

# HOUSE BILL No. 5036

September 27, 2017, Introduced by Reps. Miller, Howrylak, Graves, Hoadley and Chang and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled  
"Public health code,"  
(MCL 333.1101 to 333.25211) by adding section 5145.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 5145. (1) THE ADVISORY COUNCIL ON PEDIATRIC AUTOIMMUNE  
2        NEUROPSYCHIATRIC DISORDER ASSOCIATED WITH STREPTOCOCCAL INFECTIONS  
3        IS CREATED WITHIN THE DEPARTMENT.

4        (2) THE ADVISORY COUNCIL SHALL CONSIST OF THE FOLLOWING 15  
5        MEMBERS, APPOINTED BY THE DIRECTOR:

6        (A) AN IMMUNOLOGIST WHO IS PRACTICING IN THIS STATE AND HAS  
7        EXPERIENCE TREATING INDIVIDUALS WITH PEDIATRIC AUTOIMMUNE  
8        NEUROPSYCHIATRIC DISORDER ASSOCIATED WITH STREPTOCOCCAL INFECTIONS  
9        AND PEDIATRIC ACUTE NEUROPSYCHIATRIC SYNDROME AND THE USE OF  
10       INTRAVENOUS IMMUNOGLOBULIN.

1 (B) A HEALTH PROFESSIONAL WHO IS LICENSED UNDER ARTICLE 15 WHO  
2 HAS EXPERTISE IN TREATING INDIVIDUALS WITH PEDIATRIC AUTOIMMUNE  
3 NEUROPSYCHIATRIC DISORDER ASSOCIATED WITH STREPTOCOCCAL INFECTIONS  
4 AND PEDIATRIC ACUTE NEUROPSYCHIATRIC SYNDROME AND AUTISM.

5 (C) A REPRESENTATIVE OF PANDAS/PANS ADVOCACY AND SUPPORT.

6 (D) A PHYSICIAN WHO IS LICENSED UNDER ARTICLE 15 TO ENGAGE IN  
7 THE PRACTICE OF OSTEOPATHIC MEDICINE AND SURGERY WHO HAS EXPERIENCE  
8 TREATING INDIVIDUALS WITH PEDIATRIC AUTOIMMUNE NEUROPSYCHIATRIC  
9 DISORDER ASSOCIATED WITH STREPTOCOCCAL INFECTIONS AND PEDIATRIC  
10 ACUTE NEUROPSYCHIATRIC SYNDROME.

11 (E) A MEDICAL RESEARCHER WITH EXPERIENCE CONDUCTING RESEARCH  
12 CONCERNING PEDIATRIC AUTOIMMUNE NEUROPSYCHIATRIC DISORDER  
13 ASSOCIATED WITH STREPTOCOCCAL INFECTIONS, PEDIATRIC ACUTE  
14 NEUROPSYCHIATRIC SYNDROME, OBSESSIVE-COMPULSIVE DISORDER, TIC  
15 DISORDER, AND OTHER NEUROLOGICAL DISORDERS.

16 (F) A DIETITIAN WHO IS PRACTICING IN THIS STATE AND WHO  
17 PROVIDES SERVICES TO CHILDREN WITH AUTISM SPECTRUM DISORDER,  
18 ATTENTION-DEFICIT HYPERACTIVITY DISORDER, AND OTHER NEURO-  
19 DEVELOPMENTAL CONDITIONS.

20 (G) A REPRESENTATIVE OF A PROFESSIONAL ORGANIZATION IN THIS  
21 STATE FOR SCHOOL PSYCHOLOGISTS.

22 (H) A CHILD PSYCHIATRIST WHO HAS EXPERIENCE TREATING  
23 INDIVIDUALS WITH PEDIATRIC AUTOIMMUNE NEUROPSYCHIATRIC DISORDER  
24 ASSOCIATED WITH STREPTOCOCCAL INFECTIONS AND PEDIATRIC ACUTE  
25 NEUROPSYCHIATRIC SYNDROME.

26 (I) A REPRESENTATIVE OF A PROFESSIONAL ORGANIZATION IN THIS  
27 STATE FOR SCHOOL NURSES.

