



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)
(Implements RCW 34.05.310)
Do NOT use for expedited rule making

Agency: State Board of Health

Subject of possible rule making: Chapter 246-260 WAC, Water recreation facilities; and chapter 246-262 WAC, Recreational water contact facilities. The State Board of Health (board) will consider adopting requirements from the Centers for Disease Control and Prevention Model Aquatics Health Code (MAHC), modifying the rules to keep pace with changing water recreation technologies, and to improve clarity and usability including possible consolidation of all water recreation rules into a single chapter.

Statutes authorizing the agency to adopt rules on this subject: Chapter 70.90 RCW, Water recreation facilities

Reasons why rules on this subject may be needed and what they might accomplish: The intent of this rule making is to improve public health by considering adoption of current best practices for swimming pools and spas. The rules have not been substantially revised since 1991. Since then, the MAHC has been updated and industry innovations have outpaced rule requirements. The rule making will also consider adoption of longstanding guidance and changes to improve clarity and usability. This includes the possibility of consolidating all water recreation requirements into a single chapter to address redundant requirements and clarify that recreational water contact facilities (chapter 246-262 WAC) are a subset of water recreation facilities (chapter 246-260 WAC).

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:
No other Washington state or federal agencies regulate water recreation facilities, including recreational water contact facilities.

Process for developing new rule (check all that apply):
 Negotiated rule making
 Pilot rule making
 Agency study
 Other (describe) The board will use a collaborative rule making approach to develop the proposed rules. Staff will form an advisory committee to inform rule development followed by a broad informal comment period to develop proposed rules. After the proposed rules are filed, staff will notify stakeholders of the board public hearing to consider formal comments on the proposed rules.

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:
(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.)
Interested parties may contact Vicki Bouvier, Division of Environmental Public Health, at 360-236-3011 or Vicki.Bouvier@doh.wa.gov; or David DeLong, State Board of Health, at 360-236-4111 or David.DeLong@doh.wa.gov to participate in the development of the proposed rules.

DATE 12/13/16

NAME (TYPE OR PRINT)
Michelle A. Davis

SIGNATURE

TITLE
Executive Director

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STATE OF WASHINGTON
FILED

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