

**The National Vaccine Injury Compensation Program (VICP)**

**Division of Injury Compensation Programs Update (DICP)**

**Advisory Commission on Childhood Vaccines (ACCV)**

**September 6, 2019**

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**Acting Director, Division of Injury Compensation  
Programs**

**Healthcare Systems Bureau (HSB)**

**Health Resources and Services Administration (HRSA)**



# DICP Update

## ACCV Meeting Highlights

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- Update on HRSA VICP Activities
- Update from the Department of Justice Vaccine Litigation Office
- Updates from ACCV Ex Officio Members – FDA, CDC, NIH, ODP
- Update from the ACCV Work Group
- Vaccine Information Statement (VIS) Review



## DICP Update

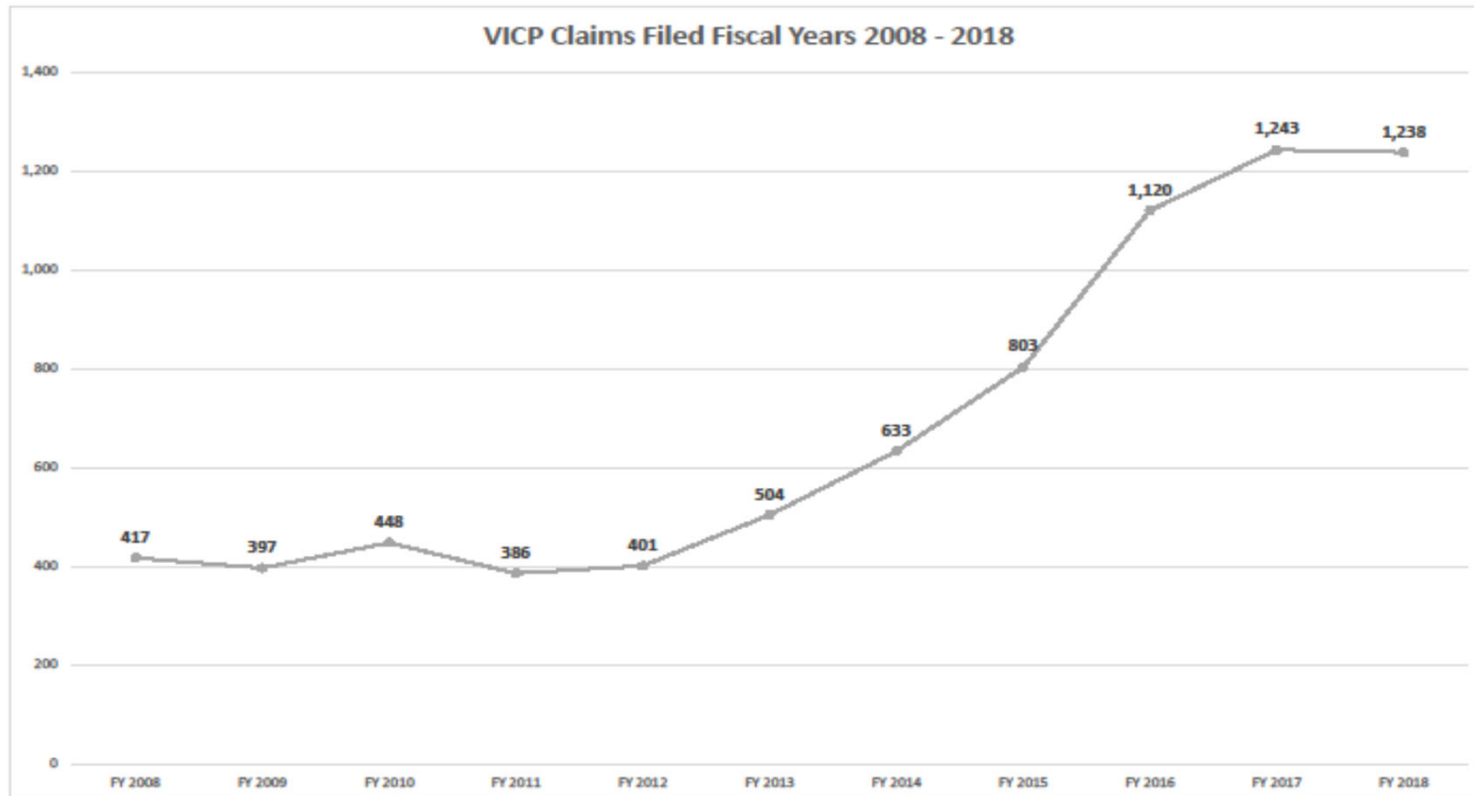
# Number of Petitions Filed as of September 3, 2019