1 (J) A PEDIATRICIAN WHO HAS EXPERIENCE TREATING INDIVIDUALS  
2 WITH PEDIATRIC AUTOIMMUNE NEUROPSYCHIATRIC DISORDER ASSOCIATED WITH  
3 STREPTOCOCCAL INFECTIONS AND PEDIATRIC ACUTE NEUROPSYCHIATRIC  
4 SYNDROME.

5 (K) A REPRESENTATIVE OF AN ORGANIZATION FOCUSED ON AUTISM.

6 (L) A PARENT OF A CHILD WHO HAS BEEN DIAGNOSED WITH PEDIATRIC  
7 AUTOIMMUNE NEUROPSYCHIATRIC DISORDER ASSOCIATED WITH STREPTOCOCCAL  
8 INFECTIONS OR PEDIATRIC ACUTE NEUROPSYCHIATRIC SYNDROME AND AUTISM.

9 (M) AN INDIVIDUAL WHO IS LICENSED UNDER ARTICLE 15 AS A  
10 LICENSED MASTER'S SOCIAL WORKER OR LICENSED BACHELOR'S SOCIAL  
11 WORKER.

12 (N) A REPRESENTATIVE OF THE OFFICE OF SPECIAL EDUCATION WITHIN  
13 THE DEPARTMENT OF EDUCATION.

14 (O) A REPRESENTATIVE OF THE GENERAL PUBLIC.

15 (3) THE DIRECTOR, OR HIS OR HER DESIGNEE, SHALL SERVE AS AN EX  
16 OFFICIO MEMBER OF THE ADVISORY COUNCIL WITHOUT THE RIGHT TO VOTE.

17 (4) THE MEMBERS FIRST APPOINTED TO THE ADVISORY COUNCIL SHALL  
18 BE APPOINTED WITHIN 60 DAYS AFTER THE EFFECTIVE DATE OF THIS  
19 SECTION.

20 (5) MEMBERS OF THE ADVISORY COUNCIL SHALL SERVE FOR TERMS OF 4  
21 YEARS OR UNTIL A SUCCESSOR IS APPOINTED, WHICHEVER IS LATER, EXCEPT  
22 THAT OF THE MEMBERS FIRST APPOINTED 5 SHALL SERVE FOR 1 YEAR, 5  
23 SHALL SERVE FOR 2 YEARS, AND 5 SHALL SERVE FOR 3 YEARS.

24 (6) IF A VACANCY OCCURS ON THE ADVISORY COUNCIL, THE DIRECTOR  
25 SHALL MAKE AN APPOINTMENT FOR THE UNEXPIRED TERM IN THE SAME MANNER  
26 AS THE ORIGINAL APPOINTMENT.

27 (7) THE DIRECTOR MAY REMOVE A MEMBER OF THE ADVISORY COUNCIL

1 FOR INCOMPETENCE, DERELICTION OF DUTY, MALFEASANCE, MISFEASANCE, OR  
2 NONFEASANCE IN OFFICE, OR ANY OTHER GOOD CAUSE.

3 (8) THE FIRST MEETING OF THE ADVISORY COUNCIL SHALL BE CALLED  
4 BY THE DIRECTOR WITHIN 90 DAYS AFTER THE EFFECTIVE DATE OF THIS  
5 SECTION. AT THE FIRST MEETING, THE ADVISORY COUNCIL SHALL ELECT  
6 FROM AMONG ITS MEMBERS A CHAIRPERSON AND OTHER OFFICERS AS IT  
7 CONSIDERS NECESSARY OR APPROPRIATE. AFTER THE FIRST MEETING, THE  
8 ADVISORY COUNCIL SHALL MEET AT THE CALL OF THE CHAIRPERSON OR IF  
9 REQUESTED BY A MAJORITY OF THE MEMBERS OF THE ADVISORY COUNCIL.

10 (9) A MAJORITY OF THE MEMBERS OF THE ADVISORY COUNCIL  
11 CONSTITUTE A QUORUM FOR THE TRANSACTION OF BUSINESS AT A MEETING OF  
12 THE ADVISORY COUNCIL. A MAJORITY OF THE MEMBERS PRESENT AND SERVING  
13 ARE REQUIRED FOR OFFICIAL ACTION OF THE ADVISORY COUNCIL.

