



All Things PACT Act 101

# PACT ACT OVERVIEW



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**VA**



U.S. Department  
of Veterans Affairs





# What is the PACT Act?



Vietnam



Gulf War Era



Post-9/11 Afghanistan and Iraq



## **The Sergeant First Class Heath Robinson Promise to Address Comprehensive Toxics (PACT) Act of 2022**

is a new law that expands VA health care and benefits for Veterans exposed to burn pits and other toxic substances. This law helps us provide generations of Veterans—and their survivors—with the care and benefits they've earned and deserve.

### **The PACT Act :**

- Expands and extends eligibility for VA health care for Veterans with toxic exposures and Veterans of the Vietnam era, Gulf War era, and Post-9/11 era.
- Expands eligibility for benefits for Veterans exposed to toxic substances.





# PACT Act Key Components



The Act **expands and extends eligibility for VA health care for Veterans with toxic exposures** and Veterans of the Vietnam era, Gulf War era, and Post-9/11 era.



VA **will improve the decision-making process** for determining what medical conditions will be considered for presumptive status.



Every enrolled Veteran **will receive an initial toxic exposure screening** and a follow-up screening every five years. Veterans who are not enrolled, but who are eligible to enroll, will have an opportunity to enroll and receive the screening.



VA health care staff and claims processors will receive **toxic exposure-related education and training**.



The Act **requires research studies** on the mortality of Veterans who served in Southwest Asia during the Gulf War; Post-9/11 Veteran health trends; and Veteran cancer rates.



The Act will help VA **build a stronger, more skilled workforce** to meet the growing demand for benefits and services.



The Act **authorizes 31 new facilities** across the country, providing greater access to VA health care.





# Gulf War Era and Post-9/11 Eligibility

If a Veteran served in any of these locations and time periods, they are eligible for the new Gulf War-related presumptions. This includes the airspace above any of these locations.



## On or After August 2, 1990:

- Bahrain
- Iraq
- Kuwait
- Oman
- Qatar
- Saudi Arabia
- Somalia
- The United Arab Emirates (UAE)



## On or After September 11, 2001:

- Afghanistan
- Djibouti
- Egypt
- Jordan
- Lebanon
- Syria
- Uzbekistan
- Yemen





# New Radiation Presumptive Locations



If you were called to respond to one of the listed cleanup and response missions below, you may be eligible for radiation exposure presumptives under the PACT Act.

Response Effort	Dates
Cleanup of <b>Enewetak Atoll</b>	January 1, 1977-December 31, 1980
Cleanup of the Air Force B-52 bomber carrying nuclear weapons off the coast of <b>Palomares, Spain</b>	January 17, 1966-March 31, 1967
Response to the fire onboard an Air Force B-52 bomber carrying nuclear weapons near <b>Thule Air Force Base in Greenland</b>	January 21, 1968-September 25, 1968





# Conditions Presumed to be Service-Connected

As of August 10, 2022, a long list of new conditions are presumed to be service-connected due to various in-service toxic exposures. **APPLY NOW** at [VA.gov/PACT](https://www.va.gov/PACT) to expedite your claim and benefits.

- Asthma (diagnosed after service)
- Brain cancer
- Chronic bronchitis
- Chronic obstructive pulmonary disease (COPD)
- Chronic rhinitis
- Chronic sinusitis
- Constrictive bronchiolitis or obliterative bronchiolitis
- Emphysema
- Gastrointestinal cancer of any type
- Glioblastoma
- Granulomatous disease
- Head cancer of any type
- High blood pressure (hypertension)
- Interstitial lung disease (ILD)
- Kidney cancer
- Lymphomatic cancer of any type
- Lymphoma of any type
- Melanoma
- Monoclonal gammopathy of undetermined significance (MGUS)
- Neck cancer
- Pancreatic cancer
- Pleuritis
- Pulmonary fibrosis
- Reproductive cancer of any type
- Respiratory (breathing-related) cancer of any type
- Sarcoidosis





# Health Care Enrollment Eligibility

Veterans who served in the following locations and time periods can enroll in VA health care **NOW**:



- **Republic of Vietnam** (between January 9, 1962 and May 7, 1975)
- **Thailand at any US or Royal Thai base** (between January 9, 1962 and June 30, 1976)
- **Laos** (between December 1, 1965 and September 30, 1969)
- **Certain Provinces in Cambodia** (between April 16, 1969, and April 30, 1969)
- **Guam or American Samoa or their territorial waters** (between January 9, 1962 and July 31, 1980)
- **Johnston Atoll, or a ship that called there** (between January 1, 1972 and September 30, 1977)



Vietnam-era Veterans are now able to apply for two new Agent Orange presumptive conditions:

- **Monoclonal gammopathy of undetermined significance (MGUS)**
- **Hypertension (high blood pressure)**

**Special Enrollment Period – October 1, 2022 - October 1, 2023**

for Post-9/11 combat Veterans who separated or discharged **between September 11, 2001 and October 1, 2013**. Enrollment is free, there are no annual costs, and care may be free as well!





