

From: patty.dusbabek@comcast.net [<mailto:patty.dusbabek@comcast.net>]
Sent: Friday, May 22, 2015 1:25 PM
To: Davis, Michelle (DOH)
Subject: Re: Petition for rulemaking

Greetings

Yes plus anything to do with housekeeping or food but basically that the "permit" should be eliminated for the Legislature never provided the HD with that permit control which it abuses and then requires lodgings to go through all sorts of regulations from which we were made "exempt" when it isn't necessary for small lodgings which the Legislature set at 8 or less. The HD can't properly cover the larger establishments; why are we allowing it to selectively choose the smaller ones it singles out? None of this is necessary in the era of the internet for customers do their own oversight. Beside, any guest can leave; they're not obligated to stay any place that they don't choose to stay. Maybe this was necessary 100 or 50 years ago but it's not necessary when there is public communication readily available. When I have an approved commercial kitchen on site which the WSDAg approves and the HDs tell me that their approval is unacceptable to it, there's a very serious problem for Ag has a higher Legislative approval for those kitchens than Health--it displays a lack of support of another government agency that I'm required to report to since I'm a farm processor than anything the HDs can approve--it's still the same kitchen and interagency approval should be acknowledged as valid. When the Kitsap HD failed to review anything here for 9 years while accepting pay and issuing a permit every one of those years, and then alleges its oversight is significant, it fails to support its position. When WA state HD never advised, contacted, or communicated with me for the 15 years I've been in business and then attempts to support that its "housekeeping" check is necessary, it makes itself appear foolish. What these actions support is how unnecessary this oversight is from either HD. When I'm the only lodging on Bainbridge Island singled out for this "permit", that represents a lack of need for the permit--an 80 unit hotel, 50 unit motel, 10 unit inn, 3 other 4 unit inns and the HD can only find my B&B. If it's that insignificant for all these others, it certainly is not needed for me. When after 15 years of my operation without HD oversight over my "housekeeping", cooking, baking, or anything else I do here, the HDs fail to support need for the inspector/supervisor couldn't find anything valid to complain about even with his knit picking. We exist at a different time in history, government oversight over these matters is totally unnecessary. With WSDAg approval, I can sell interstate; WSDH can't approve anything for food, KCHD can only approve county sales. For WSDH to attempt to support that KCHD approval is necessary for a farm processor can't be supported and the HDs should be held to the WAC regulation which states that if I hold a WSDA commercial kitchen permit I don't require a county HD permit--the 2 departments oversee only the kitchen. The splitting of hair they attempt makes no sense--and the HDs are unqualified to approve my products by KCHD's own admission. If they can't approve my interstate production, they're not qualified to approve my B&B production since many of my products are used in both. This represents unnecessary duplicity of government which harms business and should be eliminated.

Thanks, I appreciate your agency reviewing this matter.

Patti Dusbabek

From: "Michelle Davis (DOH)" <Michelle.Davis@sboh.wa.gov>
To: "patty dusbabek" <patty.dusbabek@comcast.net>
Cc: "David J DeLong (DOH)" <david.delong@sboh.wa.gov>

Sent: Friday, May 22, 2015 10:53:13 AM

Subject: Petition for rulemaking

Ms. Dusbabek: The Board has received your petition for rulemaking. The earliest that the Board will be able to consider your petition will be at our June 18 meeting, which will be held in Walla Walla. In order for them to review your request, I need to clarify the sections that you would like to repeal. Are you requesting that the Board repeal the three sections regarding Bed and Breakfast Operations? Those sections are:

[246-215-09300](tel:246-215-09300)

[246-215-09305](tel:246-215-09305)

[246-215-09310](tel:246-215-09310)

Residential kitchen—Requirements and restrictions.

Food protection—Standard operating procedures.

Sinks—Sink compartment requirements

Please let me know.

Michelle Davis, Executive Director
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