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(vii) Death certificate, provided that it is signed by a physician at the time of death.

(18) *Primary cancer of the ovary.*

(i) Pathology report of tissue biopsy or resection;

(ii) Autopsy report;

(iii) One of the following summary medical reports:

(A) Physician summary report;

(B) Hospital discharge summary report;

(C) Radiotherapy summary report;

(D) Medical oncology summary report;

(E) Operative report; or

(iv) Death certificate, provided that it is signed by a physician at the time of death.

§ 79.27 Indication of the presence of hepatitis B or cirrhosis.

(a)(1) If the claimant or eligible surviving beneficiary is claiming eligibility under this subpart for primary cancer of the liver, the claimant or eligible surviving beneficiary must submit, in addition to proof of the disease, all medical records listed below from any hospital, medical facility, or health care provider that were created within the period six months before and six months after the date of diagnosis of primary cancer of the liver:

(i) All history and physical examination reports;

(ii) All operative and consultation reports;

(iii) All pathology reports; and

(iv) All physician, hospital, and health care facility admission and discharge summaries.

(2) In the event that any of the records in paragraph (a)(1) of this section no longer exists, the claimant or eligible surviving beneficiary must submit a certified statement by the custodian(s) of those records to that effect.

(b) If the medical records listed in paragraph (a) of this section, or information possessed by the state cancer or tumor registries, indicates the presence of hepatitis B or cirrhosis, the Radiation Exposure Compensation Program will notify the claimant or eligible surviving beneficiary and afford that individual the opportunity to submit other written medical documenta-

tion or contemporaneous records in accordance with § 79.72(b) to establish that in fact there was no hepatitis B or cirrhosis.

(c) The Program may also require that the claimant or eligible surviving beneficiary provide additional medical records or other contemporaneous records, or an authorization to release such additional medical and contemporaneous records, as may be needed to make a determination regarding the indication of the presence of hepatitis B or cirrhosis.

Subpart D—Eligibility Criteria for Claims by Onsite Participants

SOURCE: Order No. 2604-2002, 67 FR 51423, Aug. 7, 2002, unless otherwise noted.

§ 79.30 Scope of subpart.

The regulations in this subpart describe the criteria for eligibility for compensation under section 4(a)(2)(C) of the Act, and the evidence that will be accepted as proof of the various criteria. Section 4(a)(2)(C) of the Act provides for a payment of \$75,000 to individuals who participated onsite in the atmospheric detonation of a nuclear device and later developed a specified compensable disease.

§ 79.31 Definitions.

(a) The definitions listed in § 79.11(b), (e), (f), (g), and (h), and in § 79.21, apply to this subpart.

(b) *Atmospheric detonation of a nuclear device* means only a test conducted by the United States prior to January 1, 1963, as listed in paragraph (d) of this section.

(c) *First exposure or initial exposure* means the date on which the claimant first participated onsite in an atmospheric nuclear test.

(d) *Period of atmospheric nuclear testing* means one of the periods listed in this paragraph that are associated with each test operation, plus an additional six-month period thereafter:

(1) For Operation Trinity, the period July 16, 1945, through August 6, 1945:

| Event name | Date | Location |
|---------------|----------|--------------------|
| Trinity | 07/16/45 | Trinity Test Site. |

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(2) For Operation Crossroads, the period June 28, 1946, through August 31, 1946, for all activities other than the decontamination of ships involved in Operation Crossroads; the period of atmospheric nuclear testing for the decontamination of ships involved in Operation Crossroads shall run from June 28, 1946, through November 30, 1946:

| Event name | Date | Location |
|-------------|----------|----------|
| Able | 07/01/46 | Bikini. |
| Baker | 07/25/46 | Bikini. |

(3) For Operation Sandstone, the period April 13, 1948, through May 20, 1948:

| Event name | Date | Location |
|-------------|----------|-----------|
| X-ray | 04/15/48 | Enewetak. |
| Yoke | 05/01/48 | Enewetak. |
| Zebra | 05/15/48 | Enewetak. |

(4) For Operation Ranger, the period January 27, 1951, through February 7, 1951:

| Event name | Date | Location |
|---------------|----------|---------------------------|
| Able | 01/27/51 | Nevada Test Site ("NTS"). |
| Baker | 01/28/51 | NTS. |
| Easy | 02/01/51 | NTS. |
| Baker-2 | 02/02/51 | NTS. |
| Fox | 02/06/51 | NTS. |

(5) For Operation Greenhouse, the period April 5, 1951, through June 20, 1951, for all activities other than service as a member of the garrison or maintenance forces on the atoll of Enewetak between June 21, 1951, and July 1, 1952; the period of atmospheric nuclear testing for service as a member of the garrison or maintenance forces on the atoll of Enewetak shall run from April 5, 1951, through July 1, 1952:

| Event name | Date | Location |
|--------------|----------|-----------|
| Dog | 04/08/51 | Enewetak. |
| Easy | 04/21/51 | Enewetak. |
| George | 05/09/51 | Enewetak. |
| Item | 05/25/51 | Enewetak. |

