



EH Regulation



ENV H 471 – Winter 2004
Room T-498 HSC

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Law & Env. Health



Lesson No. 1


ENV H 471
Environmental Health Regulation
Winter Quarter 2003

Lesson Overview



- ❖ **Course Introduction**
 - **Origins & Purpose**
 - **Course Syllabus**
 - **Course Schedule**
 - **Course Materials**
- ❖ **Nature of EH Practice**
- ❖ **Relation of EH Practice to Law**


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Lesson Objectives

- ❖ To make sure everyone understands the course “mechanics”
- ❖ To provide a conceptual framework for the rest of the course.


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Course Introduction

- ❖ Course Origins:
 - Course Purpose
- ❖ Course Syllabus:
 - Course Objectives
 - Course Requirements
 - Course Schedule


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Course Introduction (Continued)


- ❖ Course Materials & Assignments:
 - [On-line Syllabus](http://courses.washington.edu/envh471)
 - <http://courses.washington.edu/envh471>
- ❖ Textbooks:
 - Grad FP. *Public Health Law Manual*
 - Buck S. *Understanding Environmental Administration and Law*

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 **Course Introduction** *(Continued)*


- ❖ **Supplementary Readings**
 - **Articles & Cases**
 - All are available on-line
 - **Statutes & Regulations**
 - All are available on line
 - WACs are a little more work

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 **Nature of EH Practice**


- ❖ **Consultative**
 - or educational
- ❖ **Regulatory**

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 **EH Practice**

- ❖ **Investigations**
- ❖ **Engineering Controls**
- ❖ **Regulation**

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EH Activities

- ❖ Educational Programs
- ❖ Surveys
- ❖ Permits and Licenses
- ❖ Sample Collection
- ❖ Inspections and Investigation
- ❖ Measurements and Monitoring
- ❖ Reports


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EH Practice & the Law

- ❖ Specific Legislation
 - Statutes
 - Ordinances
 - Rules & Regulations
- ❖ Procedural Requirements
 - Statutes
 - Common Law
 - Court Rules

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Legal Nomenclature


- ❖ Federal Level
 - Bills:
 - H. xxxx
 - S. xxxx
 - Statutes:
 - PL 92-500 (FWPCA)
 - 33 USC §§ 1251-1387 (CWA)
 - §1362(7) (Navigable Waters)

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 **Legal Nomenclature** (Continued)

- **Federal Regulations:**
 - 40 CFR §122.2 (Waters of the U.S.)
 - 52 Fed Reg 42522
- **Federal Court Cases:**
 - 410 US 113
 - 93 S.Ct. 705
 - 870 F.2d 177, 207 (5th Cir. 1989)

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 **Legal Nomenclature** (Continued)

❖ **State Level (Washington)**

- **Bills:**
 - HR xxxx or SR xxxx
 - SHR xxxx or SSR xxxx
- **Statutes:**
 - 70.05 RCW

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 **Legal Nomenclature** (Continued)


- **Washington State Regulations:**
 - 173-304 WAC
- **Court Cases:**
 - 121 Wn.2d 640-641

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 **Legal Nomenclature** *(Continued)*

- ❖ **Local level**
 - **City or County Councils:**
 - **Bills or Resolutions**
 - **Ordinances:**
 - **Board of Health Rules & Regulations**
 - **Court Cases:**
 - **Decisions (often without published opinions)**

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 **Reading Assignments**

- ❖ **For Thursday:**
 - **Grad: Chapters 1 & 2.**
 - **Buck: Chapter 1.**
 - **Readings # 1 - 3.**
- ❖ **For next week:**
 - **Grad Chapter 3.**
 - **Buck Chapter 4.**
 - **Readings # 4 - 7.**

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 **Next Lesson**

Historical Development

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