

Toxic Wounds Legislation (2021)

Researched and Prepared by Veterans for Common Sense, as of June 24, 2021	Presumed Exposures & Covered veterans as would be added by:					
Presumed Exposures:	Presumptive Benefits for War Fighters Exposed to Burn Pits and Other Toxins Act of 2021	COST of War Act (SVAC)	Honoring our PACT Act (HVAC)	VA via rulemaking	K2 Veterans Care Act of 2021	Amendment to COST of War Act (S.A. ___)
A) Burn Pits/Airborne Hazards exposures:						
Particulates (PM-10, PM-2.5)	X	YES: (1) Medals: on or after August 2, 1990, was awarded any of the following: Afghanistan Campaign Medal (ACM); Armed Forces Expeditionary Medal (AFEM); Global War On Terrorism Expeditionary Medal (GWOT-EM); Inherent Resolve Campaign Medal (IRCM); Iraqi Campaign Medal (ICM); Southwest Asia Service Medal (SWASM)	YES: (A) on or after August 2, 1990, performed active military, naval, or air service while assigned to a duty station in— Bahrain, Iraq, Kuwait; Oman; Qatar; Saudi Arabia; Somalia; or United Arab Emirates (UAE);	YES: Southwest Asia (SWA) theater of operations during the Persian Gulf War (PGW) and/or after September 19, 2001, or in Afghanistan and Uzbekistan during the PGW.	YES: Karshi Khanabad Air Base (K2), Uzbekistan (January 1, 2001 - December 31, 2005)	
Polycyclic aromatic hydrocarbons (PAHs)	X	or (2) Covered locations/periods -- served in/during:		X	X	
Volatile organic compounds (VOCs)	X	(i) Iraq (August 2, 1990 - February 28, 1991; March 19, 2003 - ending on such date as the Secretary determines burn pits are no longer used in Iraq)	or (B) on or after September 11, 2001 , performed active military, naval, or air service while assigned to a duty station in— Afghanistan;	X	YES: Karshi Khanabad Air Base (K2), Uzbekistan (January 1, 2001 - December 31, 2005)	n/a (retains COST of War Act coverage)
Toxic organic halogenated dioxins and furans (dioxins)	X	(ii) The Southwest Asia Theater of operations other than Iraq including Kuwait, Saudi Arabia, Oman, Qatar, (August 2, 1990 - such date as SecVA determines burn pits are no longer used in such location). (iii) Afghanistan, Djibouti, Syria, Jordan, Egypt, Lebanon (September 11, 2001 - ending on such date as SecVA determines burn pits are no longer used in such location). (x) Airborne Hazards and Open Burn Pit Registry (AH&OBP) locations.	Djibouti; Egypt; Jordan; Lebanon; Syria; Yemen; Uzbekistan; the Philippines; or any other country determined relevant by the SecVA.	X	X	
B) Other exposures:						
Pyridostigmine Bromide (PB) used as nerve agent prophylaxis.	X	X	X	X	X	YES: On or after August 2, 1990, was awarded the Southwest Asia Service Medal (SWASM).
Chemical warfare agents (CWAs) and their precursor compounds, including at exposure levels below those that produce immediately apparent incapacitating symptoms: Sarin, Cyclosarin, Tabun, VX, Mustard agent, Lewisite, Phosgene.	X	X	X	X	X	YES: (A) on or after August 2, 1990, was awarded—Southwest Asia Service Medal (SWASM); Iraqi Campaign Medal (ICM); Inherent Resolve Campaign Medal (IRCM). or (B) Covered locations and periods: Southwest Asia (SWA) Theater of operations (August 2, 1990 -); Syria (September 11, 2001 -); (K2) Karshi Khanabad Air Base, Uzbekistan (January 1, 2001 - December 31, 2005)

Toxic Wounds Legislation (2021)

Depleted Uranium (DU).	X	X	X	X	<p>YES: Karshi Khanabad Air Base (K2), Uzbekistan (January 1, 2001 - December 31, 2005)</p>	<p>YES: (A) on or after August 2, 1990, was awarded—Afghanistan Campaign Medal (ACM); Inherent Resolve Campaign Medal (IRCM); Iraq Campaign Medal (ICM); Southwest Asia Service Medal (SWASM). or (B) Covered locations and periods—Southwest Asia (SWA) theater of operations (August 2, 1990 -); the Balkans, including Bosnia-Herzegovina, Croatia, Kosovo, Montenegro, and Serbia (June 1, 1992 -); (K2) Karshi Khanabad Air Base, Uzbekistan (January 1, 2001 - December 31, 2005); Afghanistan, Syria, Yemen (September 11, 2001 -).</p>
Asbestos	X	X	X	X	<p>YES: Karshi Khanabad Air Base (K2), Uzbekistan (January 1, 2001 - December 31, 2005)</p>	X
Lead Paint	X	X	X	X	<p>YES: Karshi Khanabad Air Base (K2), Uzbekistan (January 1, 2001 - December 31, 2005)</p>	X
Jet Fuel	X	X	X	X	<p>YES: Karshi Khanabad Air Base (K2), Uzbekistan (January 1, 2001 - December 31, 2005)</p>	X

Bills and relevant sections for presumptive conditions and covered veterans are:

A) "Presumptive Benefits for War Fighters Exposed to Burn Pits and Other Toxins Act of 2021", S.952, Sen's Gillibrand, Rubio; H.R. 2372, Rep's Ruiz, Fitzpatrick: *not included* [BAG21099 JJ6].

1) COST of War Act ("Comprehensive and Overdue Support for Troops of War Act of 2021", S.____, Sen. Tester): Section 302 (creates new 38 USC § 1120), page 32, line 8 et seq. [BAG21800 K6S].

2) Honoring our PACT Act ("Honoring our Promise to Address Comprehensive Toxics Act of 2021", H.R. 3967), Rep. Takano): Section 302 (creates new 38 USC § 1119), page 28, line 8 et seq. [HR 3967 IH]

3) VA rulemaking, as publicly announced on May 27, 2021 as forthcoming, via presuming exposure to particulates for covered veterans: ""Veterans who served in the Southwest Asia theater of operations during the Persian Gulf War and/or after September 19, 2001, or in Afghanistan and Uzbekistan during the Persian Gulf War."

B) "K2 Veterans Care Act of 2021" (S. 454, Sen. Blumenthal, Baldwin, et al; H.R. 1355, Rep. Lynch, Green, et al): Sec. 2, page 2 line 1 through page 2 line 5 [S 454 IS].

C) Amendment, S.A. _____. [HEY21644 TJ5].