

# AMENDED AT PUBLIC HEARING

SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington

ORDINANCE NO. 23-015

AMENDING SECTIONS 2.03.010, 2.03.020, 2.300.090, 2.300.100, 2.300.110,  
2.300.120, 2.300.130, 2.300.150, 2.300.160 OF SNOHOMISH COUNTY CODE; and  
REPEALING SECTIONS 2.300.170, 2.300.180 and 2.300.190 OF SNOHOMISH  
COUNTY CODE

BE IT ORDAINED:

Section 1. Snohomish County Code Section 2.03.010, last amended by Amended Ordinance No. 22-061 on October 26, 2022, is amended to read:

**2.03.010 Purpose.**

This chapter establishes procedures and criteria for recommendation, appointment and service of members of Snohomish county boards and commissions. The provisions of this chapter shall be inapplicable in the event they are superseded by state law. Except as relates to compensation and reimbursement, the provisions of this chapter shall be inapplicable to the board of health ((and public health advisory board)). If other county code provisions conflict with this chapter, this chapter's provisions shall prevail.

Section 2. Snohomish County Code Section 2.03.020, last amended by Amended Ordinance No. 22-061 on October 26, 2022, is amended to read:

**2.03.020 Scope.**

This chapter shall apply to all boards and commissions which are created by state statute or county ordinance, whose members are recommended by the county executive and appointed by the county council. The term "board member" used herein shall refer collectively to any board or commission member. Except as relates to compensation and reimbursement, this chapter shall not apply to the board of health ((or the public health advisory board)).

Section 3. Snohomish County Code Section 2.300.020, adopted by Amended Ordinance No. 22-061 on October 26, 2022, is amended to read:

**2.300.020 Definitions.**

The following definitions shall apply to terms used in this chapter:

- (1) "Board of health" means the Snohomish county board of health as defined in RCW 70.05.035.
- (2) "Council" means the Snohomish county council.
- (3) "Director" means the director of the Snohomish county health department.

- 1 (4) "Executive" means the Snohomish county executive.  
2 (5) "Department" means the Snohomish county health department.  
3 (6) "Health officer" means the health officer of the Snohomish county health department  
4 as defined in RCW 70.05.010.  
5 ~~((7) "Public health advisory board" means the Snohomish county public health  
6 advisory board as defined in RCW 70.46.140.))~~

7  
8 Section 4. Snohomish County Code Section 2.300.090, adopted by Amended  
9 Ordinance No. 22-061 on October 26, 2022, is amended to read:

10  
11 **2.300.090 Board of health established.**

12  
13 There is hereby established a Snohomish county board of health, as directed by RCW  
14 70.05.035. ~~((The board of health shall annually elect a chair and vice chair from its  
15 membership in January of each year. The chair shall preside at the meetings of the  
16 board of health and shall perform the usual functions of a presiding officer.))~~

17  
18 Section 5. Snohomish County Code Section 2.300.100, last amended by  
19 Amended Ordinance No. 23-001 on January 25, 2023, is amended to read:

20  
21 **2.300.100 Composition of the board of health.**

- 22  
23 (1) The board of health shall be composed of nine members as follows:  
24 (a) Two Snohomish County councilmembers, as selected by the chair of the council.  
25 (b) One member and one alternate elected official from a large/medium city within  
26 Snohomish County, as defined by the association of Snohomish County cities and  
27 towns.  
28 (c) One member and one alternate elected official from a small city or town within  
29 Snohomish County, as defined by the association of Snohomish County cities and  
30 towns.  
31 (d) ~~((Consistent))~~ Four members and one at-large alternate member shall be nonelected  
32 members consistent with RCW 70.05.035(1)(a) through (e). ~~((, appointed))~~ Nonelected  
33 members of the board of health shall include two members as defined in RCW  
34 70.05.035(1)(a)(i) public health, health care facilities, and providers ((members)); one  
35 member as defined in RCW 70.05.035(1)(a)(ii) consumers of public health ((member));  
36 and one member as defined in RCW 70.05.035(1)(a)(iii) community stakeholders  
37 ((member;)).  
38 (i) Members shall not be elected officials.  
39 (i) One member selected under RCW 70.05.035(1)(a)(i) should have knowledge of  
40 environmental public health.  
41 (e) ((and one)) One member and one alternate tribal representative as described in  
42 RCW 70.05.035(1)(e) and selected by the American Indian Health Commission. ((The  
43 appointed members shall not be elected officials.))  
44 (2) ~~((The appointed))~~ Nonelected members of the board of health shall equal or exceed  
45 the number of members who are elected officials.  
46 (3) ~~((Appointed))~~ Nonelected members shall serve as voting members except as it

1 pertains to any decision related to the setting or modification of permit, licensing, and  
2 application fees.

