



DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service
Centers for Disease Control
and Prevention (CDC)

Memorandum

Date December 1, 2022

From Brianna M. Eiter, PhD, Co-Chair NIOSH IRB

Subject Non-Research Determination, "Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA), Special Exposure Cohort, Regulation 42 CFR Part 83"

To David S. Sundin
Project Officer, NIOSH/DCAS

NIOSH Human Subjects Contacts, including the Institutional Review Board Chair and Co-Chairs, are authorized to make regulatory determinations for NIOSH activities. I have reviewed the provided documentation for the subject activity and determined that it does not meet the definition of research as defined by the Federal Policy for the Protection of Human Subjects at 45 CFR 46.102 (l). Research is a systematic investigation, including research development, testing, and evaluation, designed to develop or contribute to generalizable knowledge. The purpose of the activity is to collect information from covered employees experiencing designated illnesses incurred as a result of their employment-based exposures to radiation, beryllium, or silica while in the performance of their duties and use this information to make individual determinations on compensation. As the purpose is to make individual determinations on compensation, this activity is not intended to be generalizable and is therefore determined non-research.

If you have any questions, please contact me at 412.386.4954 or BEiter@cdc.gov.

Cc NIOSH Human Research Protection Program