



Welcome to ...
Public Health INsights & INnovation

Enforcing Public Health Laws

Join via: <https://connect.iu.edu/ph-insights-innovation/>

Presenters:



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Objective:

Participants will be able to understand approaches to effectively enforcing and promoting public health related regulations, executive orders, statutes, and other types of public health laws.

National Public Health Accreditation Board Standards and Measures, Version 1.5
<http://www.phaboard.org/wp-content/uploads/SM-Version-1.5-Board-adopted-FINAL-01-24-2014.docx.pdf>

Public Health Accreditation Domain 6: Enforcing Public Health Laws

DOMAIN 6 INCLUDES THREE STANDARDS:

- 6.1: Review Existing Laws and Work with Governing Entities and Elected/Appointed Officials to Update as Needed Standard
- 6.2: Educate Individuals and Organizations on the Meaning, Purpose, and Benefit of Public Health Laws and How to Comply Standard
- 6.3: Conduct and Monitor Public Health Enforcement Activities and Coordinate Notification of Violations among Appropriate Agencies

The Law and Local Health Department Accreditation

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Public Health Accreditation Board Standards and Measures:

Domain 6: Public Health Laws

Enforce public health laws

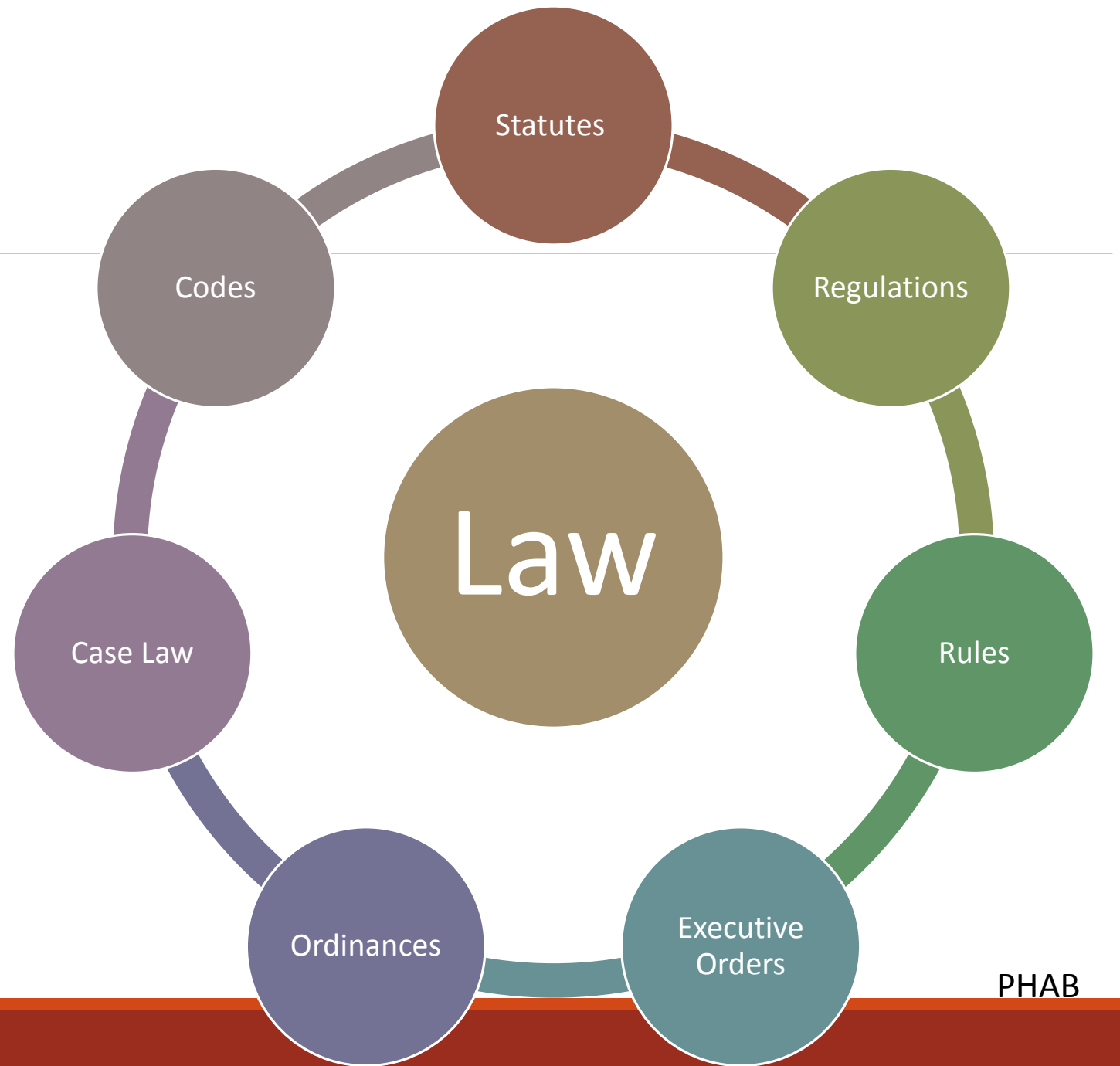
Standard 6.1: Review Existing Laws and Work with Governing Entities and Elected/Appointed Officials to Update as Needed