3 (4) An alternate member shall only serve in place of an absent regular member of the  
4 same membership category as the alternate member.

5 (a) When serving in a member's absence, the alternate member shall act as a voting  
6 member consistent with the membership category in which the alternate member  
7 serves.

8 (5) The board of health shall annually elect a chair and two vice-chairs from its  
9 membership in January of each year.

10 (a) The chair shall be elected from the elected county councilmembers of the board,  
11 preside at the meetings of the board of health and shall perform the usual functions of a  
12 presiding officer.

13 (b) One vice-chair shall be elected from the elected city members of the board and one  
14 vice-chair shall be elected from the nonelected members described in subsections 1(d)  
15 and (e).

16 (i) In the absence of the chair, a vice-chair will exercise the duties, powers, and  
17 prerogatives of the chair.

18 (ii) Each year the board of health shall designate the order in which the vice-chairs may  
19 act in absence of the chair. The order of the vice-chair shall rotate annually.

20  
21 Section 6. Snohomish County Code Section 2.300.110, adopted by Amended  
22 Ordinance No. 22-061 on October 26, 2022, is amended to read:

23  
24 **2.300.110 Appointment of nonelected board of health members.**

25  
26 (1) For each member and alternate board member candidate the board of health  
27 nominates under RCW 70.05.035(1)(a), the board of health shall provide the council  
28 with:

29 (a) The name, biography and application materials of the candidate;

30 (b) Confirmation that the candidate meets the qualifications and requirements of RCW  
31 70.05.035(1)(a) and was recruited and selected in accordance with the rules  
32 promulgated under RCW 43.20.300 and chapter 246-90 WAC; and

33 (c) Identification of which of the three categories set forth in RCW 70.05.035(1)(a) the  
34 candidate represents.

35 (2) The board of health shall coordinate with the American Indian Health Commission to  
36 receive the commission's nominated tribal representative candidate and information  
37 about the commission's nominated candidate, which the board of health shall in turn  
38 provide to the council.

39 (3) The board of health shall transmit to the council the information required by  
40 subsections (1) and (2) of this section. The council shall appoint by motion the members  
41 nominated by the board of health and the American Indian Health Commission pursuant  
42 to RCW 70.05.035.

43  
44 Section 7. Snohomish County Code Section 2.300.120, adopted by Amended  
45 Ordinance No. 22-061 on October 26, 2022, is amended to read:

1 **2.300.120 Terms of board of health members.**

2  
3 (1) ~~((The two elected members of the Snohomish county council shall serve on the~~  
4 ~~board of health for the length of their terms as chair and vice chair.))~~ The board of  
5 health may recommend reappointment of any board of health member. Except as  
6 otherwise provided herein, a full term shall be three years.

7 (2) ~~((Each of the two city elected officials shall serve on the board of health for one~~  
8 ~~year.))~~ When a member vacates his or her position prior to term completion, the board  
9 of health will recommend a new member for appointment for the remainder of the  
10 vacated term.

11 (3) The initial terms for ~~((the appointed))~~ members of the board of health shall be as  
12 follows:

13 (a) Of the elected county councilmembers, one shall serve a one-year term and one  
14 shall serve a two-year term;

15 (b) Of the elected city members, one shall serve a two-year term and one shall serve a  
16 three-year term;

17 (c) Of nonelected members appointed pursuant to SCC 2.300.100(1)(d), ~~((Two))~~ two  
18 members shall each serve a one-year term, ~~((and three members))~~ one member shall  
19 ((each)) serve a two-year term, and one member shall serve a three-year term; and

20 (d) The tribal representative member appointed pursuant to SCC 2.300.100(1)(e) shall  
21 serve a three-year term. ~~((The board of health shall determine the initial term lengths~~  
22 ~~primarily by member preference. Each of the initial terms shall be considered full terms~~  
23 ~~for purposes of determining eligibility for service in future terms. Including the initial~~  
24 ~~term, an appointed member of the board of health may serve up to two full terms. A full~~  
25 ~~term shall be two years.))~~

26  
27 Section 8. Snohomish County Code Section 2.300.130, adopted by Amended  
28 Ordinance No. 22-061 on October 26, 2022, is amended to read:

29  
30 **2.300.130 Meetings of board of health members.**

31  
32 (1) The board of health shall meet once a month, at a time agreed upon by board  
33 members and established by the rules of the board. ~~((the third Tuesday in January as its~~  
34 ~~first regular meeting of the year, to be held at 3:00 p.m. The board of health shall meet~~  
35 ~~the second Tuesday of each month from February through December of every year.))~~

36 (2) The chair or a majority of board of health members may call a special meeting of the  
37 board consistent with the provisions of RCW 42.30.080.

