



# Panhandle Health District

Healthy People in Healthy Communities

**Public Health**  
Prevent. Promote. Protect.

**Panhandle Health District**

## Minutes

## District 1 Board of Health Special Meeting February 19, 2020 1pm Kootenai Room

**Board Members Present:** Marlow Thompson, Commissioner Mike Fitzgerald, Dr. Allen Banks, Jai Thompson, Dr. Richard McLandress

**Board Members Absent:** Glen Baily, Commissioner Walt Kirby

**Staff Present:** Lora Whalen, Director; Don Duffy, PHS Division Administrator; Joe Righello, EHS Division Administrator; Jill Ainsworth, Management Assistant; Erik Ketner, Environmental Health Section Manager

1. Chairman Thompson called the Board of Health meeting to order at 1:12 p.m.

2. Roll Call:

Mike Fitzgerald	Present
Jai Nelson	Present
Dr. Alan Bank	Present
Dr. Richard McLandress	Present

3. **IDAPA Rule 41.01.01**

Lora Whalen provided an overview of the memorandum written on 1/31/2020 from Alex Adams Division of Financial Management. Joe Righello provided a synopsis of the underlying rationale for the required board action and reviewed the proposed Notice of docket number 41-0101-2000 rules are protected and continued enforcement. Today we need to have Docket Number 41-01-01-2000. Dr. Banks clarified that this rule being noticed was the identical language in the rule that the board approved in 2019.

**MOTION:** Mike Fitzgerald moved pursuant to Section 67-5226 Idaho Code, the governor has found that temporary adoption of this rule is appropriate to protect the public health, safety, and welfare of the citizens of Idaho and confer a benefit on its citizens.

These rules implement the duly enacted laws of the state of Idaho, provide citizens with the detailed rules and standards for complying with those laws, and assist in the orderly execution and enforcement of those laws.

The expiration of these rules without due consideration and processes would undermine the public health, safety, and welfare of the citizens of Idaho and deprive them of the benefit intended by these rules.

Therefore, we are adopting this temporary rule to be effective upon *sine die* of the 2020 session of the Idaho Legislature. The approval is conditional and will only become effective if the rules are not otherwise approved or rejected by the Legislature and/or not extended pursuant to the Idaho Administrative Procedure Act, including sections 67-5291 and 67-5292 Idaho Code;  
Seconded by Jai Nelson.

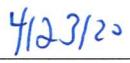
Roll call: Mike Fitzgerald: aye

Jai Nelson: aye  
Dr. Alan Banks aye  
Dr. McLandress aye

4 aye votes; motion carried.

There being no further business, the meeting adjourned at 1:26 p.m. The next regular Board meeting is scheduled for March 26, 2020.

  
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Marlow Thompson, Chairman      Date

   
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Lora Whalen, Director and      Date  
Secretary to the Board