



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

The Advisory Commission on Childhood Vaccines (ACCV)

Reed Grimes, MD
Director, DICP
Health Systems Bureau

June 6, 2022

Vision: Healthy Communities, Healthy People



DICP Update

Overview

- Update on Health Resources and Services Administration (HRSA) VICP Activities
- Update from the Department of Justice Vaccine Litigation Office
- Updates from ACCV Ex Officio Members including
 - Food and Drug Administration (FDA)
 - Centers for Disease Control and Prevention (CDC)
 - National Institutes of Health (NIH)
 - Office of Infectious Disease and HIV/AIDS Policy (OIDP)
- ACCV Workgroup Discussion and Vote



DICP Update

Number of Petitions Filed as of May 1, 2022

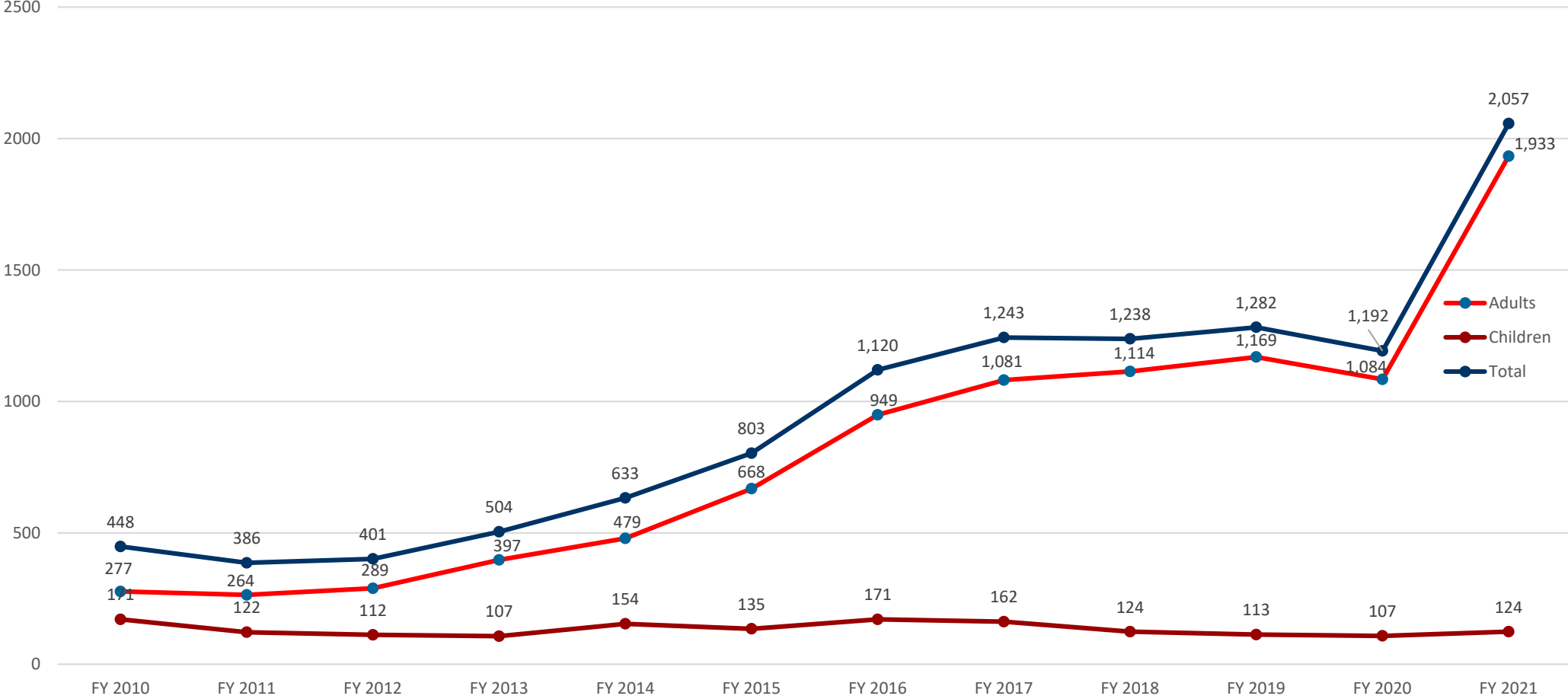
Fiscal Year (FY)	Adults	Children*	Total
FY 2018	1,114	124	1,238
FY 2019	1,169	113	1,282
FY 2020	1,084	108	1,192
FY 2021	1,933	124	2,057
FY 2022	461	68	529

*Children defined as persons under 18 years of age.



