

# The National Vaccine Injury Compensation Program (VICP)

## Division of Injury Compensation Programs Update

Advisory Commission on Childhood Vaccines  
September 3, 2015

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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
- Report from the ACCV Adult Immunization Workgroup
- Updates from ACCV Ex Officio Members – FDA, CDC, NIH, NVPO



# Number of Petitions Filed as of August 1, 2015

Average annual number of petitions filed during FY 2010-2014 = 474

Fiscal Year	Total
FY 2010	448
FY 2011	386
FY 2012	401
FY 2013	504
FY 2014	633
FY 2015	597



# Number of Adjudications as of August 1, 2015

Fiscal Year	Compensable	Dismissed	Total
FY 2010	180	293	473
FY 2011	266	1,371	1,637
FY 2012	263	2,439	2,702
FY 2013	367	628	995
FY 2014	370	167	537
FY 2015	378	77	455



# Adjudication Categories for Non-Autism Claims FY 2013 – FY 2015 as of August 10, 2015

Adjudication Category	FY 2013	FY 2014	FY 2015
<b>Compensable</b>	<b>367 (100%)</b>	<b>371 (100%)</b>	<b>398 (100%)</b>
❖ Concession	21 (6%)	40 (11%)	73 (18%)
❖ Court Decision (includes proffers)	19 (5%)	34 (9%)	27 (7%)
❖ Settlement	327 (89%)	297 (80%)	298 (75%)
<b>Not Compensable</b>	<b>88</b>	<b>123</b>	<b>63</b>
<b>Adjudication Total</b>	<b>455</b>	<b>494</b>	<b>461</b>



# Award Amounts Paid as of August 1, 2015

<u>Fiscal Year</u>	<u>Petitioners' Award</u>	<u>Attorneys' Fees &amp; Costs</u>
FY 2010	\$179,387,341	\$9,826,788
FY 2011	\$216,319,428	\$17,163,229
FY 2012	\$163,491,999	\$23,145,927
FY 2013	\$254,666,327	\$21,758,310
FY 2014	\$202,084,196	\$21,268,383
FY 2015	\$187,949,982	\$15,878,310



# Vaccine Injury Compensation Trust Fund

- Balance as of June 30, 2015
  - \$3,500,317,015.57
- Activity from October 1, 2014 to June 30, 2015
  - Excise Tax Revenue: \$136,378,807
  - Interest on Investments: \$45,248,692
  - Net Income: \$181,627,499
  - Interest as a Percentage of Net Income: 25%

Source: U.S. Treasury, Bureau of Public Debt (August 10, 2015)



# Significant Activities

- Status of Revisions to Vaccine Injury Table Notice of Proposed Rulemaking (NPRM)
  - Published in the Federal Register on July 29, 2015
  - Public comment period ends January 25, 2016
  - Public hearing will be announced in the Federal Register
- Outreach Activities
  - VICP materials distributed at the National Association of County & City Health Officials on July 7– 9, 2015 where 1,300 local health departments and public health partners participated
  - VICP information included newsletter distributed to 385 Indian Health Service providers and Bureau of Primary Care newsletter distributed to 5,000 health centers





# Significant Activities

- National Vaccine Advisory Committee
  - September 9 – 10, 2015
- Advisory Committee on Immunization Practices
  - October 21 – 22, 2015
- 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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