

Multiple Agency Fiscal Note Summary

Bill Number: 1946 E S HB	Title: Local board of health/tribes
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Estimated Cash Receipts

NONE

Estimated Operating Expenditures

Agency Name	2025-27				2027-29				2029-31			
	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total
Department of Health	.4	143,000	143,000	143,000	.0	0	0	0	.0	0	0	0
Total \$	0.4	143,000	143,000	143,000	0.0	0	0	0	0.0	0	0	0

Agency Name	2025-27			2027-29			2029-31		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Local Gov. Courts									
Loc School dist-SPI									
Local Gov. Other	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Local Gov. Total									

Estimated Capital Budget Expenditures

Agency Name	2025-27			2027-29			2029-31		
	FTEs	Bonds	Total	FTEs	Bonds	Total	FTEs	Bonds	Total
Department of Health	.0	0	0	.0	0	0	.0	0	0
Total \$	0.0	0	0	0.0	0	0	0.0	0	0

Agency Name	2025-27			2027-29			2029-31		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Local Gov. Courts									
Loc School dist-SPI									
Local Gov. Other	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Local Gov. Total									

Estimated Capital Budget Breakout

NONE

Prepared by: Amy Hatfield, OFM

Phone:
(360) 280-7584

Date Published:
Final 3/31/2025

Individual State Agency Fiscal Note

Bill Number: 1946 E S HB	Title: Local board of health/tribes	Agency: 303-Department of Health
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

	FY 2026	FY 2027	2025-27	2027-29	2029-31
FTE Staff Years	0.8	0.0	0.4	0.0	0.0
Account					
General Fund-State 001-1	143,000	0	143,000	0	0
Total \$	143,000	0	143,000	0	0

Estimated Capital Budget Impact:

NONE

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.

Check applicable boxes and follow corresponding instructions:

- If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.
- If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).
- Capital budget impact, complete Part IV.
- Requires new rule making, complete Part V.

Legislative Contact: Karen Epps	Phone: 360-786-7424	Date: 03/20/2025
Agency Preparation: Bekki Ayres	Phone: 3604703623	Date: 03/27/2025
Agency Approval: Amy Burkel	Phone: 3602363000	Date: 03/27/2025
OFM Review: Amy Hatfield	Phone: (360) 280-7584	Date: 03/31/2025

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Significant provisions of the bill and any related workload or policy assumptions that have revenue or expenditure impact on the responding agency by section number.

Engrossed Substitute House Bill 1946 section 5 requires the State Board of Health to adopt rules establishing timelines for modifying the membership of a local board of health as required by statute. The rules must go into effect no later than one year after the effective date of the bill.

II. B - Cash receipts Impact

Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguished between one time and ongoing functions.

II. C - Expenditures

Agency expenditures necessary to implement this legislation (or savings resulting from this legislation), with the provisions of the legislation that result in the expenditures (or savings) identified by section number. Description of the factual basis of the assumptions and the method by which the expenditure impact is derived. Explanation of how workload assumptions translate into cost estimates. Distinguished between one time and ongoing functions.

The Board will require:

0.2 FTE WMS 3 Deputy Director/ Tribal Liaison for 12 months This position is the Board's Tribal Liaison, in addition to notifying and keeping Tribes and Tribal organizations apprised about the rulemaking, this position guides and directs staff engagement with Tribes and Tribal organizations and ensures implementation of consistent and culturally responsive communication and consultation with Tribal nations and public health partners. This position attends meetings with Tribes and Tribal organizations to keep them updated about the project and would help facilitate any request for consultation.

0.2 FTE Management Analyst 4 Community Engagement Coordinator for 12 months This position determines most appropriate strategies to identify engage with diverse community organizations, groups and individuals across the state. Helps identify community participants and develops and maintains relationships with diverse community organizations, attending and providing support for meetings and events, sharing information about the rulemaking, and helping develop and statewide outreach and engagement strategies to raise awareness of the work and share information about rule development and engagement opportunities. Coordinates language access activities including interpreters and translation of materials, overseeing community compensation.