38 (3) Board of health shall adopt its own administrative rules and procedures, so long as  
39 they are not in conflict with chapter 2.300 SCC or the Open Public Meetings Act,  
40 chapter 42.30 RCW. ~~((members may participate in meetings of the board of health in~~  
41 ~~person or by use of a remote meeting platform.))~~

42 (4) The chair may establish committees for the sake of conducting business.

43  
44 Section 9. Snohomish County Code Section 2.300.150, adopted by Amended  
45 Ordinance No. 22-061 on October 26, 2022, is amended to read:

1 **2.300.150 Compensation and reimbursement of board of health members.**

2  
3 Board of health members shall serve without compensation, but may  
4 receive reimbursement for mileage to and from meetings and for such other expenses  
5 ~~((directly related to their service as may be approved by the county executive in~~  
6 ~~accordance with chapter 2.03 SCC)) as approved by the health department director as~~  
7 ~~limited by budgetary constraints.~~

8  
9 Section 10. Snohomish County Code Section 2.300.160, adopted by Amended  
10 Ordinance No. 22-061 on October 26, 2022, is amended to read:

11 **2.300.160 Duties of the board of health.**

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13  
14 (1) The board of health shall have those duties as provided in RCW 70.05.060 and  
15 include, but are not limited to:

16 (a) Developing internal and external policies that support public health goals and utilize  
17 the best available evidence;

18 (b) Adopting and ensuring enforcement of regulations that protect the health of the  
19 community;

20 (c) Developing and regularly updating vision, mission, goals, measurable outcomes, and  
21 values statements;

22 (d) Setting short- and long-term priorities and strategic plans;

23 (e) Ensuring that necessary policies exist, new policies are proposed/implemented  
24 where needed, and existing policies reflect evidence-based public health practices;

25 (f) Evaluating existing policies on a regular basis to ensure that they are based on the  
26 best available evidence for public health practice;

27 (g) Educating the public on local health issues; and

28 (h) Engaging in equitable and meaningful community participation.

29 ~~((supervise the maintenance of health and sanitary measures for the protection of~~  
30 ~~public health; provide for control and prevention of dangerous, contagious and~~  
31 ~~infectious disease; provide for the prevention, control and abatement of nuisances~~  
32 ~~detrimental to public health; enact such local rules and regulations as are necessary in~~  
33 ~~order to preserve, promote and improve the public health and provide for the~~  
34 ~~enforcement thereof; enforce the public health statutes of the state and rules~~  
35 ~~promulgated by the state board of health and such other agencies which involve public~~  
36 ~~health; provide information and education to the public relative to matters pertaining to~~  
37 ~~the preservation of life and health; facilitate the coordination and interaction of citizens~~  
38 ~~and agencies interested in public health within Snohomish county; and carry out such~~  
39 ~~mandated services and activities as otherwise delegated by state law.))~~

40 (2) The board of health will enact rules and regulations, hereafter to be known as the  
41 “Snohomish County Board of Health Code” and take such other action as is consistent  
42 with state law and the rules of the board.

43 (3) Nothing in this section shall be construed to reduce or limit the budgetary authority  
44 or responsibility of the Snohomish county council. Any program initiatives undertaken by  
45 the board of health that requires funding support utilizing county budget resources shall  
46 be subject to the budgetary process established by the county council.

Section 11. The following parts of ordinance are each repealed:

(1) Snohomish County Code Sections 2.300.170 adopted by Amended Ordinance No. 22-061 on October 26, 2022,

(2) Snohomish County Code Sections 2.300.180 adopted by Amended Ordinance No. 22-061 on October 26, 2022, and

(3) Snohomish County Code Sections 2.300.190 adopted by Amended Ordinance No. 22-061 on October 26, 2022.

PASSED this \_\_\_\_ day of \_\_\_\_\_, 2023.

SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington

\_\_\_\_\_  
Chairperson

ATTEST:

\_\_\_\_\_  
Asst. Clerk of the Council

- ( ) APPROVED
- ( ) EMERGENCY
- ( ) VETOED

DATE: \_\_\_\_\_

\_\_\_\_\_  
County Executive

ATTEST:

\_\_\_\_\_

