



The National Vaccine Injury Compensation Program (VICP)

Division of Vaccine Injury Compensation Update

Advisory Commission on Childhood Vaccines
September 6, 2012
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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
 - Mr. Vince Matanoski
- Reports from the ACCV Workgroups
- Updates from ACCV Ex Officio Members — FDA, CDC, NIH, NVPO



Number of Petitions Filed, as of August 21, 2012

- Avg. # of non-autism petitions filed during FY 2009-2012 = 430

	Non-Omnibus Autism Proceeding	Omnibus Autism Proceeding	Total
FY 2005	147	588	735
FY 2006	155	170	325
FY 2007	238	172	410
FY 2008	163	254	417
FY 2009	288	109	397
FY 2010	430	18	448
FY 2011	382	4	386
FY 2012	326	1	327



Number of Adjudications as of August 21, 2012

	Non-Omnibus Autism Proceeding Compensable	Non-Omnibus Autism Proceeding Dismissed	Omnibus Autism Proceeding Compensable*	Omnibus Autism Proceeding Dismissed	Total
FY 2006	69	81	0	110	260
FY 2007	83	86	0	34	203
FY 2008	147	80	0	55	282
FY 2009	135	45	0	187	367
FY 2010	180	79	1**	214	474
FY 2011	255	106	0	1,265	1,626
FY 2012	170	124	1	2,155	2,449

*May include case(s) that were originally filed and processed as an OAP case(s) but in which the final adjudication does not include a finding of vaccine-related autism.

**HHS has never concluded in any case that autism was caused by vaccination



Adjudication Categories FY 2010 – FY 2012

	FY 2010	FY 2011	FY 2012 As of 8/21/12
Compensable	174 (100%)	255 (100%)	171(100%)
❖ Concession	25 (14%)	14 (6%)	6 (4%)
❖ Court Decision (includes proffers)	12 (7%)	49 (19%)	21 (12%)
❖ Settlement	137 (79%)	192 (75%)	144 (84%)
Not Compensable	79	106	124
Non-Autism Adjudication Total	253	361	295



Award Amounts Paid, as of August 21, 2012

- Award amounts paid for FY 2005 – FY 2012

	<u>Petitioners' Award</u>	<u>Attorneys' Fees & Costs</u>
FY 2005	55,065,797	4,485,251
FY 2006	48,746,163	3,794,832
FY 2007	91,449,434	5,726,175
FY 2008	75,716,552	7,820,348
FY 2009	74,142,491	11,505,231
FY 2010	179,387,341	9,436,786
FY 2011	216,323,760	17,163,030
FY 2012	150,915,721	21,059,917



Vaccine Injury Compensation Trust Fund

- Balance as of June 30, 2012
 - \$3,416,510,474.03
- Activity from October 1, 2011 to June 30, 2012
 - Excise Tax Revenue: \$150,718,753
 - Interest on Investments: \$51,208,541
 - Net Income: \$201,927,294
 - Interest as a Percentage of Income: 33%

Source: U.S. Treasury, Bureau of Public Debt (July 27, 2012)



Significant Activities

- June 20 & 21, Advisory Committee on Immunization Practices (ACIP)



Points of Contact

- **Telephone**

1-800-338-2382

- **Internet**

www.hrsa.gov/vaccinecompensation



Public Comment/Participation in Commission Meetings

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