0.3 FTE Management Analyst 5 Policy Advisor for 12 months: This position is responsible for coordination of Board rule development, serving as a liaison to governmental agencies, partners and interested parties. This individual is responsible for out rule development and assuring compliance with the procedural requirements of the Administrative Procedures Act providing briefings to the Board, responding to inquiries and coordinating rulemaking activities with DOH staff, and providing briefings to the Board. This individual will need to obtain a baseline understanding of how long it will take county commissioners or the county legislative authority to modify memberships for local boards of health.

0.1 FTE Administrative Assistant 3 Responsible for scheduling and providing meeting support including minutes, making travel arrangements and community compensation

10 hours Assistant Attorney General (this time estimate could increase if the Board receives a request for Tribal consultation)

Travel

The Board anticipates at least 5 meetings across the state for the purposes of engaging with individual Tribes or Tribal organizations (three meetings on the westside (one in the Seattle area, one in Cowlitz one on the Olympic Peninsula) and two meetings on the Eastside of the (one in Spokane and one in Yakima) Board staff will carpool and travel together in state vehicles for these meeting and eligible for per diem. Overnight stays for the Eastside and Olympic Peninsula meetings.

Community compensation = \$4800 meetings (approximately 32 people @ \$150 ea).

FY2026 costs will be \$143,000 and 0.8 FTE

Total costs can include staff, associated expenses (including goods and services, travel, intra-agency, and indirect/overhead costs).

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

Account	Account Title	Type	FY 2026	FY 2027	2025-27	2027-29	2029-31
001-1	General Fund	State	143,000	0	143,000	0	0
Total \$			143,000	0	143,000	0	0

III. B - Expenditures by Object Or Purpose

	FY 2026	FY 2027	2025-27	2027-29	2029-31
FTE Staff Years	0.8		0.4		
A-Salaries and Wages	80,000		80,000		
B-Employee Benefits	27,000		27,000		
C-Professional Service Contracts					
E-Goods and Other Services	21,000		21,000		
G-Travel	5,000		5,000		
J-Capital Outlays	3,000		3,000		
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements	7,000		7,000		
9-					
Total \$	143,000	0	143,000	0	0

III. C - Operating FTE Detail: *List FTEs by classification and corresponding annual compensation. Totals need to agree with total FTEs in Part I and Part IIIA*

Job Classification	Salary	FY 2026	FY 2027	2025-27	2027-29	2029-31
ADMINISTRATIVE ASSISTANT 3	138,540	0.1		0.1		
MANAGEMENT ANALYST 4	88,800	0.2		0.1		
MANAGEMENT ANAYST 5	98,040	0.3		0.2		
WMS03	54,204	0.2		0.1		
Total FTEs		0.8		0.4		0.0

III. D - Expenditures By Program (optional)

Program	FY 2026	FY 2027	2025-27	2027-29	2029-31
Administration (090)	19,000		19,000		
State Board of Health (100)	124,000		124,000		
Total \$	143,000		143,000		

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods.

NONE

IV. D - Capital FTE Detail: *FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part IVB.*

NONE

Part V: New Rule Making Required

Provisions of the bill that require the agency to adopt new administrative rules or repeal/revise existing rules.

The Board currently has rules regarding local board of health composition under chapter 246-90 WAC, that establish requirements for the recruitment selection and appointed process of nonelected members of local boards of health, including Tribal representatives. ESHB 1946 would require the Board to set in rule, timelines for county commissioners or the county legislative authority to modify the membership of their local boards of health to include representatives of Tribes and representatives from Urban Indian Organization (organization) recognized by the Indian Health Service and registered as a 501(c)(3) organization in Washington that serves American Indian and Alaska Native people providing services within the county. There are 35 local boards of health, 29 federally recognized Tribes and 2 Urban Indian Health Organizations (one in Seattle, and one in Spokane).