(6) For Operation Buster-Jangle, the period October 22, 1951, through December 20, 1951:

| Event name | Date | Location |
|---------------|----------|----------|
| Able | 10/22/51 | NTS. |
| Baker | 10/28/51 | NTS. |
| Charlie | 10/30/51 | NTS. |
| Dog | 11/01/51 | NTS. |
| Sugar | 11/19/51 | NTS. |

| Event name | Date | Location |
|-------------|----------|----------|
| Uncle | 11/29/51 | NTS. |

(7) For Operation Tumbler-Snapper, the period April 1, 1952, through June 20, 1952:

| Event name | Date | Location |
|---------------|----------|----------|
| Able | 04/01/52 | NTS. |
| Baker | 04/15/52 | NTS. |
| Charlie | 04/22/52 | NTS. |
| Dog | 05/01/52 | NTS. |
| Easy | 05/07/52 | NTS. |
| Fox | 05/25/52 | NTS. |
| George | 06/01/52 | NTS. |

(8) For Operation Ivy, the period October 29, 1952, through December 31, 1952:

| Event name | Date | Location |
|------------|----------|-----------|
| Mike | 11/01/52 | Enewetak. |
| King | 11/16/52 | Enewetak. |

(9) For Operation Upshot-Knothole, the period March 17, 1953, through June 20, 1953:

| Event name | Date | Location |
|--------------|----------|----------|
| Annie | 03/17/53 | NTS. |
| Nancy | 03/24/53 | NTS. |
| Ruth | 03/31/53 | NTS. |
| Dixie | 04/06/53 | NTS. |
| Ray | 04/11/53 | NTS. |
| Badger | 04/18/53 | NTS. |
| Simon | 04/25/53 | NTS. |
| Encore | 05/08/53 | NTS. |
| Harry | 05/19/53 | NTS. |
| Grable | 05/25/53 | NTS. |
| Climax | 06/04/53 | NTS. |

(10) For Operation Castle, the period February 27, 1954, through May 31, 1954:

| Event name | Date | Location |
|--------------|----------|-----------|
| Bravo | 03/01/54 | Bikini. |
| Romeo | 03/27/54 | Bikini. |
| Koon | 04/07/54 | Bikini. |
| Union | 04/26/54 | Bikini. |
| Yankee | 05/05/54 | Bikini. |
| Nectar | 05/14/54 | Enewetak. |

(11) For Operation Teapot, the period February 18, 1955, through June 10, 1955:

| Event name | Date | Location |
|---------------|----------|----------|
| Wasp | 02/18/55 | NTS. |
| Moth | 02/22/55 | NTS. |
| Tesla | 03/01/55 | NTS. |
| Turk | 03/07/55 | NTS. |
| Hornet | 03/12/55 | NTS. |
| Bee | 03/22/55 | NTS. |
| Ess | 03/23/55 | NTS. |
| Apple-1 | 03/29/55 | NTS. |

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| Event name | Date | Location |
|------------------|----------|----------|
| Wasp Prime | 03/29/55 | NTS. |
| Ha | 04/06/55 | NTS. |
| Post | 04/09/55 | NTS. |
| Met | 04/15/55 | NTS. |
| Apple-2 | 05/05/55 | NTS. |
| Zucchini | 05/15/55 | NTS. |

(12) For Operation Wigwam, the period May 14, 1955, through May 15, 1955:

| Event name | Date | Location |
|--------------|----------|----------|
| Wigwam | 05/14/55 | Pacific. |

(13) For Operation Redwing, the period May 2, 1956, through August 6, 1956, for all activities other than service as a member of the garrison or maintenance forces on the atoll of Enewetak from August 7, 1956, through August 7, 1957; the period of atmospheric nuclear testing for service as a member of the garrison or maintenance forces on the atoll of Enewetak shall run from May 2, 1956, through August 7, 1957:

| Event name | Date | Location |
|-----------------|----------|-----------|
| Lacrosse | 05/05/56 | Enewetak. |
| Cherokee | 05/21/56 | Bikini. |
| Zuni | 05/28/56 | Bikini. |
| Yuma | 05/28/56 | Enewetak. |
| Erie | 05/31/56 | Enewetak. |
| Seminole | 06/06/56 | Enewetak. |
| Flathead | 06/12/56 | Bikini. |
| Blackfoot | 06/12/56 | Enewetak. |
| Kickapoo | 06/14/56 | Enewetak. |
| Osage | 06/16/56 | Enewetak. |
| Inca | 06/22/56 | Enewetak. |
| Dakota | 06/26/56 | Bikini. |
| Mohawk | 07/03/56 | Enewetak. |
| Apache | 07/09/56 | Enewetak. |
| Navajo | 07/11/56 | Bikini. |
| Tewa | 07/21/56 | Bikini. |
| Huron | 07/22/56 | Enewetak. |

