SCHEDULE B: PUBLIC HEALTH JURISDICTION RESOLUTION AUTHORIZING EXECUTION OF THE MUTUAL AID AGREEMENT FOR TRIBES AND LOCAL HEALTH JURISDICTIONS IN WASHINGTON STATE

_____ LOCAL HEALTH JURISDICTION
RESOLUTION NO. _____

Authorizing Execution of the Mutual Aid Agreement for Tribes and Local Health Jurisdictions in Washington State

WHEREAS, the _____ LOCAL HEALTH JURISDICTION has entered into the *Mutual Aid Agreement for Tribes and Local Health Jurisdictions in Washington State (Last Revised 7-25-17)* (the "Mutual Aid Agreement"); and

WHEREAS, under the Mutual Aid Agreement, a party tribal government (TRIBE) may wish to grant a LOCAL HEALTH JURISDICTION's public health officer authority under the terms and conditions contained in the Mutual Aid Agreement or through such other separate agreement; and

WHEREAS, either TRIBE or LOCAL HEALTH JURISDICTION may withdraw, rescind, or decline this grant of authority at any time, subject to the terms and conditions of the Mutual Aid Agreement or through such other separate agreement; and

WHEREAS, the Board of Health now wishes to establish the authority of its public health officer with respect to such potential and actual grants of public health authority by a TRIBE recognizing that exigent circumstances may require prompt action by the local public health officer in such instances.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The _____ Board of Health hereby authorizes the execution of the attached Mutual Aid Agreement.

2. Public Health Officer's Authority. The Board of Health grants to the public health officer, or his or her designee, the authority and discretion to decline, accept, withdraw, rescind, or take any similar action with respect to actual or potential grants of public health authority by a TRIBE under the Mutual Aid Agreement and to agree or decline to provide mutual aid or assistance from the Requesting Party

3. Board Affirmation. When reasonably practical to do so, the public health officer, or his or her designee, will seek at its next regular or special meeting Board of Health affirmation of the public health officer's decision to decline, accept, withdraw, rescind or take similar action with respect to such actual or potential grants of public health authority; provided, however, that

EXAMPLE

failure to obtain such affirmation shall not in any way terminate or impair the validity or effectiveness of the decision of the public health officer or his or her designee, subject, however, to Section 4 below.

4. Status Reports to Board. When reasonably practical to do so, the public health officer, or his or her designee, shall report to the Board periodically, and at least once every 30 days, on the status of any active actual or potential grants of public health authority by a TRIBE or any request to provide Mutual Aid and the response thereto under the Mutual Aid Agreement.

5. Ultimate Authority in Board. The Board of Health at all times retains ultimate authority over whether _____ LOCAL HEALTH JURISDICTION will decline, accept, withdraw, rescind or take any similar action with respect to actual or potential grants of public health authority by a TRIBE or any request for Mutual Aid and the Board of Health response thereto under the Mutual Aid Agreement and its determinations in the matter shall be final and conclusive as to all persons and parties; provided, however, that, consistent with the Mutual Aid Agreement, before withdrawing assistance, the Local Health Jurisdiction will give such notice to the requesting TRIBE as provided in the Mutual Aid Agreement as is reasonable under the circumstances as they exist at the time.

ADOPTED this _____ day of _____ 20____.

_____ BOARD OF HEALTH

_____
Chair

ATTACHMENT(S)

Mutual Aid Agreement for Tribes and Local Health Jurisdictions in Washington State (Last Revised 7-25-17)

EXAMPLE