The Board will have 12 months to adopt the rules, which must be completed within one year of the effective date of the legislation. The Board does not believe this bill will require a legislatively significant rule analysis, Small business Economic Impact analysis or Environmental Justice Assessment, however, the Board does anticipate the need for significant engagement and coordination with those impacted by the bill, including local boards of health, the federally recognized Tribes and 2 Urban Indian Health Organizations to set a feasible and responsive timeline for local board of health appointment in the rule. This work is currently not contemplated in the Board's workplan. At a recent Board meeting, the Board did receive public comment from representatives of an Urban Indian Health Organization expressing concern that a certain local board of health has not added Tribal representatives to their board since the bill that modified local board of health composition passed in 2021.

LOCAL GOVERNMENT FISCAL NOTE

Department of Commerce

Bill Number: 1946 E S HB	Title: Local board of health/tribes
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Part I: Jurisdiction-Location, type or status of political subdivision defines range of fiscal impacts.

Legislation Impacts:

- Cities:
- Counties: Local Boards of Health
- Special Districts: Local Health Jurisdictions (LHJ)
- Specific jurisdictions only:
- Variance occurs due to:

Part II: Estimates

- No fiscal impacts.
- Expenditures represent one-time costs: Cost to update ordinances
- Legislation provides local option:
- Key variables cannot be estimated with certainty at this time: The total number of tribal officials that will be needed to be added to Local Health Boards and Local Health Districts.

Estimated revenue impacts to:

None

Estimated expenditure impacts to:

Non-zero but indeterminate cost and/or savings. Please see discussion.

Part III: Preparation and Approval

Fiscal Note Analyst: Brandon Rountree	Phone: (360) 999-7103	Date: 03/26/2025
Leg. Committee Contact: Karen Epps	Phone: 360-786-7424	Date: 03/20/2025
Agency Approval: Allan Johnson	Phone: 360-725-5033	Date: 03/26/2025
OFM Review: Amy Hatfield	Phone: (360) 280-7584	Date: 03/31/2025

Part IV: Analysis

A. SUMMARY OF BILL

Description of the bill with an emphasis on how it impacts local government.

CHANGES BETWEEN THIS VERSION AND PREVIOUS BILL VERSION:

Sec. 1 (Amends RCW 70.05.030)

Added language to subsection (1)(e) that would allow tribal representatives to be selected by their affiliated tribe or tribal organization.

Added language to subsection (1)(j) (i-ii) that if a member is added under subsection (e), the county commissioners would require to modify the membership of the board (i) in compliance with timelines established by once such rules are established, or (ii) within 60 days of receipt of notice of the selection of a tribal representative until the rules in (1)(j) (i) are established.

Sec. 2 (Amends RCW 70.05.035)

Added language to subsection (1)(e) that would allow tribal representatives to be selected by their affiliated tribe or tribal organization.

Added language to subsection (1)(j) (i-ii) that if a member is added under subsection (e), the county legislative authority would require to modify the membership of the board (i) in compliance with timelines established by once such rules are established, or (ii) within 60 days of receipt of notice of the selection of a tribal representative until the rules in (1)(j) (i) are established.

Sec. 3 (Amends RCW 70.46.020)

Added language to subsection (1)(e) that would allow tribal representatives to be selected by their affiliated tribe or tribal organization.

Added language to subsection (1)(k) (i-ii) that if a member is added under subsection (e), the county legislative authority would require to modify the membership of the board (i) in compliance with timelines established by once such rules are established, or (ii) within 60 days of receipt of notice of the selection of a tribal representative until the rules in (1)(k) (i) are established.

Sec. 4 (Amends RCW 70.46.031)

Added language to subsection (1)(e) that would allow tribal representatives to be selected by their affiliated tribe or tribal organization.

Added language to subsection (1)(k) (i-ii) that if a member is added under subsection (e), the county legislative authority would require to modify the membership of the board (i) in compliance with timelines established by once such rules are established, or (ii) within 60 days of receipt of notice of the selection of a tribal representative until the rules in (1)(k) (i) are established.