DICP Update

VICP Petitions Filed by/for Adults vs. Children FY 2010 - FY 2021



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 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	1,192	-16%	\$10.20	11%
FY 2021	2,057	27%	\$11.20	9.8%



Number of Petitions Awaiting Review As of May 1, 2022

Fiscal Year (FY)	Adults	Children	Petitions Awaiting Review
FY 2019	1	0	1
FY 2020	36	6	42
FY 2021	1,061	22	1,083
FY 2022	345	54	399
Total	1,443*	82**	1,525

*About 601 of the 1,443 petitions have not been activated by Office of Special Masters' Pre-Assignment Review (PAR) because medical records have not been deemed substantially complete.

** All 82 of these petitions have not been activated by PAR because medical records have not been deemed substantially complete.



DICP Update

Award Amounts Paid as of May 1, 2022

Fiscal Year (FY)	Petitioners' Award	Attorneys' Fees & Costs
FY 2018	\$199,588,007	\$26,915,971
FY 2019	\$196,217,708	\$29,239,950
FY 2020	\$186,860,678	\$31,003,426
FY 2021	\$208,258,401	\$36,485,427
FY 2022	\$93,538,386	\$19,798,717



DICP Update

Number of Adjudications as of May 1, 2022

Fiscal Year (FY)	Compensable	Dismissed	Total
FY 2018	544	199	743
FY 2019	641	184	825
FY 2020	711	217	928
FY 2021	754	253	1,007
FY 2022	524	148	672



DICP Update

Adjudication Categories for Petitions

Fiscal Years 2020 – 2022 as of May 1, 2022

Adjudication Category	FY 2020	FY 2021	FY 2022
Compensable	711 (100%)	754 (100%)	524 (100%)
❖ Concession	265 (37%)	336 (45%)	237 (45%)
❖ Court Decision (includes proffers)	48 (7%)	18 (2%)	6 (1%)
❖ Settlement	398 (56%)	400 (53%)	281 (54%)
Not Compensable	217	253	148
Adjudication Total	928	1,007	672



DICP Update

Vaccine Injury Compensation Trust Fund

- Balance as of March 31, 2022
 - \$4,255,954,518
- Activity from October 1, 2021 to March 31, 2022
 - Excise Tax Revenue: \$166,565,533
 - Interest on Investments: \$23,846,182
 - Total Income: \$190,411,715
 - Interest as a Percentage of Total Income 13%

Source: U.S. Treasury, Bureau of the Fiscal Service (May 2, 2022)



DICP Update

Recent Trends

- 95% of petitions were filed for adults in the last 2 FYs
- Over 68% of petitions filed in the last 2 FYs allege shoulder injury related to vaccine administration (SIRVA)
- 75% of petitions filed in the last 2 FYs allege an injury from the influenza vaccine
- About 55% of petitions filed are compensated via negotiated settlement
- Nearly a 13-month wait for petitions to be reviewed by a HRSA physician after the Pre-Assignment Review activation date



DICP Update

Seeking Nominations for All ACCV Positions

- Three members who are health professionals who have expertise in the health care of children, the epidemiology, etiology, and prevention of childhood diseases, and the adverse reactions associated with vaccines, of whom at least two shall be pediatricians;
- Three members from the general public, of whom at least two shall be legal representatives of children who have suffered a vaccine-related injury or death; and
- Three members who are attorneys, of whom at least one shall be an attorney whose specialty includes representation of persons who have suffered a vaccine-related injury or death and of whom one shall be an attorney whose specialty includes representation of vaccine manufacturers.

Send nominations to Pita Gomez at ACCV@hrsa.gov.



Pita Gomez, ACCV Principal Staff Liaison

5600 Fishers Lane, Room 08N146B

Rockville, Maryland 20857

Phone: 301-945-9386

Email: ACCV@hrsa.gov

Web: hrsa.gov/about/organization/bureaus/hsb

Twitter: twitter.com/HRSAgov

Facebook: facebook.com/HHS.HRSA

Connect with HRSA

Learn more about our agency at:

www.HRSA.gov



[Sign up for the HRSA eNews](#)

FOLLOW US:

