

1 WHEREAS, Hospitals, public clinics, and private physicians have failed to
2 notify the surviving participants of nasal radium irradiation treatments of the
3 potential risks involved in the treatment; now, therefore,

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

6 **Article 41 - Governor - Executive and Administrative Departments**

7 18-316.

8 (A) THERE IS A TASK FORCE TO STUDY THE LONG-TERM HEALTH
9 CONSEQUENCES OF NASAL RADIUM IRRADIATION MEDICAL PROCEDURES ON
10 RECIPIENTS OF THOSE PROCEDURES.

11 (B) THE TASK FORCE CONSISTS OF NINE MEMBERS AS FOLLOWS:

12 (1) ONE MEMBER OF THE SENATE OF MARYLAND, APPOINTED BY THE
13 PRESIDENT OF THE SENATE;

14 (2) ONE MEMBER OF THE HOUSE OF DELEGATES OF MARYLAND,
15 APPOINTED BY THE SPEAKER OF THE HOUSE;

16 (3) TWO REPRESENTATIVES OF THE MEDICAL AND CHIRURGICAL
17 FACULTY OF MARYLAND, APPOINTED BY THE GOVERNOR;

18 (4) ONE REPRESENTATIVE OF THE MARYLAND HOSPITAL ASSOCIATION,
19 APPOINTED BY THE GOVERNOR;

20 (5) THREE MEMBERS OF THE PUBLIC, JOINTLY APPOINTED BY THE
21 GOVERNOR, THE PRESIDENT, AND THE SPEAKER; AND

22 (6) THE SECRETARY OF HEALTH AND MENTAL HYGIENE.

23 (C) THE SECRETARY OF HEALTH AND MENTAL HYGIENE SHALL SERVE AS
24 CHAIRMAN OF THE TASK FORCE.

25 (D) A MEMBER OF THE TASK FORCE:

26 (1) MAY NOT RECEIVE COMPENSATION FOR SERVING ON THE TASK
27 FORCE; BUT

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

30 (E) THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE SHALL PROVIDE
31 STAFF FOR THE TASK FORCE.

32 (F) THE TASK FORCE SHALL:

1 (1) DETERMINE WHETHER SURVIVING RECIPIENTS OF NASAL RADIUM
2 IRRADIATION TREATMENTS HAVE CONTRACTED HEAD, NECK, OR OTHER CANCERS
3 OR HEALTH PROBLEMS THAT COULD BE ATTRIBUTED TO THOSE TREATMENTS;

4 (2) OTHERWISE DETERMINE THE CURRENT STATE OF HEALTH OF
5 SURVIVING RECIPIENTS OF NASAL RADIUM IRRADIATION TREATMENTS WHO
6 RECEIVED THOSE TREATMENTS AT ANY TIME FROM 1948 THROUGH 1960;

7 (3) MAKE OTHER APPROPRIATE FINDINGS IN RELATION TO NASAL
8 RADIUM IRRADIATION TREATMENT AND ITS EFFECT ON THE RECIPIENTS OF THAT
9 TREATMENT; AND

10 (4) DETERMINE HOW RECIPIENTS OF NASAL RADIUM IRRADIATION
11 TREATMENT SHOULD BE:

12 (I) NOTIFIED OF THE RISK OF CANCER AND OTHER DISEASES AND
13 DISORDERS; AND

14 (II) ADMINISTERED APPROPRIATE MEDICAL CARE AND
15 TREATMENT.

16 (G) NOT LATER THAN DECEMBER 31, 1999, THE TASK FORCE SHALL SUBMIT A
17 REPORT OF ITS FINDINGS AND RECOMMENDATIONS TO THE GOVERNOR AND,
18 SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE GENERAL
19 ASSEMBLY.

20 (H) THE TASK FORCE SHALL TERMINATE ON JANUARY 1, 2000.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 1998.