

HOUSE BILL 839

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By: **Delegates Carr and Stein**

Introduced and read first time: February 2, 2018

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Public Health – State Advisory Council on PANDAS and PANS**

3 FOR the purpose of establishing the State Advisory Council on PANDAS and PANS;
4 providing for the membership, chair and vice chair, and staffing of the Advisory
5 Council; providing for the terms of the members of the Advisory Council; providing
6 that a majority of the Advisory Council is a quorum; requiring the Advisory Council
7 to meet under certain circumstances; prohibiting a member of the Advisory Council
8 from receiving certain compensation, but authorizing the reimbursement of certain
9 expenses; requiring the Advisory Council to develop and update as necessary certain
10 recommendations and submit a certain report to the Governor and the General
11 Assembly on or before a certain date each year; defining certain terms; providing for
12 the termination of this Act; and generally relating to the State Advisory Council on
13 PANDAS and PANS.

14 BY adding to

15 Article – Health – General

16 Section 13–3601 through 13–3605 to be under the new subtitle “Subtitle 36. State
17 Advisory Council on PANDAS and PANS”

18 Annotated Code of Maryland

19 (2015 Replacement Volume and 2017 Supplement)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
21 That the Laws of Maryland read as follows:

22 **Article – Health – General**

23 **SUBTITLE 36. STATE ADVISORY COUNCIL ON PANDAS AND PANS.**

24 **13–3601.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
2 INDICATED.

3 (B) "ADVISORY COUNCIL" MEANS THE STATE ADVISORY COUNCIL ON
4 PANDAS AND PANS ESTABLISHED UNDER § 13-3602 OF THIS SUBTITLE.

5 (C) "PANDAS" MEANS PEDIATRIC AUTOIMMUNE NEUROPSYCHIATRIC
6 DISORDERS ASSOCIATED WITH STREPTOCOCCAL INFECTIONS.

7 (D) "PANS" MEANS PEDIATRIC ACUTE-ONSET NEUROPSYCHIATRIC
8 SYNDROME.

9 13-3602.

10 THERE IS A STATE ADVISORY COUNCIL ON PANDAS AND PANS.

11 13-3603.

12 (A) (1) THE ADVISORY COUNCIL CONSISTS OF THE FOLLOWING
13 MEMBERS:

14 (I) TWO MEMBERS OF THE SENATE OF MARYLAND, APPOINTED
15 BY THE PRESIDENT OF THE SENATE;

16 (II) FOUR MEMBERS OF THE HOUSE OF DELEGATES,
17 APPOINTED BY THE SPEAKER OF THE HOUSE; AND

18 (III) THE FOLLOWING MEMBERS, APPOINTED BY THE
19 GOVERNOR:

20 1. ONE LICENSED HEALTH CARE PROVIDER WHO HAS
21 EXPERTISE IN TREATING INDIVIDUALS WITH PANDAS, PANS, AND AUTISM;

22 2. ONE LICENSED PHYSICIAN WHO PRACTICES AS A
23 PEDIATRICIAN AND HAS EXPERIENCE TREATING INDIVIDUALS WITH PANDAS AND
24 PANS;

25 3. ONE LICENSED PHYSICIAN WHO PRACTICES AS A
26 CHILD PSYCHIATRIST AND HAS EXPERIENCE TREATING INDIVIDUALS WITH
27 PANDAS AND PANS;

28 4. ONE IMMUNOLOGIST WITH EXPERIENCE IN TREATING
29 INDIVIDUALS WITH PANDAS, PANS, AND THE USE OF INTRAVENOUS

1 IMMUNOGLOBULIN;

2 5. ONE MEDICAL RESEARCHER WITH EXPERIENCE
3 CONDUCTING RESEARCH CONCERNING PANDAS, PANS, OBSESSIVE-COMPULSIVE
4 DISORDER, TIC DISORDER, AND OTHER NEUROLOGICAL DISORDERS;

