

WASHINGTON STATE BOARD OF HEALTH

Date: January 12, 2022

To: Washington State Board of Health Members

From: Keith Grellner, Board Chair

Subject: CR-101 Filing—Sanitary Control of Shellfish, Chapter 246-282 WAC

Background and Summary:

The State Board of Health (Board) and the Washington Department of Health (Department) collaborate to regulate the sanitary control of molluscan shellfish via chapter 246-282 WAC, Sanitary Control of Shellfish. Administered under authority of chapter 43.20.050 RCW and chapter 69.30 RCW, the Board serves as the rulemaking body and the Department serves as the regulatory agency. The Department also serves as the state shellfish authority administering the model ordinance of the National Shellfish Sanitation Program (NSSP).

Dani Toepelt, manager of the Department's Shellfish Certification & Licensing Section, will present and explain the Department's recommendation to initiate rulemaking to update the Board's shellfish sanitation rules. Along with miscellaneous updates to the rules, she will describe how the rulemaking will focus on updating the Vibrio Parahaemolyticus (Vp) Control Plan, WAC 246-282-006.

While it is not part of Board action in today's meeting, Ms. Toepelt will also explain plans to ready emergency rulemaking for the Vp Control Plan and potentially return to the Board to request such action as soon as April 2022 to strengthen Vp control measures on a temporary basis for the 2022 Vp control season.

Recommended Board Actions:

The Board may wish to consider, amend if necessary, and adopt the following motion:

The Board accepts the recommendation to revise chapter 246-282 WAC, Sanitary Control of Shellfish, and directs staff to file a CR-101, Preproposal Statement of Inquiry, to initiate rulemaking.

Staff

Stuart Glasoe

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