, or identified for de-
posit, into the Fund for any fiscal year under para-
graph (2), as such paragraph was in effect on the
day before the date of enactment of the James
Zadroga 9/11 Health and Compensation Reauthor-
ization Act, that were not expended in carrying out
this title for any such fiscal year, shall remain de-
posited, or be deposited, as the case may be, into the
Fund.

“(5) AMOUNTS TO REMAIN AVAILABLE UNTIL
EXPENDED.—Amounts deposited into the Fund
under this subsection, including amounts deposited
under paragraph (2) as in effect on the day before
the date of enactment of the James Zadroga 9/11
Health and Compensation Reauthorization Act, for a
fiscal year shall remain available, for the purposes
described in this title, until expended for such fiscal
year and any subsequent fiscal year through fiscal
year 2090.”;
(2) in subsection (b)(1), by striking “sections 3302(a)” and all that follows through “3342” and inserting “sections 3301(e), 3301(f), 3302(a), 3302(b), 3303, 3304, 3305(a)(1), 3305(a)(2), 3305(c), 3341, and 3342”; and

(3) in subsection (c)—

(A) in paragraph (1)—

(i) by striking subparagraph (B);

(ii) by redesignating subparagraph (C) as subparagraph (B); and

(iii) by amending subparagraph (A) to read as follows:

“(A) for fiscal year 2016, the amount determined for such fiscal year under subparagraph (C) as in effect on the day before the date of enactment of the James Zadroga 9/11 Health and Compensation Reauthorization Act; and”;

(B) in paragraph (2)—

(i) by amending subparagraph (A) to read as follows:

“(A) for fiscal year 2016, $200,000;”;

(ii) by striking subparagraph (B); and

(iii) by redesignating subparagraph (C) as subparagraph (B);
(C) in paragraph (3), by striking “section 3303” and all that follows and inserting “section 3303, for fiscal year 2016 and each subsequent fiscal year, $750,000.”;

(D) in paragraph (4), by striking subparagraphs (A) and (B) and inserting the following:

“(A) for fiscal year 2016, the amount determined for such fiscal year under subparagraph (C) as in effect on the day before the date of enactment of the James Zadroga 9/11 Health and Compensation Reauthorization Act;

“(B) for fiscal year 2017, $15,000,000; and”;

(E) in paragraph (5)—

(i) by striking subparagraph (B);

(ii) by redesignating subparagraph (C) as subparagraph (B); and

(iii) by amending subparagraph (A) to read as follows:

“(A) for fiscal year 2016, the amount determined for such fiscal year under subparagraph (C) as in effect on the day before the date of enactment of the James Zadroga 9/11 Health and Compensation Reauthorization Act; and”; and
(F) in paragraph (6)—

(i) by striking subparagraph (B);

(ii) by redesignating subparagraph (C) as subparagraph (B); and

(iii) by amending subparagraph (A) to read as follows:

“(A) for fiscal year 2016, the amount determined for such fiscal year under subparagraph (C) as in effect on the day before the date of enactment of the James Zadroga 9/11 Health and Compensation Reauthorization Act; and”.

(b) GAO STUDIES; REGULATIONS; TERMINATION.—

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

“(i) GAO STUDIES.—

“(1) REPORT.—Not later than 18 months after the date of the enactment of the James Zadroga 9/11 Health and Compensation Reauthorization Act, the Comptroller General of the United States shall submit to the Committee on Energy and Commerce of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate a report that assesses, with respect to the
WTC Program, the effectiveness of each of the follow-

“(A) The quality assurance program de-

veloped and implemented under subsection (e).

“(B) The procedures for providing certifi-
cations of coverage of conditions as WTC-re-
lated health conditions for enrolled WTC re-
ponders under section 3312(b)(2)(B)(iii) and
for screening-eligible WTC survivors and cer-
tified-eligible WTC survivors under such section
as applied under section 3322(a).

“(C) Any action under the WTC Program
to ensure appropriate payment (including the
avoidance of improper payments), including de-
termining the extent to which individuals en-
rolled in the WTC Program are eligible for
workers compensation or sources of health cov-
erce, ascertaining the liability of such comp-
pensation or sources of health coverage, and
making recommendations for ensuring effective
and efficient coordination of benefits for indi-
viduals enrolled in the WTC Program that does
not place an undue burden on such individuals.

