

**ARTICLE 33-30**  
**ENVIRONMENTAL HEALTH PRACTITIONER LICENSURE**

Chapter	
33-30-01	Board of Environmental Health Practitioner Licensure and General Provisions
33-30-02	Initial Licensure and Renewals
33-30-03	Continuing Education
33-30-04	Code of Ethics
33-30-05	Grievances and Disciplinary Proceedings
33-30-06	Information Changes

**CHAPTER 33-30-01**  
**BOARD OF ENVIRONMENTAL HEALTH PRACTITIONER LICENSURE AND GENERAL PROVISIONS**

Section	
33-30-01-01	Organization of the Board of Environmental Health Practitioner Licensure
33-30-01-02	Scope of Practice
33-30-01-03	Definitions

**33-30-01-01. Organization of the board of environmental health practitioner licensure.**

1. **History and function.** The 1985 legislative assembly passed legislation to license environmental health practitioners, codified as North Dakota Century Code chapter 43-43. This chapter authorized the secretary of state to carry out all functions necessary to licensure and to utilize the services of an advisory board as needed. The 1987 legislative assembly transferred this licensing function from the office of the secretary of state to the state health officer. The 2003 legislative assembly provided the authority to create specialty licenses within the practice of environmental health. The board's responsibility is advisory only. All statutory power is vested with the state health officer.
2. **Board membership.** The board consists of five members - the state health officer or an appointed agent; the commissioner of the North Dakota department of agriculture or an appointed agent; the president of the North Dakota environmental health association or an appointed agent; one member from a district or a local health unit who is a licensed environmental health practitioner; and one consumer. The environmental health practitioner and consumer must be appointed by the state health officer.
3. **Officers.** The state health officer shall serve as chairperson. The state health officer may appoint an executive secretary as necessary.
4. **Inquiries.** Inquiries may be addressed to:

State Health Officer  
State Department of Health  
600 East Boulevard Avenue  
Bismarck, North Dakota 58505-0200

**History:** Effective February 1, 1988; amended effective May 1, 1994; May 1, 2004.

**General Authority:** NDCC 43-43-04

**Law Implemented:** NDCC 43-43-04

**33-30-01-02. Scope of practice.**

This article applies to persons whose duties in environmental health and food safety require the application of scientific knowledge to recognize, evaluate, and control food and environmental hazards

to preserve and improve environmental factors for the achievement of the health, safety, comfort, and well-being of the consuming public. It is the intent of the advisory board that these rules apply to all persons engaged in the practice of environmental health and the supervisors of those persons. Exempt are those supervisors employed on May 1, 2004.

**History:** Effective May 1, 2004.

**General Authority:** NDCC 43-43-04

**Law Implemented:** NDCC 43-43-04

### **33-30-01-03. Definitions.**

1. "Board eligible" means having completed an application for licensure, paid the required fee, and met the necessary education requirements.
2. "Certified professional - food safety" means a person who, by education and experience in food safety, is qualified, licensed, and limited to inspecting retail food, food service, food production or food manufacturing facilities, or conducting plan reviews for such establishments. For inspectors in the State Department of Agriculture's meat and poultry inspection program, certification through passage of the USDA-FSIS Food Safety Regulatory Essentials course, or its' state equivalent, shall be commensurate with the certified professional-food safety credential.
3. "Continuing education unit" means ten contact hours earned in continuing education courses, seminars, workshops, and college courses. Ten hours of contact equals one continuing education unit.
4. "Environmental health practitioner" means a person who, by environmental health science education and experience, is qualified and licensed to practice environmental health.

**History:** Effective May 1, 2004; amended effective April 1, 2012.

**General Authority:** NDCC 43-43-04

**Law Implemented:** NDCC 43-43-04