
By: **Senators Conway and Hollinger**

Introduced and read first time: February 8, 2002

Assigned to: Rules

Re-referred to: Education, Health, and Environmental Affairs, February 14, 2002

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 19, 2002

CHAPTER _____

1 AN ACT concerning

2 **Statewide Advisory Commission on Immunizations**

3 FOR the purpose of establishing the Statewide Advisory Commission on
4 Immunizations; providing for the composition of the Commission; requiring the
5 Secretary of the Department of Health and Mental Hygiene to appoint the
6 members of the Commission; requiring a certain member to chair the
7 Commission, establish certain subcommittees, and appoint certain
8 subcommittee chairs; ~~providing for the terms of the members~~; prohibiting a
9 member from receiving compensation but allowing members to be reimbursed
10 for expenses; requiring the Department to provide staffing for the Commission;
11 ~~requiring the Commission to study and recommend whether the State should~~
12 ~~adopt a certain vaccine program by a certain date~~; ~~requiring the Commission to~~
13 ~~continuously monitor the status of certain vaccines and develop a~~
14 ~~recommendation on a certain plan~~; ~~requiring the Commission to develop and~~
15 ~~publish certain recommendations regarding skipped or postponed dosages of~~
16 ~~vaccines and to develop a certain form to be used by certain schools~~; ~~requiring~~
17 ~~the Commission to develop and implement a certain process to delay certain~~
18 ~~school requirements under certain circumstances~~; ~~requiring the Commission to~~
19 ~~develop a certain communications campaign~~; ~~requiring the Commission to~~
20 ~~create a plan for a certain infrastructure to be used under certain~~
21 ~~circumstances~~; determining where certain vaccine shortages exist and which
22 vaccines are in short supply; developing a certain plan for the equitable
23 distribution of vaccines; studying certain other related issues; requiring the
24 Commission to submit ~~certain reports~~ a certain report; altering the process to be
25 used for adopting certain regulations relating to immunizations and certain
26 blood tests of children; and generally relating to the Statewide Advisory
27 Commission on Immunizations.

1 BY adding to
2 Article - Health - General
3 Section 18-214
4 Annotated Code of Maryland
5 (2000 Replacement Volume and 2001 Supplement)

6 BY repealing and reenacting, with amendments,
7 Article - Education
8 Section 7-403(a)(1)
9 Annotated Code of Maryland
10 (2001 Replacement Volume)

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

13 **Article - Health - General**

14 18-214.

15 (A) THERE IS A STATEWIDE ADVISORY COMMISSION ON IMMUNIZATIONS.

16 (B) THE COMMISSION CONSISTS OF AT LEAST THE FOLLOWING MEMBERS:

17 (1) ONE PHYSICIAN MEMBER OF THE MEDICAL AND CHIRURGICAL
18 FACULTY PUBLIC HEALTH COUNCIL;

19 (2) ~~ONE PHYSICIAN MEMBER OF THE MARYLAND CHAPTER OF THE~~
20 ~~AMERICAN ACADEMY OF PEDIATRICS WHO SPECIALIZES IN INFECTIOUS DISEASES~~
21 THE CHAIRPERSON OF THE MARYLAND AND CHILDHOOD IMMUNIZATION
22 PARTNERSHIP;

23 (3) ONE PHYSICIAN MEMBER OF THE MARYLAND CHAPTER OF THE
24 AMERICAN ACADEMY OF PEDIATRICS WITH EXPERIENCE IN PRIVATE PRACTICE;

25 (4) ONE PHYSICIAN MEMBER OF THE MARYLAND ACADEMY OF FAMILY
26 PHYSICIANS;

27 (5) ONE PHYSICIAN MEMBER OF THE AMERICAN COLLEGE OF
28 PHYSICIANS - INTERNAL MEDICINE SOCIETY OF MARYLAND;

29 (6) ~~FOUR PHYSICIANS WHO ADMINISTER VACCINES~~ THE EXECUTIVE
30 DIRECTOR OF THE MARYLAND PARTNERSHIP FOR PREVENTION;

