

AMENDMENT TO RULES COMMITTEE PRINT

119-33

OFFERED BY MR. DAVIDSON OF OHIO

At the end of subtitle B of title XVII, add the following new section:

1 **SEC. 17__ . DEPARTMENT OF VETERANS AFFAIRS PRE-**
2 **SUMPTION OF SERVICE-CONNECTION FOR**
3 **CERTAIN DISEASES ASSOCIATED WITH**
4 **COVID-19 VACCINE.**

5 (a) IN GENERAL.—Subchapter II of chapter 11 of
6 title 38, United States Code, is amended by adding at the
7 end the following new section:

8 **“§ 1120A. Presumption of service-connection for cer-**
9 **tain diseases associated with COVID-19**
10 **vaccine**

11 “(a) IN GENERAL.—For the purposes of section 1110
12 of this title, and subject to section 1113 of this title, a
13 disease specified in subsection (b) becoming manifest in
14 a member of the Armed Forces who, during the period
15 beginning on August 24, 2021, and ending on January
16 10, 2023, received a COVID-19 vaccine under orders shall
17 be considered to have been incurred in or aggravated dur-
18 ing active military, naval, air, or space service, notwith-

1 standing that there is no record of evidence of such disease
2 during the period of such service.

3 “(b) COVERED DISEASES.—The diseases specified in
4 this subsection are the following:

5 “(1) Myocarditis.

6 “(2) Pericarditis.

7 “(3) Thrombosis with thrombocytopenia syn-
8 drome.

9 “(4) Guillian-Barre Syndrome.

10 “(5) Any other disease for which the Secretary
11 determines that a presumption of service connection
12 is warranted based on a positive association with the
13 COVID–19 vaccine.

14 “(c) CONGRESSIONAL NOTICE REQUIREMENT.—If
15 the Secretary determines that an additional disease should
16 be specified pursuant to subsection (b)(4), the Secretary
17 shall submit to the Committees on Veterans Affairs’ of
18 the Senate and the House of Representatives notice of
19 such determination.

20 “(d) REPORT.—Not later than 60 days after the date
21 of enactment of the Justice for Vaccine Injured Veterans
22 Act of 2025, and every 60 days thereafter for the subse-
23 quent four year-period, the Secretary shall submit to the
24 Committees of Veterans’ Affairs of the Senate and the

1 House of Representatives a report that contains each of
2 the following:

3 “(1) The total number of claims for compensa-
4 tion under this chapter related to a disease associ-
5 ated with the COVID–19 vaccine.

6 “(2) The status of each such claim,
7 disaggregated by—

8 “(A) the number of claims that were ap-
9 proved;

10 “(B) the number of claims that were de-
11 nied and for which the claimant took no further
12 action;

13 “(C) the number of claims that were de-
14 nied and for which the claimant filed a supple-
15 mental claim;

16 “(D) the number of claims that were de-
17 nied and for which the claimant requested a
18 higher level review; and

19 “(E) the number of claims that were de-
20 nied and for which the claimant filed an appeal
21 to the Board of Veterans’ Appeals.

22 “(3) The total number of such claims that, as
23 of the date of the submission of the report, had been
24 submitted but were pending a decision.

1 “(e) PUBLIC ACCESS TO REPORTS.—The Secretary
2 shall make each report required by subsection (d) publicly
3 available, including by making publicly available on an ap-
4 propriate website of the Department each such report to-
5 gether with such additional information or comments as
6 the Secretary considers appropriate to provide context for
7 the report.

8 “(f) COVID–19 VACCINE DEFINED.—In this section,
9 the term ‘COVID–19 vaccine’ means vaccine licensed
10 under section 351 of the Public Health Service Act (42
11 U.S.C. 262) or authorized for emergency use under sec-
12 tion 564 of the Federal Food, Drug, and Cosmetic Act
13 (21 U.S.C. 360bbb–3) for immunization against the virus
14 responsible for COVID–19.”.

15 (b) CLERICAL AMENDMENT.—The table of sections
16 at the beginning of such chapter is amended by inserting
17 after the item relating to section 1120 the following new
18 item:

“1120A. Presumption of service-connection for certain diseases associated with
COVID–19 vaccine.”.

