

# WASHINGTON STATE BOARD OF HEALTH

## ENVIRONMENTAL HEALTH COMMITTEE SPECIAL MEETING SUMMARY NOTES

**What:** Environmental Health Committee

**When:** December 20, 2021

**Participating via Zoom:** Board of Health (Board) members Keith Grellner and Steve Kutz; Board staff Stuart Glasoe, Michelle Davis, and Melanie Hisaw; Department of Health (Department) staff Anna Hidle, Tami Thompson, Michael Ellsworth, Michael Dexel, Joe Laxson, Dani Toepelt, Theresa Phillips, Peter Beaton, Holly Myers, and Todd Phillips; and one member of the public.

### Summary Notes:

#### General Updates

- Peter Beaton summarized the status of expedited rulemaking delegated to the Department to adopt national suction fitting standards in the Water Recreation rules, chapters 246-260 and 262 WAC. The rulemaking may be complete and effective by April 2022.
- Michael Dexel gave a preview of the 2022 legislative session. Anticipated themes include climate change and salmon recovery and possible bills addressing such issues as microenterprise home kitchens, biotoxins and crab, latex gloves, and fluoride in drinking water.

#### January Board Meeting Preparation – New Rulemaking, Sanitary Control of Shellfish, Chapter 246-282 WAC

- Dani Toepelt walked through a draft presentation with background on regulatory authority for Sanitary Control of Shellfish, the *Vibrio Parahaemolyticus* (Vp) Control Plan, and Vp illness data in 2021 and recent years. The Department recommends initiating rulemaking now to update the chapter and to consider initiating emergency rulemaking closer to spring if needed for the Vp Control Plan, WAC 246-282-006. Member Kutz asked questions about Vp control measures, including measures in other states pertaining to molluscan shellfish that might come into Washington.

#### January Board Meeting Preparation – Rules Briefing on Keeping of Animals, WAC 246-203-130

- Stuart Glasoe outlined plans to brief the Board on the Keeping of Animals rulemaking. He said the briefing would likely cover rulemaking background/history, the draft rule, and the status and timeline filing the CR-102, proposed rule. He said staff may produce a factsheet on misconceptions of the rule and walked through sample misconceptions. Member Kutz asked questions mainly pertaining to animal

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waste composting. Chair Grellner voiced support completing the rulemaking and filing the proposed rule for public comment and consideration by the Board.

### **Environmental Health Rulemaking Project Updates**

- Theresa Phillips summed work on rulemaking orders (CR-103P) filed in November for the recently adopted PFAS rules, Group A Public Water Supplies, chapter 246-290 WAC, and Drinking Water Laboratory Certification and Data Reporting, chapter 246-390 WAC. The two rules take effect January 1, 2022.
- Todd Phillips discussed the status of ongoing work on On-Site Sewage Systems, chapter 246-272A WAC, and plans to complete the rulemaking in 2022.
- Ms. Phillips explained that work is ongoing and mentioned a meeting scheduled for the following day to revisit next steps revising Water Recreation Facilities, chapter 246-260 WAC, and Recreational Water Contact Facilities, chapter 246-262 WAC.

### **Next Steps:**

- Mr. Glasoe said staff are working on the 2022 EH Committee meeting schedule. He said it is uncertain if an EH Committee meeting will be needed in February and said staff will follow up soon on the 2022 schedule.

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