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HOUSE BILL 2381

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State of Washington

54th Legislature

1996 Regular Session

By Representatives McMahan, Goldsmith, Hymes, Campbell, Koster, Pelesky, Hargrove, Sterk, Fuhrman, Boldt and Johnson

Read first time 01/10/96. Referred to Committee on Health Care.

1 AN ACT Relating to the use of fluoride and other medications or  
2 nutrients in public water systems; amending RCW 57.08.012; adding a new  
3 section to chapter 35.21 RCW; adding a new section to chapter 36.94  
4 RCW; adding a new section to chapter 53.08 RCW; adding a new section to  
5 chapter 54.16 RCW; adding a new section to chapter 87.03 RCW; and  
6 adding a new section to chapter 70.119A RCW.

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

8 NEW SECTION. **Sec. 1.** A new section is added to chapter 35.21 RCW  
9 to read as follows:

10 A city or town may not add fluoride, any fluoride compound, or any  
11 other medication or nutrient to water in its public water supply  
12 system.

13 If fluoride, or any fluoride compound, naturally occurs in water in  
14 a public water supply system owned or operated by a city or town at an  
15 average concentration of .1 parts per million or more, the city or town  
16 shall provide written notice to each household or other connection, on  
17 or before the first day of February in each year, of: (1) The average  
18 naturally occurring concentration of fluoride or any fluoride compound  
19 in the water; and (2) a comparison of this naturally occurring

1 concentration with the maximum concentration of fluoride or any  
2 fluoride compound that was allowed by the department of health to be  
3 added to a public water system as of January 1, 1996.

4 NEW SECTION. **Sec. 2.** A new section is added to chapter 36.94 RCW  
5 to read as follows:

6 A county may not add fluoride, any fluoride compound, or any other  
7 medication or nutrient to water in its public water supply system.

8 If fluoride, or any fluoride compound, naturally occurs in water in  
9 a public water supply system owned or operated by a county at an  
10 average concentration of .1 parts per million or more, the county shall  
11 provide written notice to each household or other connection, on or  
12 before the first day of February in each year, of: (1) The average  
13 naturally occurring concentration of fluoride or any fluoride compound  
14 in the water; and (2) a comparison of this naturally occurring  
15 concentration with the maximum concentration of fluoride or any  
16 fluoride compound that was allowed by the department of health to be  
17 added to a public water system as of January 1, 1996.

18 NEW SECTION. **Sec. 3.** A new section is added to chapter 53.08 RCW  
19 to read as follows:

20 A port district may not add fluoride, any fluoride compound, or any  
21 other medication or nutrient to water in its public water supply  
22 system.

23 If fluoride, or any fluoride compound, naturally occurs in water in  
24 a public water supply system owned or operated by a port district at an  
25 average concentration of .1 parts per million or more, the port  
26 district shall provide written notice to each household or other  
27 connection, on or before the first day of February in each year, of:  
28 (1) The average naturally occurring concentration of fluoride or any  
29 fluoride compound in the water; and (2) a comparison of this naturally  
30 occurring concentration with the maximum concentration of fluoride or  
31 any fluoride compound that was allowed by the department of health to  
32 be added to a public water system as of January 1, 1996.

33 NEW SECTION. **Sec. 4.** A new section is added to chapter 54.16 RCW  
34 to read as follows:

1 A public utility district may not add fluoride, any fluoride  
2 compound, or any other medication or nutrient to water in its public  
3 water supply system.

4 If fluoride, or any fluoride compound, naturally occurs in water in  
5 a public water supply system owned or operated by a public utility  
6 district at an average concentration of .1 parts per million or more,  
7 the public utility district shall provide written notice to each  
8 household or other connection, on or before the first day of February  
9 in each year, of: (1) The average naturally occurring concentration of  
10 fluoride or any fluoride compound in the water; and (2) a comparison of  
11 this naturally occurring concentration with the maximum concentration  
12 of fluoride or any fluoride compound that was allowed by the department  
13 of health to be added to a public water system as of January 1, 1996.

14 **Sec. 5.** RCW 57.08.012 and 1988 c 11 s 2 are each amended to read  
15 as follows:

16 A water district (~~((by a majority vote of its board of commissioners  
17 may fluoridate the))~~) may not add fluoride, any fluoride compound, or  
18 any other medication or nutrient to water in its public water supply  
19 system ((of the water district. The commissioners may cause the  
20 proposition of fluoridation of the water supply to be submitted to the  
21 electors of the water district at any general election or special  
22 election to be called for the purpose of voting on the proposition.  
23 The proposition must be approved by a majority of the electors voting  
24 on the proposition to become effective))).

25 If fluoride, or any fluoride compound, naturally occurs in water in  
26 a public water supply system owned or operated by a water district at  
27 an average concentration of .1 parts per million or more, the water  
28 district shall provide written notice to each household or other  
29 connection, on or before the first day of February in each year, of:  
30 (1) The average naturally occurring concentration of fluoride or any  
31 fluoride compound in the water; and (2) a comparison of this naturally  
32 occurring concentration with the maximum concentration of fluoride or  
33 any fluoride compound that was allowed by the department of health to  
34 be added to a public water system as of January 1, 1996.

35 NEW SECTION. **Sec. 6.** A new section is added to chapter 87.03 RCW  
36 to read as follows:

1 A irrigation district may not add fluoride, any fluoride compound,  
2 or any other medication or nutrient to water in its public water supply  
3 system.

4 If fluoride, or any fluoride compound, naturally occurs in water in  
5 a public water supply system owned or operated by a irrigation district  
6 at an average concentration of .1 parts per million or more, the  
7 irrigation district shall provide written notice to each household or  
8 other connection, on or before the first day of February in each year,  
9 of: (1) The average naturally occurring concentration of fluoride or  
10 any fluoride compound in the water; and (2) a comparison of this  
11 naturally occurring concentration with the maximum concentration of  
12 fluoride or any fluoride compound that was allowed by the department of  
13 health to be added to a public water system as of January 1, 1996.

14 NEW SECTION. **Sec. 7.** A new section is added to chapter 70.119A  
15 RCW to read as follows:

16 The operator of a public water system, owned by a person or entity  
17 other than a government, that supplies potable water to ten or more  
18 connections with an average naturally occurring concentration of  
19 fluoride or any fluoride compound of .1 parts per million or more,  
20 shall provide written notice to each household or other connection, on  
21 or before the first day of February in each year, of: (1) The average  
22 naturally occurring concentration of fluoride or any fluoride compound  
23 in the water; and (2) a comparison of this naturally occurring  
24 concentration with the maximum concentration of fluoride or any  
25 fluoride compound that was allowed by the department of health to be  
26 added to a public water system as of January 1, 1996.

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