



**DEPARTMENT OF VETERANS AFFAIRS
Veterans Benefits Administration
Washington, D.C. 20420**

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Director (00/21)
All VA Regional Offices and Centers

In Reply Refer To: 211A
Fast Letter 10-26

SUBJ: Revisions to 38 C.F.R. § 3.317 to clarify the Meaning of “Medically Unexplained Chronic Multisystem Illness” Related to Gulf War and Southwest Asia Service

Purpose

This letter provides information on a regulatory change being developed by VA to clarify the meaning of a diagnosed “medically unexplained chronic multisymptom illness” for disability claims based on Gulf War and Southwest Asia service.

Background

VA has statutory authority under 38 U.S.C. § 1117 to compensate Veterans for qualifying chronic disabilities resulting from Gulf War and Southwest Asia service when the disability is an “undiagnosed illness” or a diagnosed “medically unexplained chronic multisymptom illness.” Section 1117 provides the following as examples of qualifying diagnosed multisymptom illnesses: chronic fatigue syndrome, irritable bowel syndrome, and fibromyalgia. However, the regulatory language of section 3.317 implementing the statute suggests that these three diagnosed illnesses are an exclusive listing, rather than just examples.

Regulatory Change

VA is revising § 3.317 to clarify that the three listed diagnosed multisymptom illnesses are not exclusive, but rather are examples that can serve to inform VA medical examiners and adjudicators of the general types of medically unexplained chronic multisymptom illnesses that may qualify for service connection under the § 1117 authority.

Questions

Submit questions concerning this fast letter to: VAVBAWAS/CO/211/ENVIRO.

/S/
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Director
Compensation and Pension Service