(14) For Operation Plumbbob, the period May 28, 1957, through October 22, 1957:

| Event name | Date | Location |
|----------------------|----------|----------|
| Boltzmann | 05/28/57 | NTS. |
| Franklin | 06/02/57 | NTS. |
| Lassen | 06/05/57 | NTS. |
| Wilson | 06/18/57 | NTS. |
| Priscilla | 06/24/57 | NTS. |
| Hood | 07/05/57 | NTS. |
| Diablo | 07/15/57 | NTS. |
| John | 07/19/57 | NTS. |
| Kepler | 07/24/57 | NTS. |
| Owens | 07/25/57 | NTS. |
| Stokes | 08/07/57 | NTS. |
| Shasta | 08/18/57 | NTS. |
| Doppler | 08/23/57 | NTS. |
| Franklin Prime | 08/30/57 | NTS. |
| Smoky | 08/31/57 | NTS. |
| Galileo | 09/02/57 | NTS. |

| Event name | Date | Location |
|------------------|----------|----------|
| Wheeler | 09/06/57 | NTS. |
| Laplace | 09/08/57 | NTS. |
| Fizeau | 09/14/57 | NTS. |
| Newton | 09/16/57 | NTS. |
| Whitney | 09/23/57 | NTS. |
| Charleston | 09/28/57 | NTS. |
| Morgan | 10/07/57 | NTS. |

(15) For Operation Hardtack I, the period April 26, 1958, through October 31, 1958, for all activities other than service as a member of the garrison or maintenance forces on the atoll of Enewetak from November 1, 1958, through April 30, 1959; the period of atmospheric nuclear testing for service as a member of the garrison of maintenance forces on the atoll of Enewetak shall run from April 26, 1958, through April 30, 1959:

| Event name | Date | Location |
|------------------|----------|---------------|
| Yucca | 04/28/58 | Pacific. |
| Cactus | 05/06/58 | Enewetak. |
| Fir | 05/12/58 | Bikini. |
| Butternut | 05/12/58 | Enewetak. |
| Koa | 05/13/58 | Enewetak. |
| Wahoo | 05/16/58 | Enewetak. |
| Holly | 05/21/58 | Enewetak. |
| Nutmeg | 05/22/58 | Bikini. |
| Yellowwood | 05/26/58 | Enewetak. |
| Magnolia | 05/27/58 | Enewetak. |
| Tobacco | 05/30/58 | Enewetak. |
| Sycamore | 05/31/58 | Bikini. |
| Rose | 06/03/58 | Enewetak. |
| Umbrella | 06/09/58 | Enewetak. |
| Maple | 06/11/58 | Bikini. |
| Aspen | 06/15/58 | Bikini. |
| Walnut | 06/15/58 | Enewetak. |
| Linden | 06/18/58 | Enewetak. |
| Redwood | 06/28/58 | Bikini. |
| Elder | 06/28/58 | Enewetak. |
| Oak | 06/29/58 | Enewetak. |
| Hickory | 06/29/58 | Bikini. |
| Sequoia | 07/02/58 | Enewetak. |
| Cedar | 07/03/58 | Bikini. |
| Dogwood | 07/06/58 | Enewetak. |
| Poplar | 07/12/58 | Bikini. |
| Scaevola | 07/14/58 | Enewetak. |
| Pisonia | 07/18/58 | Enewetak. |
| Juniper | 07/22/58 | Bikini. |
| Olive | 07/23/58 | Enewetak. |
| Pine | 07/27/58 | Enewetak. |
| Teak | 07/31/58 | Johnston Isl. |
| Quince | 08/06/58 | Enewetak. |
| Orange | 08/11/58 | Johnston Isl. |
| Fig | 08/18/58 | Enewetak. |

(16) For Operation Argus, the period August 25, 1958, through September 10, 1958:

| Event name | Date | Location |
|-----------------|----------|-----------------|
| Argus I | 08/27/58 | South Atlantic. |
| Argus II | 08/30/58 | South Atlantic. |
| Argus III | 09/06/58 | South Atlantic. |

