

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

SUBSTITUTE ORDINANCE NO. 23-015

AMENDING SECTIONS 2.03.010, 2.03.020, 2.300.090, 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 The provisions of this chapter shall be inapplicable in the event they are superseded by state law.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)) removal~~, 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)) removal~~, the provisions of this chapter shall be inapplicable 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 (1) "Board of health" means the Snohomish county board of health as defined in RCW
2 70.05.035.
3 (2) "Council" means the Snohomish county council.
4 (3) "Director" means the director of the Snohomish county health department.
5 (4) "Executive" means the Snohomish county executive.
6 (5) "Department" means the Snohomish county health department.
7 (6) "Health officer" means the health officer of the Snohomish county health department
8 as defined in RCW 70.05.010.
9 ~~((7) "Public health advisory board" means the Snohomish county public health
10 advisory board as defined in RCW 70.46.140.))~~

11
12 Section 4. Snohomish County Code Section 2.300.090, adopted by Amended
13 Ordinance No. 22-061 on October 26, 2022, is amended to read:

14
15 **2.300.090 Board of health established.**

16
17 There is hereby established a Snohomish county board of health, as directed by RCW
18 70.05.035. ~~((The board of health shall annually elect a chair and vice chair from its
19 membership in January of each year. The chair shall preside at the meetings of the
20 board of health and shall perform the usual functions of a presiding officer.))~~

21
22 Section 5. Snohomish County Code Section 2.300.110, adopted by Amended
23 Ordinance No. 22-061 on October 26, 2022, is amended to read:

24
25 **2.300.110 Appointment and reappointment of nonelected board of health
26 members.**

27
28 (1) ~~((For each board member candidate the board of health nominates under RCW
29 70.05.035(1)(a), the board of health shall provide the council with:))~~ Appointments of
30 nonelected members, except for the tribal representative, shall be in accordance with
31 RCW 43.20.200 and chapter 246-90 WAC and Snohomish County Charter sections
32 2.20 and 3.20. The board of health shall select three candidates for each seat that the
33 executive shall consider and may nominate. The board of health shall provide the
34 following information for each candidate forwarded to the executive:

- 35 (a) The name, biography and application materials of the candidate;
36 (b) Confirmation that the candidate meets the qualifications and requirements of RCW
37 70.05.035(1)(a) ~~((and was recruited and selected in accordance with the rules
38 promulgated under RCW 43.20.300 and chapter 246-90 WAC));~~ and
39 (c) Identification of which of the three categories set forth in RCW 70.05.035(1)(a) the
40 candidate represents.

41 (2) The board of health shall coordinate with the American Indian Health Commission to
42 receive the commission's nominated tribal representative ~~((candidate))~~ and information
43 ~~((about the commission's nominated candidate, which the board of health shall in turn~~

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1 provide to the council)), which shall be submitted to council for approval by motion.
2 (3) ~~((The board of health shall transmit to the council the information required by~~
3 ~~subsections (1) and (2) of this section. The council shall appoint by motion the members~~
4 ~~nominated by the board of health and the American Indian Health Commission pursuant~~
5 ~~to RCW 70.05.035.)) Reappointment of members who are recommended by both the~~
6 ~~board of health and executive, or American Indian Health Commission, as the case may~~
7 ~~be, for reappointment shall be submitted by the executive to council by motion and~~
8 ~~placed on the next administrative matters agenda for approval. Where a member is not~~
9 ~~recommended by the board of health or executive for reappointment, the nomination for~~
10 ~~the reappointment of that member shall follow the same process as for initial~~
11 ~~appointments.~~

12
13 Section 6. Snohomish County Code Section 2.300.120, adopted by Amended
14 Ordinance No. 22-061 on October 26, 2022, is amended to read:

15
16 **2.300.120 Terms of board of health members.**

17
18 ~~((1) The two elected members of the Snohomish county council shall serve on the~~
19 ~~board of health for the length of their terms as chair and vice chair.~~
20 ~~(2) Each of the two city elected officials shall serve on the board of health for one year.~~
21 ~~(3) The initial terms for the appointed members of the board of health shall be as follows:~~
22 ~~Two members shall each serve a one-year term and three members one member shall~~
23 ~~each serve a two-year term. The board of health shall determine the initial term lengths~~
24 ~~primarily by member preference. Each of the initial terms shall be considered full terms~~
25 ~~for purposes of determining eligibility for service in future terms. Including the initial term,~~
26 ~~an appointed member of the board of health may serve up to two full terms. A full term~~
27 ~~shall be two years.)) The terms of office for board of health members shall be four years,~~
28 ~~with a limit of three terms in accordance with Snohomish County Charter section 9.60,~~
29 ~~except for county councilmembers shall serve one year terms.~~

