

Department of Veterans Affairs

§ 4.87

Rate as limited muscle function, diagnostic code 6090.

6092 Diplopia, due to limited muscle function.

Rate as diagnostic code 6090.

[29 FR 6718, May 22, 1964, as amended at 34 FR 5062, Mar. 11, 1969; 40 FR 42537, Sept. 15, 1975; 41 FR 11297, Mar. 18, 1976; 43 FR 45354, Oct. 2, 1978; 51 FR 6411, Feb. 24, 1986; 53 FR 30264, Aug. 11, 1988; 53 FR 50955, Dec. 19, 1988; 57 FR 24364, June 9, 1992]

IMPAIRMENT OF AUDITORY ACUITY

§ 4.85 Evaluation of hearing impairment.

(a) Examinations are conducted using the controlled speech discrimination tests together with the results of the puretone audiometry test. The horizontal lines in table VI represent nine categories of percent of discrimination based on the controlled speech discrimination test. The vertical columns in table VI represent nine categories of decibel loss based on the puretone audiometry test. The numeric designation of impaired efficiency (I through XI) will be determined for each ear by intersecting the horizontal row appropriate for the percentage of discrimination and the vertical column appropriate to puretone decibel loss; thus with percent of discrimination of 70 and average puretone decibel loss of 64, the numeric designation is V for one ear. The same procedure will be followed for the other ear.

(b) The percentage evaluation will be found from table VII by intersecting the horizontal row appropriate for the numeric designation for the ear having the better hearing and the vertical column appropriate to the numeric designation for the ear having the poorer hearing. For example, if the better ear

has a numeric designation of "V" and the poorer ear has a numeric designation of "VII," the percentage evaluation is 30 percent and the diagnostic code is 6103.

(c) Table VIa provides numeric designations based solely on puretone averages and is for application *only* when the Chief of the Audiology Clinic certifies that language difficulties or inconsistent speech audiometry scores make the use of both puretone average and speech discrimination inappropriate.

(Authority: 38 U.S.C. 1155)

[52 FR 44119, Nov. 18, 1987]

§ 4.86 Hearing aids.

The evaluations derived from this schedule are intended to make proper allowance for improvement by hearing aids. Examination to determine this improvement is therefore unnecessary.

§ 4.86a Evidence other than puretone audiometry and controlled speech.

When claims are encountered in which the medical evidence necessary to establish service-connection for hearing loss predates the use of puretone audiometry and controlled speech, service-connection will be determined under the provisions of §§ 4.85 through 4.87a of this part as in effect on December 17, 1987.

(Authority: 38 U.S.C. 1155)

[52 FR 44119, Nov. 18, 1987; 52 FR 46439, Dec. 7, 1987]

§ 4.87 Determinations of auditory acuity.

By impairment of auditory acuity is meant the organic hearing loss for speech.

TABLE VI
Numeric Designation of Hearing Impairment

Average Puretone Decibel Loss

	0-41	42-49	50-57	58-65	66-73	74-81	82-89	90-97	98+
92-100	I	I	I	II	II	II	III	III	IV
84-90	II	II	II	III	III	III	IV	IV	IV
76-82	III	III	IV	IV	IV	V	V	V	V
68-74	IV	IV	V	V	VI	VI	VII	VII	VII
60-66	V	V	VI	VI	VII	VII	VIII	VIII	VIII
52-58	VI	VI	VII	VII	VIII	VIII	VIII	VIII	IX
44-50	VII	VII	VIII	VIII	VIII	IX	IX	IX	X
36-42	VIII	VIII	VIII	IX	IX	IX	X	X	X
0-34	IX	X	XI	XI	XI	XI	XI	XI	XI

PERCENT OF DISCRIMINATION

TABLE VIa*

Average Puretone Decibel Loss

0-41	42-48	49-55	56-62	63-69	70-76	77-83	84-90	91-97	98-104	105+
I	II	III	IV	V	VI	VII	VIII	IX	X	XI

Numeric Designation

* This table is for use only as specified in 4.85(c).

§ 4.87a

§ 4.87a Schedule of ratings—ear.

§ 4.87b Schedule of ratings—other sense organs.

DISEASES OF THE EAR

	Rating
6200 Otitis media, suppurative, chronic: During the continuance of the suppurative process	10
NOTE: To be combined with ratings for loss of hearing.	
6201 Otitis media, catarrhal, chronic: Rate loss of hearing.	
6202 Otosclerosis: Rate loss of hearing.	
6203 Otitis interna: Rate loss of hearing.	
6204 Labyrinthitis, chronic: Severe; tinnitus, dizziness and occasional staggering	30
Moderate; tinnitus, occasional dizziness	10
NOTE: To be combined with ratings for loss of hearing or suppuration.	
6205 Meniere's syndrome: Severe; with frequent and typical attacks, vertigo, deafness, and cerebellar gait	100
Moderate; with less frequent attacks, including cerebellar gait	60
Mild; with aural vertigo and deafness	30
6206 Mastoiditis: Chronic; rate for impairment of hearing and suppuration.	
6207 Auricle: Loss of: Bilateral	50
Unilateral	30
Deformity of, with loss of one-third or more of the substance	10
6208 New growths, malignant, ear, other than of skin only: Rate on impairment of function, plus 10 percent.	
6209 New growths, benign, ear, other than of skin only: Rate on impairment of function; minimum	10
6210 Auditory canal, disease of: With swelling, dry and scaly or serous discharge, itching, requiring frequent and prolonged treatment	10
6211 Tympanic membrane, perforation of	0
6260 Tinnitus: Persistent as a symptom of head injury, concussion or acoustic trauma	10
(See diagnostic code 8046).	

[29 FR 6718, May 22, 1964, as amended at 41 FR 11298, Mar. 18, 1976. Redesignated at 52 FR 44119, Nov. 18, 1987, and amended at 59 FR 677, Jan. 6, 1994]

	Rating
6275 Loss of sense of smell, complete	10
6276 Loss of sense of taste, complete	10
NOTE: Anatomical or pathological basis required for the ratings under diagnostic codes 6275 and 6276.	

INFECTIOUS DISEASES, IMMUNE DISORDERS AND NUTRITIONAL DEFICIENCIES

§ 4.88 [Reserved]

§ 4.88a Chronic fatigue syndrome.

- (a) For VA purposes, the diagnosis of chronic fatigue syndrome requires:
- (1) new onset of debilitating fatigue severe enough to reduce daily activity to less than 50 percent of the usual level for at least six months; and
 - (2) the exclusion, by history, physical examination, and laboratory tests, of all other clinical conditions that may produce similar symptoms; and
 - (3) six or more of the following:
 - (i) acute onset of the condition,
 - (ii) low grade fever,
 - (iii) nonexudative pharyngitis,
 - (iv) palpable or tender cervical or axillary lymph nodes,
 - (v) generalized muscle aches or weakness,
 - (vi) fatigue lasting 24 hours or longer after exercise,
 - (vii) headaches (of a type, severity, or pattern that is different from headaches in the pre-morbid state),
 - (viii) migratory joint pains,
 - (ix) neuropsychologic symptoms,
 - (x) sleep disturbance.
 - (b) [Reserved]

[59 FR 60902, Nov. 29, 1994]

§ 4.88b Schedule of ratings—infectious diseases, immune disorders and nutritional deficiencies.

	Rating
6300 Cholera, Asiatic: As active disease, and for 3 months convalescence	100
Thereafter rate residuals such as renal necrosis under the appropriate system	
6301 Visceral Leishmaniasis: During treatment for active disease	100