14 (10) THE BUSINESS THAT THE ADVISORY COUNCIL MAY PERFORM SHALL  
15 BE CONDUCTED AT A PUBLIC MEETING OF THE ADVISORY COUNCIL HELD IN  
16 COMPLIANCE WITH THE OPEN MEETINGS ACT, 1976 PA 267, MCL 15.261 TO  
17 15.275.

18 (11) A WRITING PREPARED, OWNED, USED, IN THE POSSESSION OF, OR  
19 RETAINED BY THE ADVISORY COUNCIL IN THE PERFORMANCE OF AN OFFICIAL  
20 FUNCTION IS SUBJECT TO THE FREEDOM OF INFORMATION ACT, 1976 PA 442,  
21 MCL 15.231 TO 15.246.

22 (12) MEMBERS OF THE ADVISORY COUNCIL SHALL SERVE WITHOUT  
23 COMPENSATION. HOWEVER, MEMBERS OF THE ADVISORY COUNCIL MAY BE  
24 REIMBURSED FOR THEIR ACTUAL AND NECESSARY EXPENSES INCURRED IN THE  
25 PERFORMANCE OF THEIR OFFICIAL DUTIES AS MEMBERS OF THE ADVISORY  
26 COUNCIL.

27 (13) BY JANUARY 1, 2019, AND ANNUALLY THEREAFTER, THE ADVISORY

COUNCIL SHALL SUBMIT A REPORT TO THE LEGISLATURE WITH  
RECOMMENDATIONS ON ALL OF THE FOLLOWING:

(A) PRACTICE GUIDELINES FOR THE DIAGNOSIS AND TREATMENT OF  
PEDIATRIC AUTOIMMUNE NEUROPSYCHIATRIC DISORDER ASSOCIATED WITH  
STREPTOCOCCAL INFECTIONS AND PEDIATRIC ACUTE NEUROPSYCHIATRIC  
SYNDROME.

(B) MECHANISMS TO INCREASE CLINICAL AWARENESS AND EDUCATION  
REGARDING PEDIATRIC AUTOIMMUNE NEUROPSYCHIATRIC DISORDER ASSOCIATED  
WITH STREPTOCOCCAL INFECTIONS AND PEDIATRIC ACUTE NEUROPSYCHIATRIC  
SYNDROME AMONG PHYSICIANS, SCHOOL-BASED HEALTH CENTERS, AND  
PROVIDERS OF MENTAL HEALTH SERVICES.

(C) OUTREACH TO EDUCATORS AND PARENTS TO INCREASE AWARENESS OF  
PEDIATRIC AUTOIMMUNE NEUROPSYCHIATRIC DISORDER ASSOCIATED WITH  
STREPTOCOCCAL INFECTIONS AND PEDIATRIC ACUTE NEUROPSYCHIATRIC  
SYNDROME.

(D) DEVELOPMENT OF A NETWORK OF VOLUNTEER EXPERTS ON THE  
DIAGNOSIS AND TREATMENT OF PEDIATRIC AUTOIMMUNE NEUROPSYCHIATRIC  
DISORDER ASSOCIATED WITH STREPTOCOCCAL INFECTIONS AND PEDIATRIC  
ACUTE NEUROPSYCHIATRIC SYNDROME TO ASSIST IN EDUCATION AND  
OUTREACH.

(E) ANY OTHER RECOMMENDATION THAT THE ADVISORY COUNCIL  
CONSIDERS APPROPRIATE.

(14) AS USED IN THIS SECTION, "ADVISORY COUNCIL" MEANS THE  
ADVISORY COUNCIL ON PEDIATRIC AUTOIMMUNE NEUROPSYCHIATRIC DISORDER  
ASSOCIATED WITH STREPTOCOCCAL INFECTIONS CREATED IN SUBSECTION (1).

Enacting section 1. This amendatory act takes effect 90 days  
after the date it is enacted into law.