



# Washington State Board of Health

Chapter 246-90 WAC, Local Board of Health Composition

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# Engrossed Second Substitute House Bill 1152

- E2SHB 1152 does the following:
  - Establishes a statewide Public Health Advisory Board;
  - Requires certain local boards of health to expand their membership to include non-elected persons; and
  - Requires certain local health jurisdictions to establish a community health advisory board.
- A local board of health comprised solely of elected officials may retain its composition if the jurisdiction had a public health advisory committee or board with its own established bylaws established by January 1, 2021.



# Washington State Board of Health – Rulemaking Scope

- The Board has been directed to adopt rules regarding the appointment process for the members of local boards of health who are not elected officials.
  - The selection process must be fair and unbiased and ensure membership of local boards of health include balanced representation of elected officials and non-elected individuals with a diversity of expertise and lived experience.
- The Board's rules must go into effect by July 25, 2022.



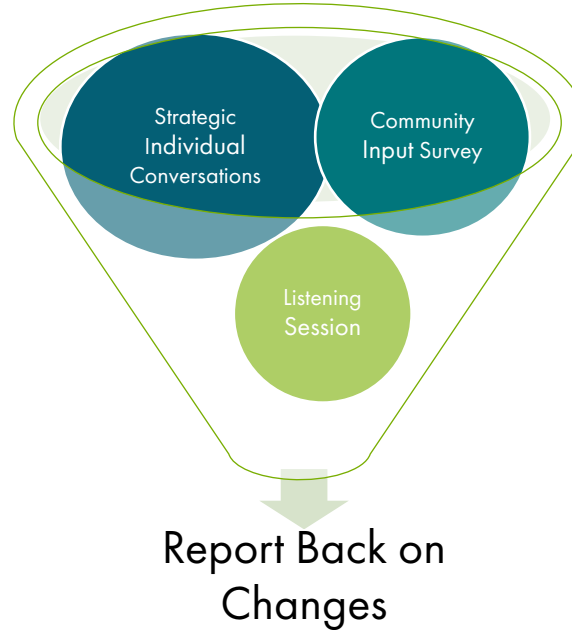
# Rulemaking Status

- The Board filed the CR-101, Preproposal Statement of Inquiry, with the code reviser on June 9, 2021.
- A first informal draft was distributed in October 2021.
- Staff collected comments and held a listening session to engage interested parties in discussion.
- A second informal draft was distributed on December 23, 2021.
- Staff anticipate filing a CR-102 in March 2022.





