



Legislative Background Brief

for the
Economic Affairs Interim Committee

June 2013

Board of Sanitarians

Prepared by Pat Murdo, Legislative Research Analyst, with help from the Business Standards Division

Board = 5 members (term expiration in parentheses)

Sanitarians = 3 Susan Brueggeman, Polson (7/1/2014) Rodney Fink, Columbus (7/1/2015) James Zabrocki, Miles City (7/1/2013)	Public members = 2 Eugene Pizzini, East Helena (7/1/2014) Gene Townsend, Three Forks (7/1/2014)
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Number of Licensees	FY 2009	FY 2010	FY 2011	FY2012
Total	195	185	186	181

Licensing Fees (since 2011)

Application fee	\$200	Examination or reexamination	\$350
Annual renewal fee	\$180	Inactive renewal fee	\$90
Sanitarian-in-training application fee	\$200		
Sanitarian-in-training (National Environmental Health Association) application ..	\$100		

Revenues FY2009-FY2012 and Expenditures for FY 2009-2012

	Revenues		Expenditures	
	Licensing	Other	Personal Services	Operating
FY 2009	\$34,873		\$35,857	
FY 2010	\$33,854		\$24,830	
FY 2011	\$33,250		\$26,944	
FY 2012	\$32,220		\$25,126	
FY 2015 biennium*	--		\$63,886	

*Appropriation Authority In House Bill 2

Expenditures, FY 2012	Direct	Indirect			
		Admin	Div. IT/Bureau	Compliance	Bureau
Personal Services, incl. per diem	\$7,339	\$1,138	\$1,043	\$3,951	\$795

Operating Expenses		
Consulting, Printing, IT, Other	\$1,177	\$1,323
Supplies, incl. Computer	\$288	\$481
Postage, mailing, IT network, voice services	\$185	\$412
Travel/Per Diem for Board Members	\$515	
Rent and other expenses*	\$1,712	\$2,028
Legal and hearings	\$2,739	
Total (may be affected by rounding)	\$13,955	\$11,171

*Includes rent of \$853, computer and office equipment repair of \$25, and dues, education & training, and fee collection expenses of \$834 for direct expenses and prorated rent and computer/equipment repair contracts of \$5, DLI OIT expense of \$1,016 and indirect agency of \$1,007 for indirect expenses.

Number of Complaints

FY 09	1
FY 10	0
FY 11	0
FY 12	1

Disciplinary Action (may be from other years)

Dismissed 1, Investigations 1
Dismissed 1, Investigations 1
Investigations 1
Dismissed 1

Scope of Practice

The practice of the "*profession of sanitarian*" is defined in 37-40-101, MCA, as: "(a) giving advice on or enforcing compliance with state and local regulations applicable to local government jurisdictions and programs concerning food service, food processing, public accommodations, trailer courts, campgrounds, day-care centers, schools, swimming pools and spas, air pollution, solid and hazardous waste collection and disposal, sewage treatment and disposal, vector control, underground storage tanks, drinking water, land subdivision, and milk sanitation; (b) cooperating with government agencies on matters of public and environmental health, including epidemiological investigations and emergency response to investigations; and (c) providing educational and training programs in environmental standards and public health."

2013 Legislation Impacting Board or Profession

* Two bills affecting farmers markets, which sanitarians oversee. Both **HB 333** and **HB 399** exempt from licensure by the state: farmers selling whole shell eggs at farmers markets (HB 333) or those selling/offering hot beverages at farmers markets (HB 399).

***HB 630** requires the departments of Agriculture, Livestock, and Public Health and Human Services to review Montana food laws for streamlining, updating, and compliance with the federal Food Safety Modernization Act, among other activities.

***SB 94** exempts people who exchange certain canned goods from being licensed by the state as a food establishment.

Summary of Responses from Survey as made through June 11, 2013:

of Responses from Board of Sanitarians licensees -- 84

Comments summarized separately.