Standard 6.2: Educate Individuals and Organizations On the Meaning, Purpose, and Benefit of Public Health Laws and How to Comply

Standard 6.3: Conduct and Monitor Public Health Enforcement Activities and Coordinate Notification of Violations among Appropriate Agencies



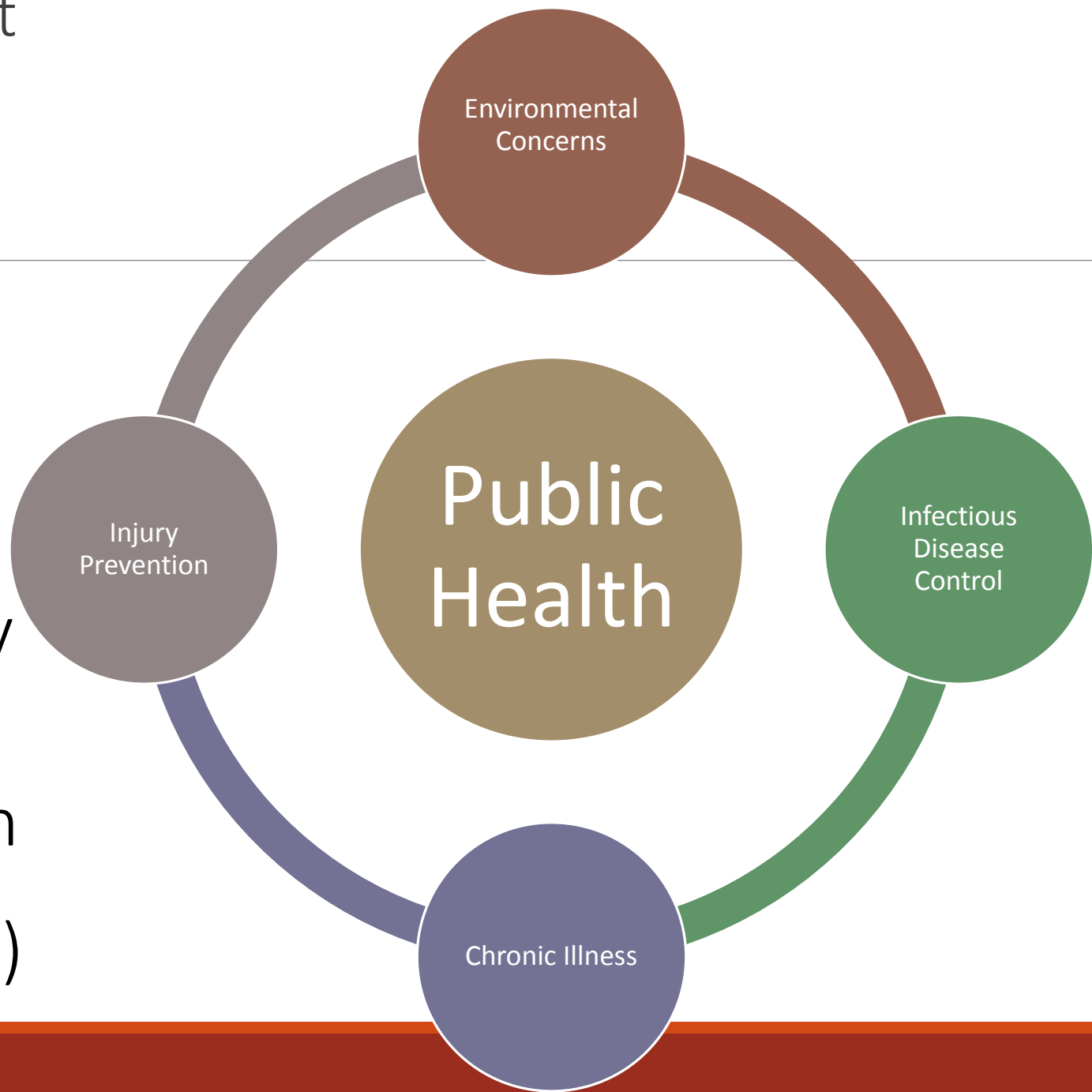
What we're talking about when we're talking about "law"





What we're talking about when we're talking about "public health"

