



The National Vaccine Injury Compensation (VICP) Division of Injury Compensation Programs (DICP) Program Update

The Advisory Commission on Childhood Vaccines (ACCV)
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Healthcare Systems Bureau (HSB)

Vision: Healthy Communities, Healthy People



DICP Update

Overview

- Update on HRSA VICP Activities
- Update from the Department of Justice Vaccine Litigation Office
- Updates from ACCV Ex Officio Members – FDA, CDC, NIH, OIDP
- Update from the ACCV Work Group



DICP Update

Number of Petitions Filed as of March 3, 2020

Average annual number of petitions filed during FY 2011-2015 = 545

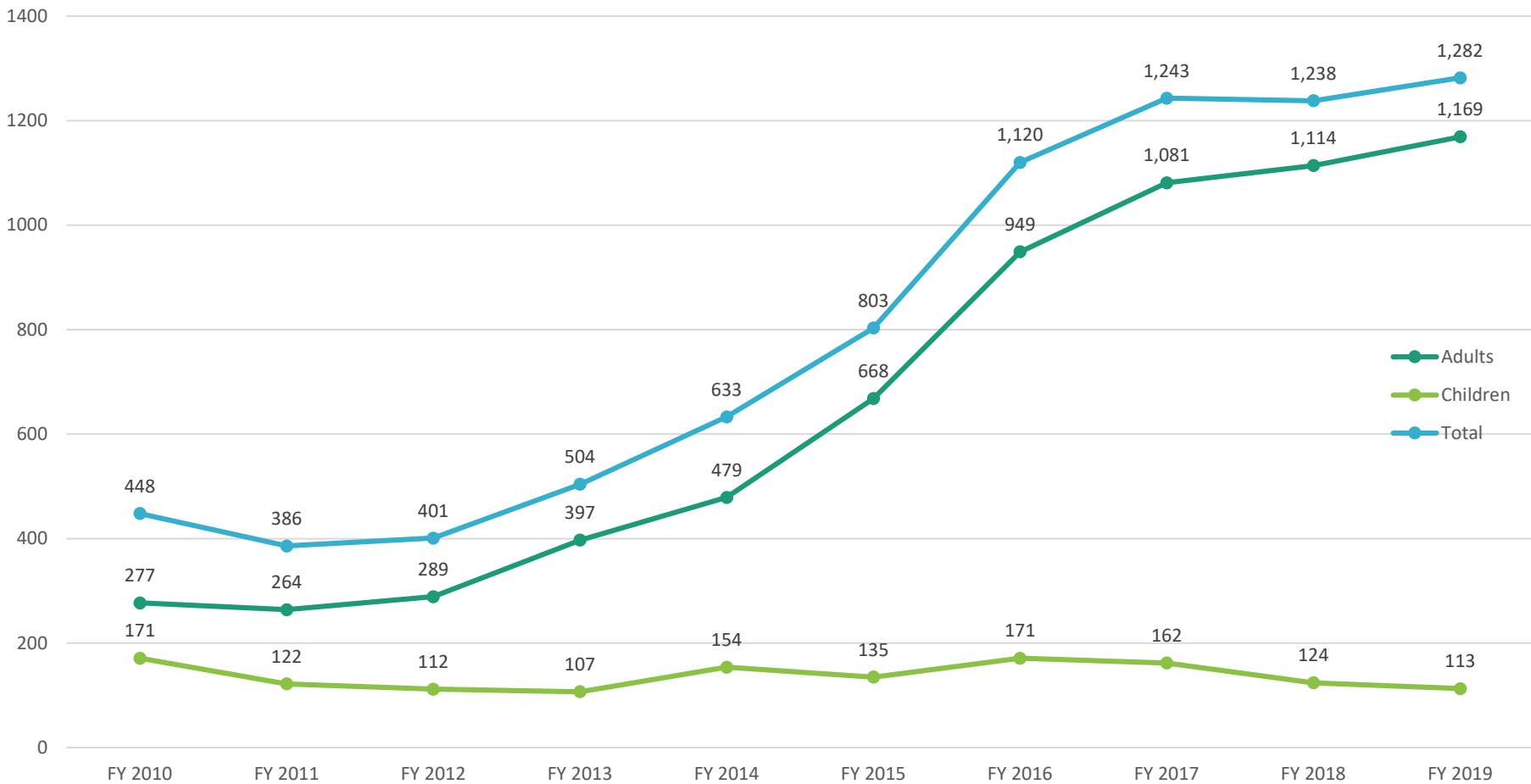
Fiscal Year (FY)	Adults	Children*	Total
FY 2016	949	171	1,120
FY 2017	1,081	162	1,243
FY 2018	1,114	124	1,238
FY 2019	1,169	113	1,282
FY 2020	419	50	469