SUMMARY OF CURRENT BILL:

Overview: Modifies how tribal representatives are selected for local health boards and health districts. Expands the number of tribal representatives from a single representative to “a tribal representative from each tribe and each organization”

Sec. 1 (Amends RCW 70.05.030)

Added language to subsection (1)(e) that would allow tribal representatives to be selected by their affiliated tribe or tribal organization.

Added language to subsection (1)(j) (i-ii) that if a member is added under subsection (e), the county commissioners would require to modify the membership of the board (i) in compliance with timelines established by once such rules are established, or (ii) within 60 days of receipt of notice of the selection of a tribal representative until the rules in (1)(j) (i) are established.

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established, or (ii) within 60 days of receipt of notice of the selection of a tribal representative until the rules in (1)(j) (i) are established.

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Added language to subsection (1)(k) (i-ii) that if a member is added under subsection (e), the county legislative authority would require to modify the membership of the board (i) in compliance with timelines established by once such rules are established, or (ii) within 60 days of receipt of notice of the selection of a tribal representative until the rules in (1)(k) (i) are established.

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Added language to subsection (1)(e) that would allow tribal representatives to be selected by their affiliated tribe or tribal organization.

Added language to subsection (1)(k) (i-ii) that if a member is added under subsection (e), the county legislative authority would require to modify the membership of the board (i) in compliance with timelines established by once such rules are established, or (ii) within 60 days of receipt of notice of the selection of a tribal representative until the rules in (1)(k) (i) are established.

B. SUMMARY OF EXPENDITURE IMPACTS

Expenditure impacts of the legislation on local governments with the expenditure provisions identified by section number and when appropriate, the detail of expenditures. Delineated between city, county and special district impacts.

CHANGES IN EXPENDITURE IMPACTS BETWEEN THIS VERSION AND PREVIOUS BILL VERSION:

There were no changes made between versions that would change the impact of the bill.

EXPENDITURE IMPACTS OF CURRENT BILL:

This bill would have an indeterminate impact on local government expenditures.

The expansion of local boards of health (LBOH) by this bill would require local governments and local health jurisdictions (LHJ) to pass local ordinances to comply with the new requirements outlined in this bill. The Washington State Association of Local Public Health Officials (WSALPHO) estimated that it would cost \$2,000 for each of the 35 counties and 33 LHJ to update their respective ordinances. WASLPHO estimated the maximum total cost of updating each the counties and LHJs ordinances could cost \$136,000 ($\$2,000 \times (35 \text{ counties} + 33 \text{ LHJs}) = \$136,000$).

Of the 29 federally recognized tribes located in Washington state, there are 20 counties and 17 LHJs that contain a federally recognized Indian tribe's reservation, trust lands, or usual and accustomed areas, or a charitable organization. Using the estimation reported by WSALPHO, the total statewide cost to counties and LHJs to update their ordinances would roughly cost \$74,000 ($\$2,000 \times (20 \text{ counties} + 17 \text{ LHJs}) = \$74,000$).

Additionally, LBOH members are paid a per diem rate for attending public meetings. WSALPHO reported an estimated total cost of per diem member compensation to be between \$100,000 and \$500,000 statewide. This wide range of estimated LBOH per diem expenditures was provided by WSALPHO because the meeting regularity, per diem rates, and size of LBOH varies from county to county and LHJ to LHJ. The Local Government Fiscal Program has determined the large variance in LBOH per diem expenditure estimates and difficulty in predicting actual expenditures across all impacted counties and LHJs, the impact of this bill is indeterminate.

C. SUMMARY OF REVENUE IMPACTS

Revenue impacts of the legislation on local governments, with the revenue provisions identified by section number, and when appropriate, the detail of revenue sources. Delineated between city, county and special district impacts.

CHANGES IN REVENUE IMPACTS BETWEEN THIS VERSION AND PREVIOUS BILL VERSION:

There were no changes made between versions that would change the impact of the bill.

REVENUE IMPACTS OF CURRENT BILL:

There would no impact on local government revenue.

SOURCES:

Governor's Office of Indian Affairs (Washington state)

Washington State Association of Local Public Health Officials

House Bill Report, HB 1964, Local Government Committee