# Toxic Exposure Screening for Veterans

**WHO:** All Veterans enrolled in VA health care

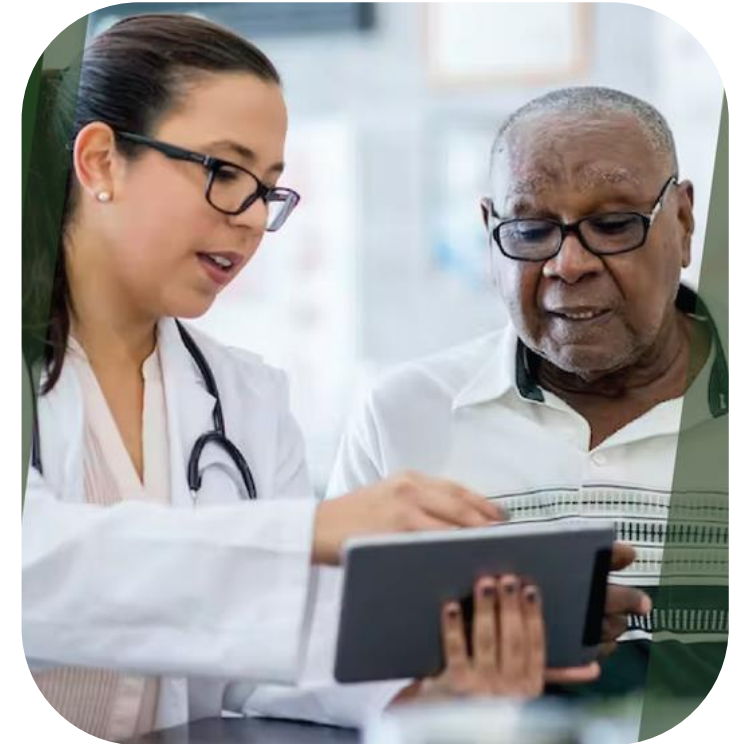
**WHAT:** A quick (5-10 minute) series of questions to identify and document any potential exposures to toxins during military service

**WHEN:** At least one every 5 years

**WHERE:** VA medical centers and clinics

**WHY:** Supports Veteran long-term health plans and informed, whole-health care

**HOW:** Veterans can ask about the screening at their next VA appointment







# Filing Claims to Receive Benefits

Veterans can file a claim for the new presumptive conditions:

- **New Claim**—Veteran has never filed for the presumptive condition
  - **Supplemental Claim**—the presumptive condition was previously denied but is now considered to be presumptive
- 
- If VA denied one of the new presumptive conditions in the past but the Veteran may now be eligible for benefits, VA will try to contact them. There is no need to wait to file a Supplemental Claim.
  - VA is prioritizing the claims of Veterans with cancer to make sure they get timely access to the care and benefits they need.
  - **Pending Claims:** If a Veteran's condition was added to the list of [presumptive conditions](#)\* after the claim was filed, VA will consider it on a presumptive basis.



\*Presumptive conditions do not require proof that the military service caused the condition. Veterans only need to meet the service requirements and have a current diagnosis of the presumptive condition. Veterans should submit any supporting documentation to assist with their claim.





# Other Affected Veterans and Survivors

What about additional benefits and care for other Veterans and their survivors?



Under the PACT Act, survivors may be eligible for VA benefits, including Dependency and Indemnity Compensation and Burial benefits.

- [Dependency and Indemnity Compensation](#)
- [Burial Benefits](#)



Get the care and benefits you EARNED and DESERVE!  
Apply at [VA.gov/PACT](https://www.va.gov/PACT) today.





# When or How Should I File a Claim?



**APPLY NOW!**

## What if I have previously been denied?

Veterans previously denied a toxic-exposure related claim are encouraged to file a supplemental claim. Once a supplemental claim is received, VA will review the claim under the new law.

*For more info, visit [VA.gov/PACT](https://www.va.gov/PACT) or call 1-800-MyVA41*