# Community Engagement Strategy





# What We Asked

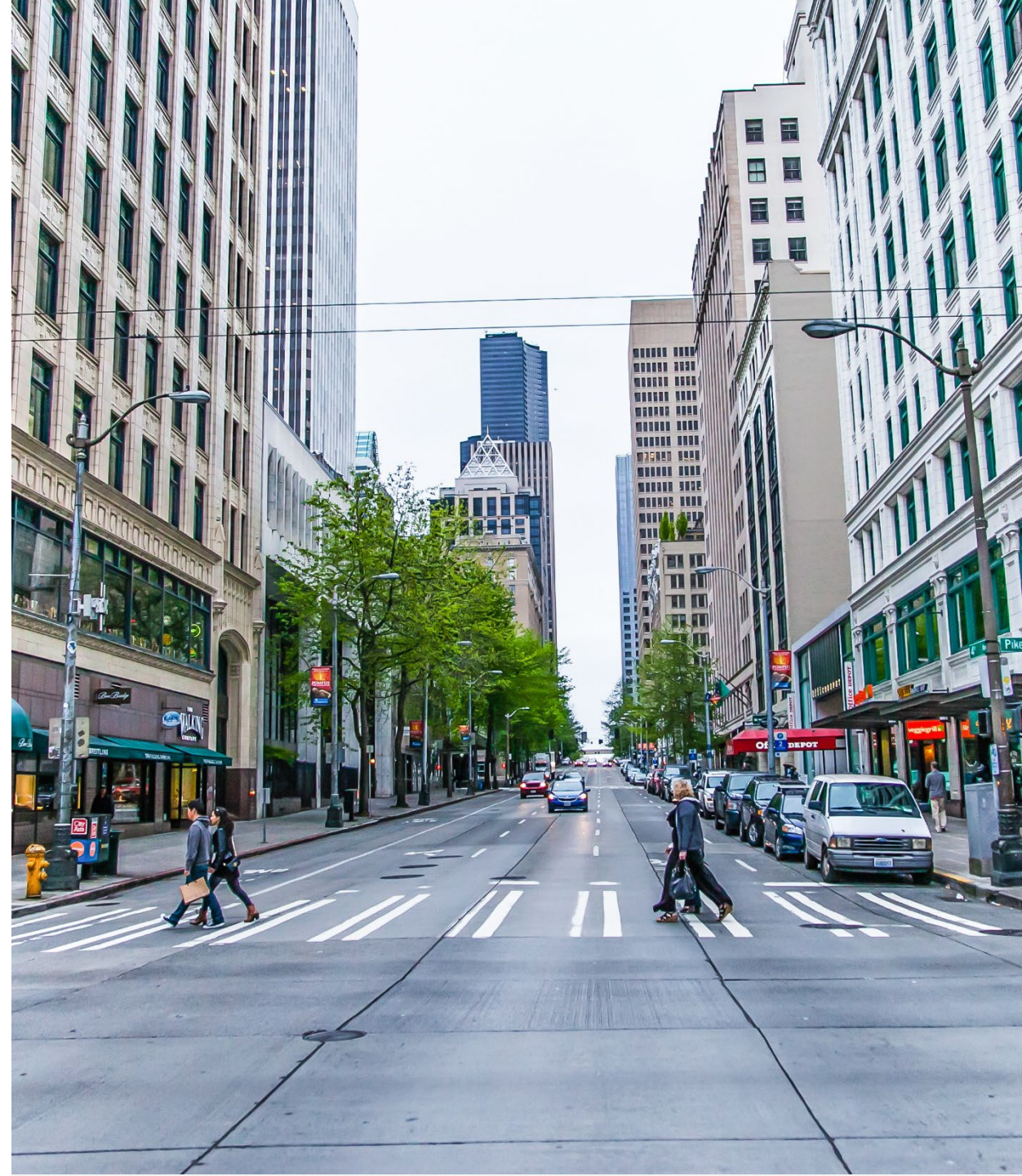


1. What would motivate you or your community to apply to serve on a Local Board of Health?
2. What structures or existing norms do you see as a barrier for non-elected persons who serve on a Local Board of Health?
3. What can be done to encourage more people, and people with more diverse experiences, to apply to be on a Local Board of Health?
4. If you could write the rules, what requirements would you make for people who want to apply to be on a Local Board of Health?



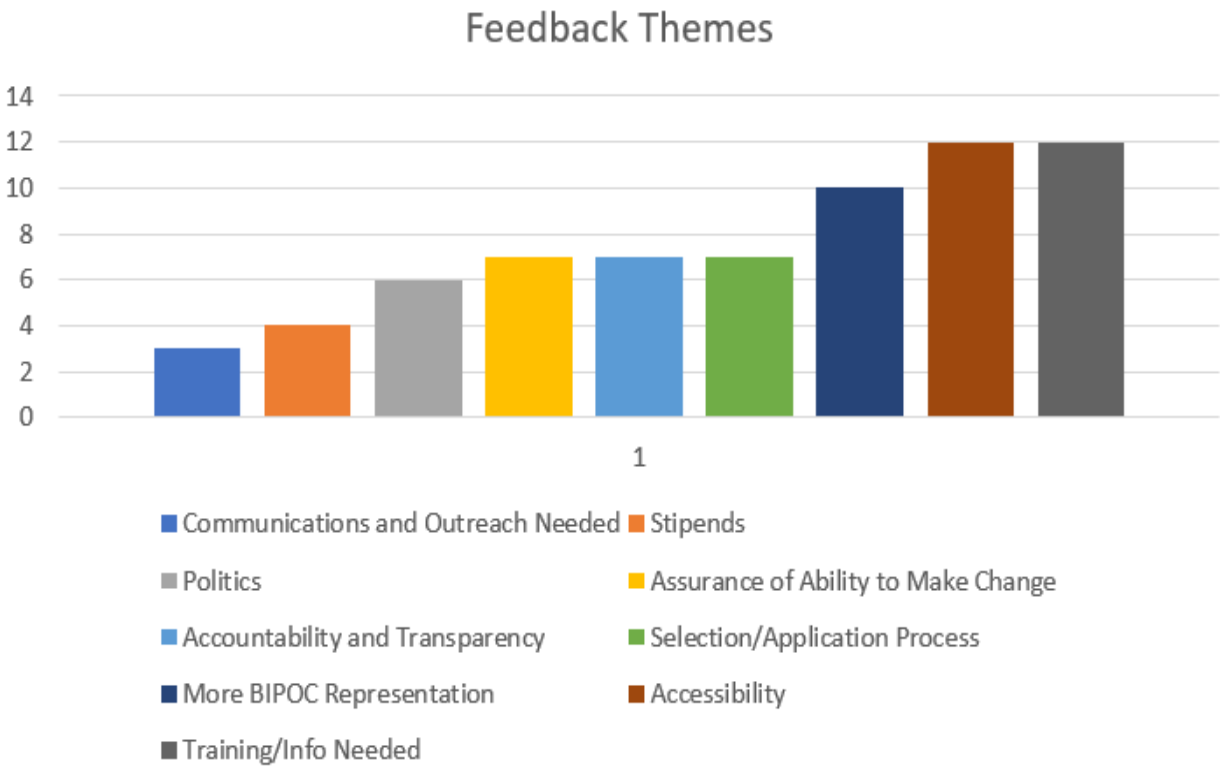
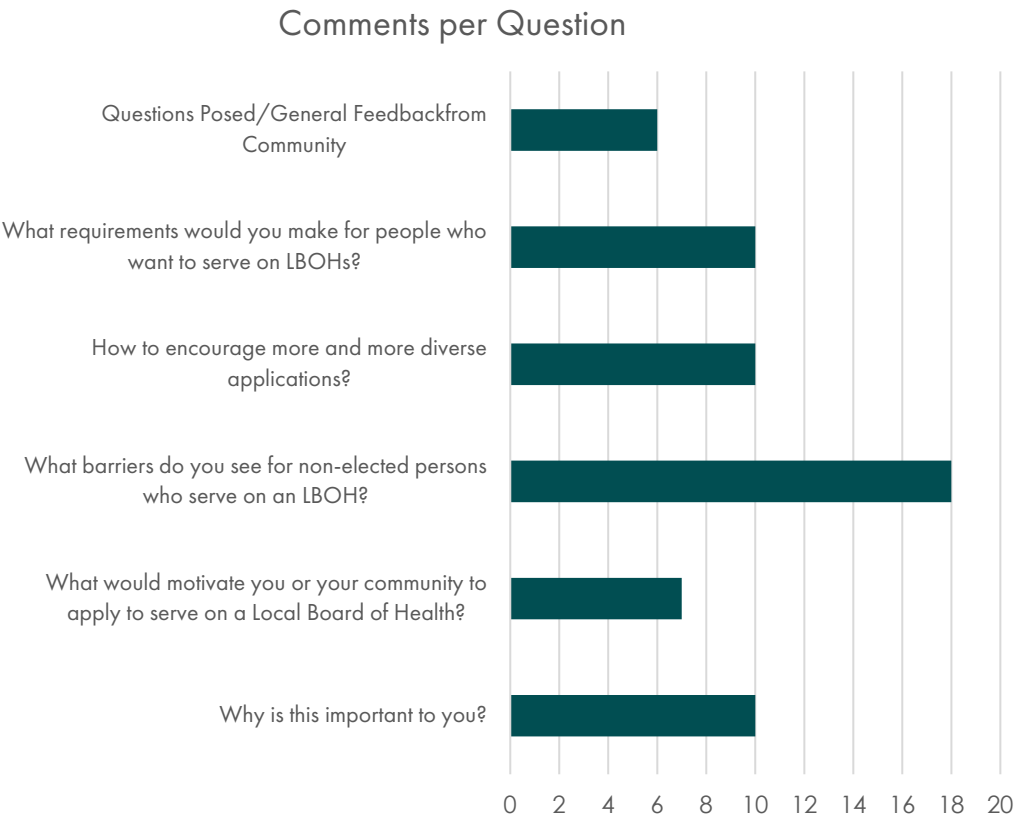
# What We Heard

