

# The National Vaccine Injury Compensation Program (VICP)

## Division of Injury Compensation Programs Update

Advisory Commission on Childhood Vaccines

March 3, 2016

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Department of Health and Human Services  
Health Resources and Services Administration



# ACCV Meeting Highlights

- Update from the Department of Justice Vaccine Litigation Office
- Presentation on Impact of Increased Claims Filed from the U.S. Court of Federal Claims, Office of the Special Master
- Review of Vaccine Information Statements
- Updates from ACCV Ex Officio Members – FDA, CDC, NIH, NVPO



# Number of Petitions Filed as of February 3, 2016

Average annual number of petitions filed during FY 2011-2015 = 546

Fiscal Year	Total
FY 2011	386
FY 2012	401
FY 2013	504
FY 2014	633
FY 2015	805
FY 2016	408



# Number of Adjudications as of February 3, 2016

Fiscal Year	Compensable	Dismissed	Total
FY 2011	266	1,371	1,637
FY 2012	263	2,439	2,702
FY 2013	367	628	995
FY 2014	371	166	537
FY 2015	512	79	591
FY 2016	146	2	148



# Adjudication Categories for Non-Autism Claims FY 2014 – FY 2016 as of February 8, 2016

Adjudication Category	FY 2014	FY 2015	FY 2016
<b>Compensable</b>	<b>371 (100%)</b>	<b>512 (100%)</b>	<b>146 (100%)</b>
❖ Concession	40 (11%)	90 (17%)	36 (25%)
❖ Court Decision (includes proffers)	35 (9%)	35 (7%)	18 (12%)
❖ Settlement	296 (80%)	387 (76%)	92 (63%)
<b>Not Compensable</b>	<b>122</b>	<b>65</b>	<b>2</b>
<b>Adjudication Total</b>	<b>493</b>	<b>577</b>	<b>148</b>



# Award Amounts Paid as of February 3, 2016

<u>Fiscal Year</u>	<u>Petitioners' Award</u>	<u>Attorneys' Fees &amp; Costs</u>
FY 2011	\$216,319,428	\$17,163,231
FY 2012	\$163,491,999	\$23,145,929
FY 2013	\$254,666,327	\$21,758,310
FY 2014	\$202,084,196	\$21,268,382
FY 2015	\$204,137,880	\$20,778,302
FY 2016	\$81,067,467	\$7,221,891



# Vaccine Injury Compensation Trust Fund

- Balance as of January 31, 2016
  - \$3,638,161,199.30
- Activity from October 1, 2015 to January 31, 2016
  - Excise Tax Revenue: \$91,542,000
  - Interest on Investments: \$18,434,234
  - Net Income: \$109,976,234
  - Interest as a Percentage of Net Income: 17%

Source: U.S. Treasury, Bureau of Public Debt (February 8, 2015)



# Significant Activities

- Status of Revisions to Vaccine Injury Table Notice of Proposed Rulemaking (NPRM)
  - Public hearing was held on January 14, 2016
  - Public comment period ended January 25, 2016
- Highlights of Recent Outreach Activities
  - Worked with HRSA's Office of Regional Operations to distribute information about VICP
  - Presented information about VICP to allied health students at Howard University in December 2015
  - Establishing new partners in FY 2016



# ACCV Information

- Information on ACCV meetings, presentations and minutes can be found at

<http://www.hrsa.gov/vaccinecompensation/commissionchildvaccines.html>



# Public Comment/Participation in Commission Meetings

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