

WEST VIRGINIA LEGISLATURE

2026 REGULAR SESSION

Introduced

House Bill 5004

**FISCAL
NOTE**

By Delegate Masters

[Introduced January 30, 2026; referred to the

Committee on Health and Human Resources]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding two new sections,
2 designated §9-5-20a and §33-25A-8z, relating to acute-onset neuroimmune disorders;
3 providing definitions; authorizing health coverage; clarifying the scope of treatment;
4 providing education to providers; and authorizing rulemaking.

Be it enacted by the Legislature of West Virginia:

CHAPTER 9. HUMAN SERVICES.

| ARTICLE | 5. | MISCELLANEOUS | PROVISIONS. |
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§9-5-20a. Medicaid program; acute-onset neuroimmune disorders; evaluation and classification.

1 (a) Definitions. – For purposes of this section:

2 "Pediatric Acute-Onset Neuroimmune Disorders" means Pediatric Acute-Onset
3 Neuropsychiatric Syndrome (PANS) and Pediatric Autoimmune Neuropsychiatric Disorders
4 Associated with Streptococcal Infections (PANDAS), as recognized by the National Institutes of
5 Health.

6 (b) Coverage required. – Any enrollee in Medicaid who is eligible for services subject to this
7 chapter shall be provided coverage for the medically necessary diagnosis and treatment of
8 Pediatric Acute-Onset Neuroimmune Disorders when such services are ordered by a licensed
9 physician and are supported by peer-reviewed medical literature or generally accepted standards
10 of care.

11 (c) Scope of treatment. – Covered services may include, but are not limited to:

12 (1) Diagnostic testing and clinical evaluation;
13 (2) Pharmaceutical treatments, including antimicrobial and anti-inflammatory therapies;
14 (3) Immune-modulating therapies when medically necessary; or
15 (4) Behavioral, psychiatric, and rehabilitative services related to PANS and PANDAS.

16 (d) Parity. – Coverage under this section shall not be denied, limited, or subject to more

17 restrictive utilization management solely because the disorder presents with behavioral or
18 psychiatric symptoms. Coverage shall comply with state and federal mental health parity
19 requirements.

20 (e) Medicaid. – The Bureau for Medical Services shall recognize Pediatric Acute-Onset
21 Neuroimmune Disorders, as recognized by the National Institute of Health, as covered conditions
22 under the Medicaid program and shall apply medical necessity criteria consistent with this section.

23 (f) Education. – Medicaid providers shall be educated by the Bureau for Public Health in an
24 effort to increase the rate of evaluation and treatment for PANS and PANDAS. Providers should
25 be made aware of:

26 (1) Presence of obsessive compulsive disorder and/or tics;
27 (2) Symptoms begin between age three and puberty;
28 (3) Acute-onset and episodic (relapsing-remitting) course;
29 (4) Association with Group A Streptococcal (GAS) infection; and
30 (5) Association with Neurological Abnormalities disease.

31 (g) Rulemaking. – The Department of Human Services may propose rules for legislative
32 approval in accordance with the provisions of §29A-3-1 et seq. of this code to implement the
33 provisions of this section.

CHAPTER33. INSURANCE.

ARTICLE 25A. HEALTH MAINTENANCE ORGANIZATION ACT.

§33-25A-8z. Coverage of acute-onset neuroimmune disorders.

1 (a) Definitions. – For purposes of this section:

2 "Pediatric Acute-Onset Neuroimmune Disorders" means Pediatric Acute-Onset
3 Neuropsychiatric Syndrome (PANS) and Pediatric Autoimmune Neuropsychiatric Disorders
4 Associated with Streptococcal Infections (PANDAS), as recognized by the National Institutes of
5 Health.

6 (b) Coverage required. – A health benefit plan subject to this chapter shall provide
7 coverage for the medically necessary diagnosis and treatment Of Pediatric Acute-Onset
8 Neuroimmune Disorders when such services are ordered by a licensed physician and are
9 supported by peer-reviewed medical literature or generally accepted standards of care.

10 (c) Scope of treatment. – Covered services may include, but are not limited to:

- 11 (1) Diagnostic testing and clinical evaluation;
- 12 (2) Pharmaceutical treatments, including antimicrobial and anti-inflammatory therapies;
- 13 (3) Immune-modulating therapies when medically necessary; or
- 14 (4) Behavioral, psychiatric, and rehabilitative services related to PANS and PANDAS.

15 (d) Parity. – Coverage under this section shall not be denied, limited, or subject to more
16 restrictive utilization management solely because the disorder presents with behavioral or
17 psychiatric symptoms. Coverage shall comply with state and federal mental health parity
18 requirements.

19 (e) Medicaid. – The Bureau for Medical Services shall recognize Pediatric Acute-Onset
20 Neuroimmune Disorders, as recognized by the National Institute of Health, as covered conditions
21 under the Medicaid program and shall apply medical necessity criteria consistent with this section.

NOTE: The purpose of this bill is to provide health coverage for PANS/PANDAS.

Strike-throughs indicate language that would be stricken from a heading or the present law
and underscoring indicates new language that would be added.