5 6. ONE REPRESENTATIVE OF A PROFESSIONAL
6 ORGANIZATION FOR SCHOOL NURSES IN THE STATE;

7 7. ONE REPRESENTATIVE OF AN ADVOCACY AND
8 SUPPORT GROUP FOR INDIVIDUALS AFFECTED BY PANDAS AND PANS;

9 8. ONE REPRESENTATIVE OF AN ADVOCACY AND
10 SUPPORT GROUP FOR INDIVIDUALS AFFECTED BY AUTISM; AND

11 9. ONE PARENT OF A CHILD WHO HAS BEEN DIAGNOSED
12 WITH PANDAS, PANS, AND AUTISM.

13 (2) THE SECRETARY OF HEALTH, OR THE SECRETARY'S DESIGNEE,
14 SHALL SERVE AS AN EX OFFICIO MEMBER WITHOUT VOTING PRIVILEGES.

15 (3) A NONLEGISLATIVE MEMBER OF THE ADVISORY COUNCIL MUST
16 BE A RESIDENT OF THE STATE.

17 (B) (1) THE TERM OF A LEGISLATIVE MEMBER IS 4 YEARS.

18 (2) THE TERM OF A NONLEGISLATIVE MEMBER IS 2 YEARS.

19 (3) AT THE END OF A TERM, A MEMBER CONTINUES TO SERVE UNTIL
20 A SUCCESSOR IS APPOINTED.

21 (4) MEMBERS OF THE ADVISORY COUNCIL ARE ELIGIBLE FOR
22 REAPPOINTMENT.

23 13-3604.

24 (A) A MAJORITY OF THE MEMBERSHIP OF THE ADVISORY COUNCIL IS A
25 QUORUM.

26 (B) THE ADVISORY COUNCIL SHALL ELECT A CHAIR AND VICE CHAIR FROM
27 AMONG ITS LEGISLATIVE MEMBERS.

28 (C) THE ADVISORY COUNCIL SHALL MEET AT THE CALL OF THE CHAIR OR A

1 MAJORITY OF THE ADVISORY COUNCIL.

2 (D) A MEMBER OF THE ADVISORY COUNCIL:

3 (1) MAY NOT RECEIVE COMPENSATION; BUT

4 (2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE
5 STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

6 (E) THE MARYLAND DEPARTMENT OF HEALTH SHALL PROVIDE STAFF FOR
7 THE ADVISORY COUNCIL.

8 13-3605.

9 (A) THE ADVISORY COUNCIL SHALL DEVELOP AND UPDATE AS NECESSARY
10 RECOMMENDATIONS REGARDING:

11 (1) PRACTICE GUIDELINES FOR THE DIAGNOSIS AND TREATMENT OF
12 PANDAS AND PANS;

13 (2) MECHANISMS TO INCREASE CLINICAL AWARENESS AND
14 EDUCATION REGARDING PANDAS AND PANS AMONG PHYSICIANS, INCLUDING
15 PEDIATRICIANS, SCHOOL-BASED HEALTH CENTERS, AND PROVIDERS OF MENTAL
16 HEALTH SERVICES;

17 (3) OUTREACH TO EDUCATORS AND PARENTS TO INCREASE
18 AWARENESS OF PANDAS AND PANS; AND

19 (4) THE DEVELOPMENT OF A NETWORK OF VOLUNTEER EXPERTS ON
20 THE DIAGNOSIS AND TREATMENT OF PANDAS AND PANS TO ASSIST IN THE
21 DELIVERY OF EDUCATION AND OUTREACH.

22 (B) ON OR BEFORE DECEMBER 1 EACH YEAR, THE ADVISORY COUNCIL
23 SHALL SUBMIT A REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246
24 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON THE
25 ADVISORY COUNCIL'S RECOMMENDATIONS.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
27 1, 2018. It shall remain effective for a period of 3 years and, at the end of June 30, 2021,
28 this Act, with no further action required by the General Assembly, shall be abrogated and
29 of no further force and effect.