

PREEMPTING PUBLIC HEALTH INTERVENTIONS:

THE GROUND WE LOST IN 2022

ARIZONA RURAL HEALTH CONFERENCE

JUNE 14, 2022

WILL HUMBLE, MPH

ARIZONA PUBLIC HEALTH ASSOCIATION



PUBLIC HEALTH EMERGENCY AUTHORITY

- **SB 1009** GREATLY RESTRICTS THE PUBLIC HEALTH EMERGENCY AUTHORITY OF FUTURE GOVERNORS & STATE HEALTH DIRECTORS
- CURRENT GOVERNOR ENJOYED 700+ DAYS OF PUBLIC HEALTH EMERGENCY AUTHORITY (A.R.S. § 26-303)
- FUTURE GOVERNORS WILL ONLY HAVE 120 DAYS OF PUBLIC HEALTH EMERGENCY AUTHORITY — AFTER WHICH THE LEGISLATURE MUST APPROVE EXTENSIONS IN 30-DAY INCREMENTS
- FUTURE ADHS DIRECTORS WILL BE LIMITED TO 120 DAYS OF A.R.S. § 36-787 AUTHORITY UNLESS EXTENDED BY LEGISLATURE

UNIVERSAL CLASSROOM MASKING PROHIBITED

- HB2616 PERMANENTLY TAKES UNIVERSAL CLASSROOM MASKING AWAY AS A PUBLIC HEALTH INTERVENTION
- PARENTS MUST GIVE EXPRESSED WRITTEN CONSENT FOR THEIR CHILD TO WEAR A MASK IN THE CLASSROOM
- THERE WILL BE PARENTS THAT ARE UNWILLING TO GIVE THEIR CONSENT (OR ARE UNABLE OR DON'T UNDERSTAND OR FORGET)
- CLASSROOM MASKING ONLY WORKS WHEN IT'S UNIVERSAL - SIMPLE MASKS CHILDREN WEAR ARE GOOD AT STOPPING PARTICLES FROM ENTERING THE ROOM BUT ARE POOR FILTERS

POLITICAL JURISDICTIONS CAN'T REQUIRE MASKS

- HB2453 PROHIBITS THE STATE OR ANY POLITICAL SUBDIVISION FROM REQUIRING ANYBODY TO WEAR A MASK OR FACE COVERING ON THE GOVERNMENTAL ENTITY'S PREMISES
- EXEMPTIONS FOR PLACES WHERE LONG-STANDING WORKPLACE SAFETY AND INFECTION CONTROL MEASURES THAT ARE UNRELATED TO COVID-19 MAY BE REQUIRED (E.G. UA MEDICAL CENTER/VALLEYWISE)

ADHS CAN'T REQUIRE THE COVID-19 VACCINE FOR SCHOOL

- HB2086 PROHIBITS THE ADHS FROM REQUIRING THE COVID-19 VACCINE (OR IT'S ANCESTORS) FROM BEING REQUIRED FOR SCHOOL ATTENDANCE.
- THE PROCESS FOR ADDING VACCINES TO THE SCHOOL-REQUIRED LIST HAS BEEN IN PLACE FOR DECADES & WORKS WELL
 - ADHS HAS ALWAYS HAD TO DO A RULEMAKING W/ LOTS OF PUBLIC INPUT & COMPLETE AN ECONOMIC IMPACT EVALUATION. IT TAKES ABOUT 18 MONTHS & REQUIRES GRRC APPROVAL

CITIES CAN'T REQUIRE STAFF TO GET VACCINATED FOR COVID-19

- HB2498 PROHIBITS A GOVERNMENT ENTITY FROM REQUIRING ANYBODY TO RECEIVE A VACCINATION FOR COVID-19 (INCLUDING STAFF & ANCESTOR VACCINES)

INTERVENTION LIMITATIONS AT RELIGIOUS SERVICES DURING A PUBLIC HEALTH EMERGENCY

- HB2507 PROHIBITS STATE/LOCAL GOVERNMENT FROM DIRECTLY OR INDIRECTLY REQUIRING OR ENFORCING ANYTHING THAT 'ADVERSELY AFFECTS A RELIGIOUS ORGANIZATION' DURING A PUBLIC HEALTH EMERGENCY, INCLUDING 'EXCLUSION, RESTRICTION, SEGREGATION, LIMITATION, REFUSAL OR DENIAL'
- PROHIBITED INTERVENTIONS COULD INCLUDE CAPACITY LIMITS, MAKING, VENTILATION ETC.
- DECLARES RELIGIOUS SERVICES TO BE ESSENTIAL DURING A STATE OF EMERGENCY