- “A stipend or other type of payment for time spent working on [local] Board of Health matters would be a major incentive people to apply. Also - limited terms so that power can't be consolidated and abused, and also so that the time commitment is not a deterrent.”
- “Having other people who are from my community (i.e. more BIPOC representation) would make some feel more comfortable”
- “To have more influence in the decisions that are made by the [local] board of health.”
- “The meetings need to be held at a time and in places that community members can participate.”
- “We need healthy change: we need less politics on health boards and more people with public health experience who are champions of working people.”





# What We Heard (cont'd)



# Community Engagement Follow Up

- Report out on changes via email, virtual meetings, strategic individual conversations
- Work with community, board members, and other interested parties to create guidance





# Second Informal Draft Comments

- Provide sufficient time for local boards to implement the new requirements
- Request for more clarity on certain terminology
- Request for changes on language regarding tribal representative
- Request to remove language allowing members to be selected from only two categories
- Request for guidance on how to comply with OPMA and the interview process
- Request for specific requirements for how meetings are held by local boards of health

# Proposed Rule – Highlights

- Creates new chapter of rule; chapter 246-90 WAC with seven new sections
- New sections addressing recruitment, selection, and appointment
  - Recruitment section describes required activities to solicit applicants
  - Selection section describes the required actions a LBOH must take to review applicants and select those for referral to the county legislative authority for appointment
  - Appointment section describes the requirement for appointment by county commissioners or county council
- Section to address exceptions as outlined in statute
- Proposed rule reiterates statutory requirements for membership, including tribal representative.
  - The process for selection of a tribal representative is governed by the process established by the American Indian Health Commission



# Tentative Rulemaking Timeline

- The Board's rules must go into effect by July 25, 2022. Board staff anticipate the following rulemaking timeline (subject to change):
  - **June 2021**: File CR-101 and share with interested parties.
  - **June-August 2021**: Research and draft rule language.
  - **August-December 2021**: Community engagement and rule revisions.
  - **March 2022**: File CR-102 and initiate formal public comment period.
  - **April 2022**: Public hearing and possible adoption of rules by the State Board of Health.
  - **May 2022**: File CR-103.
  - **July 1, 2022**: Rules effective.

# | THANK YOU