*Children defined as persons under 18 years of age.



DICP Update

VICP Petitions Filed by/for Adults vs. Children FY 2010 - FY 2019



Five-Year Trend in Number of Petitions Filed versus Administrative Funding

Fiscal Year (FY)	Number of Petitions Filed	Number of Petitions Percentage Change from Previous FY	Administrative Funding (\$ in millions)	Administrative Funding Percentage Change from Previous FY
FY 2016	1,120	39%	\$7.50	0%
FY 2017	1,243	11%	\$7.75	3%
FY 2018	1,238	-0.4%	\$9.20	19%
FY 2019	1,282	2%	\$9.20	0%
FY 2020	469 (as of 3/3/2020)	-	\$10.20	11%



Number of Petitions Awaiting Review As of March 3, 2020

Fiscal Year (FY)	Adults	Children	Petitions Awaiting Review
FY 2018	0	0	0
FY 2019	529	1	530
FY 2020	375	21	396
Total	904*	22**	926

*About 133 of the 904 petitions have not been activated by Office of Special Masters' Pre-Assignment Review (PAR) because medical records have not been deemed substantially complete.

**These 22 petitions have not been activated by PAR because medical records have not been deemed substantially complete.



Award Amounts Paid as of March 2, 2020

Fiscal Year (FY)	Petitioners' Award	Attorneys' Fees & Costs
FY 2016	\$230,140,251	\$22,470,421
FY 2017	\$252,245,933	\$29,850,973
FY 2018	\$199,658,492	\$26,969,806
FY 2019	\$196,217,708	\$29,239,950
FY 2020	\$73,294,386	\$10,960,692



DICP Update

Number of Adjudications as of March 2, 2020

Fiscal Year (FY)	Compensable	Dismissed	Total
FY 2016	697	179	876
FY 2017	695	188	883
FY 2018	539	189	728
FY 2019	635	143	778
FY 2020	217	53	270



DICP Update

Adjudication Categories for Petitions Fiscal Years 2018 – 2020 as of March 3, 2020

Adjudication Category	FY 2018	FY 2019	FY 2020
Compensable	539 (100%)	635 (100%)	243 (100%)
❖ Concession	191 (35%)	234 (37%)	98 (40%)
❖ Court Decision (includes proffers)	29 (6%)	44 (7%)	12 (5%)
❖ Settlement	319 (59%)	357 (56%)	133 (55%)
Not Compensable	189	143	56
Adjudication Total	728	778	299



Vaccine Injury Compensation Trust Fund

- **Balance as of January 31, 2020**
 - \$4,013,972,370
- **Activity from October 1, 2019 to January 31, 2020**
 - Excise Tax Revenue: \$97,259,000
 - Interest on Investments: \$26,167,862
 - Total Income: \$123,426,862
 - Interest as a Percentage of Total Income 21%

Source: U.S. Treasury, Bureau of the Fiscal Service (February 24, 2020)



Recent Trends

- 90% of petitions were filed for adults in the last 2 fiscal years
- Over 54% of petitions filed in the last 2 fiscal years allege shoulder injury related to vaccine administration (SIRVA)
- 73% of petitions filed in the last 2 fiscal years allege an injury from the influenza vaccine
- About 70% of petitions filed are compensated via negotiated settlement since FY 2006 (56% in FY 2019)
- Nearly a 10-month wait for petitions to be reviewed by a HRSA physician



DICP Update

Contact Information

Public Comment/Participation in Commission Meetings

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