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Average annual number of petitions filed during FY 2009-2013 = 427

Fiscal Year	Total
FY 2014	633
FY 2015	803
FY 2016	1,120
FY 2017	1,243
FY 2018	1,238
FY 2019	1,131





# Five-Year Trend in Number of Claims Filed versus Administrative Funding

Fiscal Year (FY)	No. of Claims Filed	No. of Claims Percentage Change	Administrative Funding (\$ in millions)	Administrative Funding Percentage Change
2014	633	---	\$6.46	----
2015	803	27%	\$7.50	16%
2016	1,120	39%	\$7.50	0%
2017	1,243	11%	\$7.75	3%
2018	1,238	-0.4%	\$9.2	19%
2019	1,131 (As of 9/3/19)	---	\$9.2	0%



# Number of Claims Awaiting Review As of September 3, 2019

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Fiscal Year	Claims Awaiting Review
2017	0
2018	0
2019	818
Total	818



## DICP Update

# Award Amounts Paid as of September 3, 2019

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<u>Fiscal Year</u>	<u>Petitioners' Award</u>	<u>Attorneys' Fees &amp; Costs</u>
FY 2014	\$202,084,196	\$21,479,450
FY 2015	\$204,137,880	\$21,082,059
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	\$180,577,033	\$25,718,154



## DICP Update

# Number of Adjudications as of September 3, 2019

Fiscal Year	Compensable	Dismissed	Total
FY 2014	370	192	562
FY 2015	517	137	654
FY 2016	697	179	876
FY 2017	695	185	880
FY 2018	540	189	729
FY 2019	512	125	637





# DICP Update

## Adjudication Categories for Claims

**FY 2017 – FY 2019 as of September 3, 2019**

Adjudication Category	FY 2017	FY 2018	FY 2019
<b>Compensable</b>	<b>695 (100%)</b>	<b>540 (100%)</b>	<b>512 (100%)</b>
❖ Concession	183 (27%)	192 (36%)	186 (36%)
❖ Court Decision (includes proffers)	24 (3%)	29 (5%)	35 (7%)
❖ Settlement	488 (70%)	319 (59%)	291 (57%)
<b>Not Compensable</b>	<b>185</b>	<b>189</b>	<b>125</b>
<b>Adjudication Total</b>	<b>880</b>	<b>729</b>	<b>637</b>



# DICP Update

## Vaccine Injury Compensation Trust Fund

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- **Balance as of June 30, 2019**
  - \$3,870,038,750
- **Activity from October 1, 2018 to June 30, 2019**
  - Excise Tax Revenue: \$160,039,575
  - Interest on Investments: \$60,627,426
  - Total Income: \$220,667,001
  - Interest as a Percentage of Total Income 27%

Source: U.S. Treasury, Bureau of the Fiscal Service (July 29, 2019)



# DICP Update

## Significant Activities

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- **Implementation of Maternal Immunization Provisions**
  - On April 4, 2018, the [Notice of Proposed Rulemaking](#) (NPRM) to add the category of vaccines recommended for pregnant women to the Vaccine Injury Table was published in the *Federal Register*.
  - Comment period ended on October 1, 2018, and 51 comments were received and are being reviewed.
  - Responses to comments will be included in the Final Rule.



# DICP Update

## ACCV Meeting Information

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

<http://www.hrsa.gov/advisorycommittees/childhoodvaccines/index.html>



## DICP Update

### Contact Information

### Public Comment/Participation in Commission Meetings

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