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**HOUSE BILL 1251**

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**State of Washington**

**68th Legislature**

**2023 Regular Session**

**By** Representatives Stonier, Bateman, Reed, Riccelli, and Pollet

Read first time 01/12/23. Referred to Committee on Local Government.

1 AN ACT Relating to water systems' notice to customers of public  
2 health considerations; adding a new section to chapter 70A.125 RCW;  
3 and creating a new section.

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

5 NEW SECTION. **Sec. 1.** The legislature finds that:

6 (1) Public health is essential to Washington state residents of  
7 all ages and ethnicities and that balancing public water systems with  
8 an optimal level of fluoride is a proven mechanism for reducing  
9 health disparities affecting people at all stages of life;

10 (2) More than 75 years of practice has shown that fluoridated  
11 water promotes community oral health and prevents oral disease and  
12 dental cavities. When tap water is fluoridated, people experience 25  
13 percent less tooth decay over a lifetime. Today, while roughly 74  
14 percent of the people in the United States are served by public water  
15 systems that have effective levels of fluoride, only 56 percent of  
16 Washingtonians receive the same benefit, leaving 44 percent of our  
17 residents without a basic public health benefit tool to help prevent  
18 dental cavities and oral disease;

19 (3) Providing effective levels of fluoride in public water is a  
20 meaningful way to bridge societal inequities that disproportionately  
21 affect low-income communities and communities of color. In

1 Washington, third graders from low-income households suffer tooth  
2 decay at twice the rate of children from higher-income households.  
3 Hispanic, American Indian, and Alaska Native children have a 50  
4 percent higher rate of tooth decay than the general population;

5 (4) Oral health inequities affect people at all stages of life  
6 and from all socioeconomic backgrounds. Children with dental problems  
7 are more likely to miss school and teens with recent dental pain are  
8 four times more likely to earn lower grades. Low-income adults are  
9 more likely to say the condition of their teeth impacted their  
10 ability to interview for a job. Adults missing teeth are less likely  
11 to do well in job interviews and seniors without teeth are at risk  
12 for malnutrition;

13 (5) Preventing oral health disease through fluoridation is cost-  
14 effective for all ages and socioeconomic backgrounds. In the United  
15 States, dental services are the third highest medical expenditure for  
16 families, and the United States centers for disease control and  
17 prevention estimate that communities with fluoridated water save an  
18 average of \$32 per person per year in prevented dental treatment  
19 costs; and

20 (6) The global pandemic will exacerbate the long-term racial and  
21 socioeconomic disparities in health care, education, job attainment,  
22 job stability, and wage growth, and that implementing effective  
23 fluoridation in public water systems is essential to public health  
24 and the continued economic vitality of the state of Washington.

25 NEW SECTION. **Sec. 2.** A new section is added to chapter 70A.125  
26 RCW to read as follows:

27 (1) A public water system that considers discontinuing  
28 fluoridation of its water supply on a continuing basis shall seek and  
29 receive the most current information about the public health impacts  
30 of community water fluoridation from the department and its local  
31 health jurisdiction at least 90 days prior to a vote or decision on  
32 the matter.

33 (2) After meeting the requirements of receiving information from  
34 the department in subsection (1) of this section, a water system that  
35 considers discontinuing fluoridation shall notify its customers of  
36 its intentions at least 90 days prior to a vote or decision on the  
37 matter. Notification to customers must include information received  
38 from the department on the public health impacts of discontinuing  
39 fluoridation as required in subsection (1) of this section. The water

1 system shall notify its customers via radio, television, newspaper,  
2 regular mail, electronic means, or any combination of notification  
3 methods which most effectively notifies customers at least 90 days  
4 prior to any meeting at which the vote or decision will occur. Any  
5 public water system that violates the notification requirements of  
6 this subsection shall return the fluoridation of its water supply to  
7 its previous optimal level until proper notification is provided  
8 under the provisions of this section.

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