

Infectious Diseases, Immune Disorders, and Nutritional Deficiencies
Presumptive Diseases Handout

Useful References

- 38 CFR 3.114
- 38 CFR 3.303
- 38 CFR 3.307
- M21-1 IV.ii.1.E – Developing SW Asia Claims
- M21-1 III.iv.3 – Examinations
- M21-1 III.iv.4.E – Infectious Diseases, Immune Disorders, and Nutritional Deficiencies
- M21-1 III.iv.6.B. – Determining the Issues
- 38 CFR 3.308
- 38 CFR 3.309
- 38 CFR 3.317
- M21-1 IV.ii.1.G – Claims Based on FPOW Status
- M21-1 IV.ii.1.I – Developing Claims for SC Based on Other Exposure Types
- M21-1 IV.ii.2.B – Determining SC
- M21-1 IV.ii.2.D – SC Qualifying Disabilities Associated with SW Asia

Chronic (38 CFR 3.309(a))

- Lupus erythematosus, systemic
 - Tuberculosis, active (3 years)
- Disease must manifest to a compensable degree within the applicable time limits under 38 CFR 3.307.

Tropical (38 CFR 3.309 (b))

- Amebiasis
 - Blackwater fever
 - Cholera
 - Dracontiasis
 - Dysentery
 - Filariasis
 - Leishmaniasis, including kala-azar
 - Loiasis
 - Resultant disorders or diseases originating because of therapy administered in connection with such diseases or as a preventative thereof
 - Malaria
 - Onchocerciasis
 - Oroya fever
 - Pinta (evaluate under skin, 38 CFR 4.118)
 - Plague
 - Schistosomiasis
 - Yaws
 - Yellow fever
- Disease must manifest to a compensable degree within the applicable time limits under 38 CFR 3.307 or 3.308.

Former Prisoners of War (FPOW) (38 CFR 3.309(c))

- Avitaminosis
 - Berberi (including berberi heart disease)
 - Chronic dysentery
 - Helminthiasis
 - Malnutrition (including optic atrophy associated with malnutrition)
 - Any other nutritional deficiency
- If the Veteran was interned or detained for not less than 30 days, the disease must manifest to a degree of 10 percent or more at any time after separation from service as defined by 38 CFR 3.307(a)(5).

Persian Gulf Veterans (38 CFR 3.317)

- Undiagnosed illness and medically unexplained chronic multisymptom illness (MUCMI) (38 CFR 3.317a-b)
- Undiagnosed illness
 - See also 3.317(b) for signs and symptoms
 - Medically unexplained chronic multisymptom illness (MUCMI) that is defined by a cluster of signs and symptoms, such as
 - Chronic fatigue syndrome
 - Fibromyalgia
 - Irritable bowel syndrome (IBS)(a functional gastrointestinal disorder)
 - See also 3.317(b) for signs and symptoms
- Disease must have manifested to a compensable degree not later than December 31, 2021.

Infectious diseases (38 CFR 3.317(c))

- Brucellosis
 - *Campylobacter jejuni*
 - *Coxiella burnetii* (Q fever)
 - Malaria
 - Mycobacterium tuberculosis
 - Nontyphoid *Salmonella*
 - *Shigella*
 - Visceral leishmaniasis
 - West Nile virus
- Consider long-term health effects potentially associated with infectious diseases (see 38 CFR 3.317(d))
- Disease must manifest to a compensable degree within the applicable time limits under 38 CFR 3.317(c)(3)(i) and (ii).