May not have enforcement responsibilities, but do have responsibility to be active in education and in encouraging adoption of sound public health policies (PHAB)



Standard 6.1:

Review existing laws & work with governing entities & elected/appointed officials to update as needed

Keep laws current with evidence-based public health knowledge, practices, & emerging concerns

Ensure local health departments have legal capacity to review & assess laws



Standard 6.1 (cont'd)

6.1.1. Review of public health laws *or laws with public health implications* to see if they need revision

1. Health department must document its evaluation of its laws for their public health implications
 - “This is a program review and does not require the review by a lawyer”
 - a. Consider “evidence-based practices, promising practices, or practice-based evidence.” If law has effect on health equity, must also consider.
 - b. Use model public health laws, checklists, templates, and/or exercises in reviewing law
 - c. Solicit input from key stakeholders on proposed and/or reviewed laws
 - d. *Collaborate with other levels of health departments when laws impact them*
2. *Access to legal counsel documented via, e.g., MOU, contract, statement by government attorney’s office that they provide counsel to dep’t.*

6.1.2. Feedback to governing entity &/or elected/appointed officials concerning needed updates/amendments to current laws or new laws

Standard 6.2:

Educate individuals and organizations on the meaning, purpose, and benefit of public health laws & how to comply.

Outreach could include schools, civic organizations, human service organizations, medical community.

Education efforts need to be culturally and linguistically appropriate to audience.

Sounds simple enough, but what this is really...

6.2.1 Staff education on public health law

How well is department maintaining up to date knowledge of its employees on how laws support public health practice & ensuring consistent application of laws?

Documentation of:

1. Staff training in laws supporting public health interventions & practice
2. Efforts to ensure consistent application of public health laws (e.g., consistent application of food safety laws, clean indoor air laws, etc.)

6.2.2 Make sure public health laws & permit/license application requirements are accessible to the public

6.2.3 Info or education provided to regulated entities regarding how to maintain compliance with public health laws (e.g., provision of info to schools on immunization requirements, reporting of records)



Standard 6.3

Conduct and monitor public health enforcement activities and coordinate notification of violations among appropriate agencies

Measure 6.3.1 Written procedures & protocols for conducting enforcement actions (standardized steps, criteria, & actions)

1. Document authority to conduct enforcement activities
2. Procedures, protocols, processes (eg decision trees) for achieving compliance or enforcement actions

Measure 6.3.2 Inspection activities of regulated entities conducted & monitored according to mandated **frequency** &/or a risk analysis method that guides frequency/scheduling of inspections

1. Show protocol/algorithm for scheduling inspections of regulated industries
2. Show doing the inspections

Standard 6.3 (cont'd)

6.3.3 Enforcement activity/complaint follow up procedures & protocols followed for both routine & emergency situations

1. Document actions taken in response to complaints
2. Communications with regulated industries re: complaint/compliance plan

6.3.4 Patterns or trends ID'd in compliance from enforcement activities & complaints

1. Annual reports from enforcement programs summarizing complaints, enforcement activities, or compliance
2. Formal feedback on evaluation/enforcement process improvement received

Section 6.3 (cont'd – last one, I promise)

Measure 6.3.5 Coordinated notification of violations to the public (as req'd) & coordinated sharing of info among appropriate agencies re enforcement, follow-up, trends & patterns

1. Document communication protocol for interagency notifications
2. Protocol for notification of public of enforcement activities
3. Notifications of enforcement actions & other sharing of info (e.g. post on website, minutes from public meeting, press release, emails showing you're sharing info on enforcement activities)

NACCHO Domain 6 Documentation Examples

<http://www.naccho.org/topics/infrastructure/accreditation/domain-6-examples.cfm>

To follow up further:

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Domain 6: Enforcing Public Health Laws

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Evaluation: <http://survey.constantcontact.com/survey/a07ebj1olwyied6tbr9/start>

Resources

Title	Description	Link
Public Health Quality Improvement Exchange (PHQIE)	Shared resources for creating a culture of quality improvement	https://www.phqix.org/
Public Health Accreditation Board (PHAB)	Tools, resources, information, research on voluntary public health accreditation	http://www.phaboard.org/
Association of State and Territorial Health Officials (ASTHO)	Library of sample documentation per domain	http://www.astho.org/accreditation-library/
The Community Guide PHAB Crosswalk (CG)	Crosswalk of PHAB 1.5	http://www.thecommunityguide.org/us/es/Community%20Guide-PHAB%20Crosswalk%20Version%201.pdf



Thank you for attending...

Public Health INsights & INnovation

Save the Date!

Please join us on **October 30** for
*Promote Strategies to Improve Access to
Health Care* with **Eric Coulter** and **Joan
Duwve**.