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(17) For Operation Hardtack II, the period September 19, 1958, through October 31, 1958:

| Event name | Date | Location |
|------------------|----------|----------|
| Eddy | 09/19/58 | NTS. |
| Mora | 09/29/58 | NTS. |
| Quay | 10/10/58 | NTS. |
| Lea | 10/13/58 | NTS. |
| Hamilton | 10/15/58 | NTS. |
| Dona Ana | 10/16/58 | NTS. |
| Rio Arriba | 10/18/58 | NTS. |
| Socorro | 10/22/58 | NTS. |
| Wrangell | 10/22/58 | NTS. |
| Rushmore | 10/22/58 | NTS. |
| Sanford | 10/26/58 | NTS. |
| De Baca | 10/26/58 | NTS. |
| Humboldt | 10/29/58 | NTS. |
| Mazama | 10/29/58 | NTS. |
| Santa Fe | 10/30/58 | NTS. |

(18) For Operation Dominic I, the period April 23, 1962, through December 31, 1962:

| Event name | Date | Location |
|--------------------|----------|----------------|
| Adobe | 04/25/62 | Christmas Isl. |
| Aztec | 04/27/62 | Christmas Isl. |
| Arkansas | 05/02/62 | Christmas Isl. |
| Questa | 05/04/62 | Christmas Isl. |
| Frigate Bird | 05/06/62 | Pacific. |
| Yukon | 05/08/62 | Christmas Isl. |
| Mesilla | 05/09/62 | Christmas Isl. |
| Muskegon | 05/11/62 | Christmas Isl. |
| Swordfish | 05/11/62 | Pacific. |
| Encino | 05/12/62 | Christmas Isl. |
| Swanee | 05/14/62 | Christmas Isl. |
| Chetco | 05/19/62 | Christmas Isl. |
| Tanana | 05/25/62 | Christmas Isl. |
| Nambe | 05/27/62 | Christmas Isl. |
| Alma | 06/08/62 | Christmas Isl. |
| Truckee | 06/09/62 | Christmas Isl. |
| Yeso | 06/10/62 | Christmas Isl. |
| Harlem | 06/12/62 | Christmas Isl. |
| Rinconada | 06/15/62 | Christmas Isl. |
| Dulce | 06/17/62 | Christmas Isl. |
| Petit | 06/19/62 | Christmas Isl. |
| Otowi | 06/22/62 | Christmas Isl. |
| Bighorn | 06/27/62 | Christmas Isl. |
| Bluestone | 06/30/62 | Christmas Isl. |
| Starfish | 07/08/62 | Johnston Isl. |
| Sunset | 07/10/62 | Christmas Isl. |
| Pamlico | 07/11/62 | Christmas Isl. |
| Androscoggin | 10/02/62 | Johnston Isl. |
| Bumping | 10/06/62 | Johnston Isl. |
| Chama | 10/18/62 | Johnston Isl. |
| Checkmate | 10/19/62 | Johnston Isl. |
| Bluegill | 10/25/62 | Johnston Isl. |
| Calamity | 10/27/62 | Johnston Isl. |
| Housatonic | 10/30/62 | Johnston Isl. |
| Kingfish | 11/01/62 | Johnston Isl. |
| Tightrope | 11/03/62 | Johnston Isl. |

(19) For Operation Dominic II, the period July 7, 1962, through August 15, 1962:

| Event name | Date | Location |
|------------------------|----------|----------|
| Little Feller II | 07/07/62 | NTS. |
| Johnie Boy | 07/11/62 | NTS. |
| Small Boy | 07/14/62 | NTS. |

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| Event name | Date | Location |
|-----------------------|----------|----------|
| Little Feller I | 07/17/62 | NTS. |

(20) For Operation Plowshare, the period July 6, 1962, through July 7, 1962, covering Project Sedan.

§ 79.32 Criteria for eligibility.

To establish eligibility for compensation under this subpart, a claimant or eligible surviving beneficiary must establish each of the following:

- (a) That the claimant was present onsite at any time during a period of atmospheric nuclear testing;
- (b) That the claimant was a participant during that period in the atmospheric detonation of a nuclear device; and
- (c) That after such participation, the claimant contracted a specified compensable disease as set forth in § 79.22(b).

§ 79.33 Proof of participation onsite during a period of atmospheric nuclear testing.

(a) *Claimants associated with the Department of Defense (DoD) Components or DoD contractors.* (1) A claimant or eligible surviving beneficiary who alleges that the claimant was present onsite during a period of atmospheric nuclear testing as a member of the armed forces or an employee or contractor employee of the DoD, or any of its components or agencies, must submit the following information on the claim form:

- (i) The claimant's name;
 - (ii) The claimant's military service number;
 - (iii) The claimant's social security number;
 - (iv) The site at which the claimant participated in an atmospheric nuclear test;
 - (v) The name or number of the claimant's military organization or unit assignment at the time of his or her onsite participation;
 - (vi) The dates of the claimant's assignment onsite; and
 - (vii) As full and complete a description as possible of the claimant's official duties, responsibilities, and activities while participating onsite.
- (2) A claimant or eligible surviving beneficiary under this section need not