

# WASHINGTON STATE BOARD OF HEALTH

## ENVIRONMENTAL HEALTH COMMITTEE SPECIAL MEETING SUMMARY NOTES

**What:** Environmental Health Committee

**When:** September 20, 2021

**Participating via Zoom:** Board of Health (Board) members Keith Grellner and Fran Besserman; Board staff Stuart Glasoe, Kaitlyn Donahoe, Michelle Davis, and Melanie Hisaw; Department of Health (Department) staff Barb Morrissey, Theresa Phillips, Peter Beaton, Michael Ellsworth, Anna Hidle, Todd Phillips, Jocelyn Jones, Laura Johnson, Jun Naotsuka, Mike Means, David DeLong, Sophia Petro, Lauren Jenks, and Tami Thompson; and approximately five members of the public.

### Summary Notes:

#### **October Board Meeting Preparation – Rulemaking Delegation Request: Water Recreation, Chapters 246-260 and 246-262 WAC**

- Kaitlyn Donahoe introduced the request to delegate rulemaking authority to the Department. Todd Phillips explained that the Department is requesting delegation of authority to conduct expedited rulemaking to update definitions in the Board's water recreation rules that reference outdated suction fitting standards for swimming pools, wading pools, spas, and hot tubs. He said the standards have changed federally and now need corresponding change in state rules to allow use of products meeting the new standards. Without the rule change, variances would be needed to allow use of products meeting the federal standards.

#### **October Board Meeting Preparation – PFAS Rules Hearing: Group A Public Drinking Water Supplies, Chapter 246-290 WAC, Drinking Water Laboratory Certification and Data Reporting, Chapter 246-390 WAC**

- Stuart Glasoe introduced the agenda item after first describing the status of staff work on material and plans for the October Board hearings on the two proposed rules to establish state drinking water standards for per and poly-fluoroalkyl substances (PFAS). Mike Means and Barb Morrissey of the Department walked through draft presentations for both the Group A and Lab rules covering key issues, rulemaking milestones, proposed rule requirements, and corresponding public comments and recommended responses. They also asked for feedback on the comment summary that will be part of the meeting material. Board members expressed appreciation for the work and Chair Grellner reminded staff that the Board has added new members.

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

- Mr. Glasoe updated the status of work on Keeping of Animals, WAC 246-203-130, and said he aims to complete the rulemaking analyses and file the CR-102 by late October, brief the Board in November 2021, and hold the public hearing in January 2022.
- Mr. Glasoe and Peter Beaton explained the status of work on On-Site Sewage Systems, chapter 246-272A WAC, and efforts to reset the delayed project timeline and complete the rulemaking in 2022.

### **Next Steps:**

- Ms. Donahoe said the Environmental Health committee will next meet on October 18, 2021 in advance of the November 10 Board meeting. Topics for that meeting will be determined later.

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