31 (7) ONE LOCAL HEALTH OFFICER;

32 (8) ONE REPRESENTATIVE FROM THE DEPARTMENT'S CENTER FOR
33 IMMUNIZATIONS;

1 (9) ONE REPRESENTATIVE FROM THE DEPARTMENT'S VACCINES FOR
2 CHILDREN PROGRAM; ~~AND~~

3 (10) ~~ONE REPRESENTATIVE OF THE MARYLAND SCHOOL SYSTEM,~~
4 ~~NOMINATED BY THE STATE SUPERINTENDENT OF SCHOOLS~~ THE MARYLAND STATE
5 EPIDEMIOLOGIST;

6 (11) THE MARYLAND STATE PUBLIC HEALTH VETERINARIAN;

7 (12) ONE REPRESENTATIVE FROM THE VACCINE PRODUCTION AND
8 MANUFACTURING INDUSTRY;

9 (13) ONE REPRESENTATIVE FROM A PUBLIC HEALTH CONSUMER
10 ADVOCACY GROUP; AND

11 (14) ONE NURSE PRACTITIONER.

12 (C) THE SECRETARY OF THE DEPARTMENT OF HEALTH AND MENTAL
13 HYGIENE SHALL APPOINT THE MEMBERSHIP OF THE COMMISSION, BASED ON THE
14 RECOMMENDATION OF THE APPROPRIATE MEDICAL SOCIETY OR AGENCY;

15 (D) THE PHYSICIAN MEMBER OF THE MEDICAL AND CHIRURGICAL FACULTY
16 PUBLIC HEALTH COUNCIL SHALL:

17 (1) CHAIR THE COMMISSION;

18 (2) ESTABLISH SUBCOMMITTEES TO FACILITATE THE WORK OF THE
19 COMMISSION; AND

20 (3) APPOINT SUBCOMMITTEE CHAIRS FROM AMONG THE COMMISSION
21 MEMBERS.

22 ~~(E) (1) THE TERM OF A MEMBER IS 4 YEARS.~~

23 ~~(2) A MEMBER MAY NOT SERVE MORE THAN TWO CONSECUTIVE TERMS.~~

24 ~~(F) (E)~~ (E) A MEMBER OF THE COMMISSION MAY NOT RECEIVE COMPENSATION
25 BUT IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE STANDARD
26 STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

27 ~~(G) (F)~~ (F) THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE SHALL
28 PROVIDE THE STAFFING FOR THE COMMISSION.

29 ~~(H) (G)~~ (G) THE COMMISSION SHALL:

30 ~~(1) STUDY AND RECOMMEND ON OR BEFORE DECEMBER 15, 2003~~
31 ~~WHETHER THE STATE SHOULD ADOPT A PROGRAM TO PURCHASE VACCINES FOR ALL~~
32 ~~CHILDREN, KNOWN AS UNIVERSAL PURCHASE THROUGH POOLED FUNDING FROM~~
33 ~~THE FEDERAL VACCINES FOR CHILDREN PROGRAM, INSURERS, AND OTHER~~
34 ~~CURRENT FUNDERS OF VACCINE;~~

1 and regulations regarding the immunizations and blood tests for lead poisoning
2 required of children entering schools.

3 ~~SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December~~
4 ~~15, 2003, the Commission shall report on the Commission's recommendations~~
5 ~~regarding the universal purchase of vaccine described in § 18-214(h)(1) of the Health~~
6 ~~General Article, as enacted by Section 1 of this Act, to the Governor and, in~~
7 ~~accordance with § 2-1246 of the State Government Article, to the Senate Education,~~
8 ~~Health, and Environmental Affairs Committee and the Environmental Matters~~
9 ~~Committee.~~

10 SECTION 3. 2. AND BE IT FURTHER ENACTED, That this Act shall take
11 effect October 1, 2002.