30
31 Section 7. Snohomish County Code Section 2.300.130, adopted by Amended
32 Ordinance No. 22-061 on October 26, 2022, is amended to read:

33
34 **2.300.130 Meetings of board of health members.**

35
36 ~~(1) The board of health shall meet ((the third Tuesday in January as its first regular~~
37 ~~meeting of the year, to be held at 3:00 p.m. The board of health shall meet the second~~
38 ~~Tuesday of each month from February through December of every year.)) once a~~
39 ~~month, at a time agreed upon by board members and established by the rules of the~~
40 ~~board.~~
41 ~~(2) The chair or a majority of board of health members may call a special meeting of the~~
42 ~~board consistent with the provisions of RCW 42.30.080.~~
43 ~~(3) No action shall be taken by the board of health unless a majority of members are~~

1 present, including at least two elected members.

2 (4) The ((Board)) board of health ((members may participate in meetings of the board of
3 health in person or by use of a remote meeting platform.)) shall adopt its own
4 administrative rules and procedures, so long as they are not in conflict with chapter
5 2.300 SCC or the Open Public Meetings Act, chapter 42.30 RCW.

6 (5) The chair may establish committees for the sake of conducting business.

7
8 Section 8. Snohomish County Code Section 2.300.150, adopted by Amended
9 Ordinance No. 22-061 on October 26, 2022, is amended to read:

10
11 **2.300.150 Compensation and reimbursement of board of health members.**

12
13 Board of health members shall serve without compensation, but may
14 receive reimbursement for mileage to and from meetings and for such other expenses
15 ~~((directly related to their service as may be approved by the county executive in~~
16 ~~accordance with chapter 2.03 SCC))~~ as approved by the health department director as
17 limited by budgetary constraints.

18
19 Section 9. Snohomish County Code Section 2.300.160, adopted by Amended
20 Ordinance No. 22-061 on October 26, 2022, is amended to read:

21
22 **2.300.160 Duties of the board of health.**

23
24 ~~((The board of health shall supervise the maintenance of health and sanitary measures~~
25 ~~for the protection of public health; provide for control and prevention of dangerous,~~
26 ~~contagious and infectious disease; provide for the prevention, control and abatement~~
27 ~~of nuisances detrimental to public health; enact such local rules and regulations as are~~
28 ~~necessary in order to preserve, promote and improve the public health and provide for~~
29 ~~the enforcement thereof; enforce the public health statutes of the state and rules~~
30 ~~promulgated by the state board of health and such other agencies which involve public~~
31 ~~health; provide information and education to the public relative to matters pertaining to~~
32 ~~the preservation of life and health; facilitate the coordination and interaction of citizens~~
33 ~~and agencies interested in public health within Snohomish county; and carry out such~~
34 ~~mandated services and activities as otherwise delegated by state law.))~~ The board of
35 health shall have those duties as provided in RCW 70.05.060 and will enact rules and
36 regulations, hereafter “Snohomish County Board of Health Code”, on matters over
37 which the state legislature has expressly delegated authority to local boards of health in
38 state law.

39
40 Section 10. The following parts of ordinance are each repealed:

41
42 (1) Snohomish County Code Sections 2.300.170 adopted by Amended
43 Ordinance No. 22-061 on October 26, 2022,

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1 (2) Snohomish County Code Sections 2.300.180 adopted by Amended
2 Ordinance No. 22-061 on October 26, 2022, and
3 (3) Snohomish County Code Sections 2.300.190 adopted by Amended
4 Ordinance No. 22-061 on October 26, 2022.

5
6
7 PASSED this _____ day of _____, 2023.

8
9
10 SNOHOMISH COUNTY COUNCIL
11 Snohomish County, Washington

12
13
14 _____
15 Chairperson

16
17 ATTEST:

18
19
20 _____
21 Asst. Clerk of the Council

22
23 () APPROVED
24 () EMERGENCY
25 () VETOED

26
27 DATE: _____
28

29
30 _____
31 County Executive

32
33 ATTEST:

34
35
36 _____
37
38 Approved as to form only:

39
40  05-05-2023
41 _____
42 Deputy Prosecuting Attorney
43