**PUBLIC HEALTH COUNCIL**

**MASSACHUSETTS DEPARTMENT OF PUBLIC HEALTH**

**Henry I. Bowditch Public Health Council Room, 2nd Floor**

**250 Washington Street, Boston MA**

**Docket: Wednesday, December 11, 2019 – 10:00AM**

1. **ROUTINE ITEMS**
	1. Introductions
	2. Updates from Commissioner Monica Bharel, MD, MPH.
		1. Review of Opioid-related Overdose Death Data, 3rd Quarter 2019
	3. Record of the Public Health Council Meetings held October 16, 2019 and October 25, 2019. **(Vote)**
2. **DETERMINATION OF NEED**

a. Request by Partners HealthCare System, Inc. for substantial change in service to add an MRI unit and CT unit. **(Vote)**

1. **FINAL REGULATIONS**

a. Request to rescind emergency regulation 105 CMR 801.000, *Severe Lung Disease Associated with Vaping Products* **(Vote)**

b. Request to approve proposed emergency regulation 105 CMR 665.000, *Minimum Standards for Retail Sale of Tobacco and Electronic Nicotine Delivery Systems* **(Vote)**

The Public Health Council will meet in Executive Session as authorized by M.G.L. c. 30A, s. 21(a)(3) for the purpose of discussing strategy with respect to litigation, specifically:

* Vapor Technology Association v. Charlie Baker, in official capacity and Monica Bharel, in official capacity
* Mass Dynamics et. al. v. Charles Baker, as Governor and Monica Bharel, as Commissioner of Public Health
* Vapor Zone v. DPH et al.
* Vapor Technology Association v. Charlie Baker, in official capacity and Monica Bharel, in official capacity

*The Commissioner and the Public Health Council are defined by law as constituting the Department of Public Health. The Council has one regular meeting per month. These meetings are open to public attendance except when the Council meets in Executive Session. The Council’s meetings are not hearings, nor do members of the public have a right to speak or address the Council. The docket will indicate whether or not floor discussions are anticipated. For purposes of fairness since the regular meeting is not a hearing and is not advertised as such, presentations from the floor may require delaying a decision until a subsequent meeting.*