“(2) Subsequent assessments.—Not later
than 6 years and 6 months after the date of enact-
ment of the James Zadroga 9/11 Health and Compensation Reauthorization Act, and every 5 years thereafter through fiscal year 2042, the Comptroller General of the United States shall—

“(A) consult the Committee on Energy and Commerce of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate on the objectives in assessing the WTC Program; and

“(B) prepare and submit to such Committees a report that assesses the WTC Program for the applicable reporting period, including the objectives described in subparagraph (A).

“(j) REGULATIONS.—The WTC Program Administrator is authorized to promulgate such regulations as the Administrator determines necessary to administer this title.

“(k) TERMINATION.—The WTC Program shall terminate on October 1, 2090.”.

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

(1) in subsection (a)—

(A) in paragraph (1)(B), by inserting “and retention” after “outreach”; and
(B) in paragraph (2)(A)(iii), by inserting “and retention” after “outreach”; and

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

(d) WORLD TRADE CENTER RESPONDERS.—Section 3311(a)(4)(B)(i)(II) of the Public Health Service Act (42 U.S.C. 300mm–21(a)(4)(B)(i)(II)) is amended by striking “through the end of fiscal year 2020”.

(e) ADDITIONS TO LIST OF HEALTH CONDITIONS FOR WTC RESPONDERS.—

(1) EXPANDING TIME FOR ACTIONS BY ADMINISTRATOR AND BY ADVISORY COMMITTEE.—Section 3312(a)(6) of the Public Health Service Act (42 U.S.C. 300mm–22(a)(6)) is amended—

(A) in subparagraph (B), in the matter preceding clause (i), by striking “60 days” and inserting “90 days”; and

(B) in subparagraph (C), by striking “60 days” each place such term appears and inserting “90 days”.

(2) PEER REVIEW FOR DECISIONS; ENHANCED ROLE OF ADVISORY COMMITTEE.—Section 3312(a)(6) of the Public Health Service Act (42 U.S.C. 300mm–22(a)(6)), as amended by paragraph
(1), is further amended by adding at the end the follow­

“(F) INDEPENDENT PEER REVIEWS.—

Prior to issuing a final rule to add a health condition to the list in paragraph (3), the WTC Program Administrator shall provide for an independent peer review of the scientific and technical evidence that would be the basis for issuing such final rule.

“(G) ADDITIONAL ADVISORY COMMITTEE RECOMMENDATIONS.—

“(i) PROGRAM POLICIES.—

“(I) EXISTING POLICIES.—Not later than 1 year after the date of enactment of the James Zadroga 9/11 Health and Compensation Reauthoriza­tion Act, the WTC Program Administrator shall request the Advisory Committee to review and evaluate the policies and procedures, in effect at the time of the review and evaluation, that are used to determine whether sufficient evidence exists to support adding a health condition to the list in paragraph (3).
“(II) Subsequent policies.—

Prior to establishing any substantive new policy or procedure used to make the determination described in subclause (I) or prior to making any substantive amendment to any policy or procedure described in such subclause, the WTC Program Administrator shall request the Advisory Committee to review and evaluate such substantive policy, procedure, or amendment.

“(ii) Identification of individuals conducting independent peer reviews.—Not later than 1 year after the date of enactment of the James Zadroga 9/11 Health and Compensation Reauthorization Act and not less than every 2 years thereafter, the WTC Program Administrator shall seek recommendations from the Advisory Committee regarding the identification of individuals to conduct the independent peer reviews under subparagraph (F).”
(f) **World Trade Center Survivors.**—Section 3321(a)(3)(B)(i)(II) of the Public Health Service Act (42 U.S.C. 300mm–31(a)(3)(B)(i)(II)) is amended by striking “through the end of fiscal year 2020”.

(g) **Payment of Claims.**—Section 3331(d)(1)(B) of the Public Health Service Act (42 U.S.C. 300mm–41(d)(1)(B)) is amended—

(1) by striking “the last calendar quarter” and all that follows through “2015” and inserting “each calendar quarter of fiscal year 2016 and of each subsequent fiscal year through fiscal year 2090,”;

and

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

(h) **World Trade Center Health Registry.**—Section 3342 of the Public Health Service Act (42 U.S.C. 300mm–52) is amended by striking “April 20, 2009” and inserting “January 1, 2015”.

December 16, 2015 (1:04 a.m.)