



## Summary of Recommended Amendments Chapter 246-90-WAC, Local Board of Health Membership

State Board of Health staff recommend the following amendments for the proposed Local Board of Health Membership rule. This document identifies the location of the amendment by WAC citation and page number, and the edit as it would appear in the rule text in red.

### Amendments Resulting from Public Comment:

- I. WAC 246-90-015(1) and (2), page 5

Amend language in reference to tribal representation on local boards of health to cite directly to applicable provisions of law, as follows:

(1) The number of nonelected members, as defined in WAC 246-90-010, on a local board of health, including any tribal representatives as described in subsection (2) of this section, must equal the number of elected officials on a local board of health. Elected members of the local board of health may not constitute a majority.

(2) Tribal representatives on local boards of health are selected and appointed following the applicable provisions of RCW 70.05.030, RCW 70.05.035, RCW 70.46.020, and RCW 70.46.031. If a federally recognized Indian tribe holds reservation, trust lands, or has usual and accustomed areas within the county or health district, or if a 501(c)(3) organization registered in Washington that serves American Indian and Alaska Native people and provides services within the county or health district, the local board of health must include a tribal representative selected by the American Indian health commission according to the selection process prescribed by the commission. A tribal representative as described in this subsection may serve in any of the three nonelected member categories as defined in this chapter if the representative meets the requirements of the category.

### Technical or Clarifying Amendments:

- I. WAC 246-90-005(1), page 1

Add comma after "selection" as follows:

(1) The purpose of this chapter is to establish requirements for the recruitment, selection, and appointment process of nonelected members of local boards of health.

II. WAC 246-90-005(2)(c) and (d), pages 1-2

Include the term “district” in reference to the jurisdiction of the board of health, as follows:

(c) A health district consisting of two or more counties in which the jurisdiction of the ~~local~~ district board of health is coextensive with the combined boundaries of the counties as established in RCW 70.46.020; and

(d) A health district consisting of one county in which the jurisdiction of the district board of health is coextensive with the boundary of the county as established in RCW 70.46.031.

III. WAC 246-90-010(8), page 3

Include the term “district” in the definition of “nonelected member” or “nonelected position” as follows:

(8) "Nonelected member" or "nonelected position" means a person appointed to a district or local board of health who is not an elected official, and represents...

IV. WAC 246-90-035(1), page 13

Remove period and insert comma after “and health districts consisting of one county” as follows:

(1) For counties with a home rule charter, counties without a home rule charter, health districts consisting of two or more counties, and health districts consisting of one county, ~~.,~~ Aa local...