

**STATE AND LOCAL HEALTH AUTHORITIES**

**AMENDMENTS**

2009 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Dennis E. Stowell**

House Sponsor: \_\_\_\_\_

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**LONG TITLE**

**Committee Note:**

The Political Subdivisions Interim Committee recommended this bill.

**General Description:**

This bill modifies provisions dealing with Department of Health and local health department responsibilities.

**Highlighted Provisions:**

This bill:

- ▶ modifies responsibilities of the Department of Health and local health departments with respect to their interrelationship;
- ▶ requires the Department of Health to establish a committee consisting of Department of Health and local health department representatives;
- ▶ provides for the responsibilities of the committee;
- ▶ requires the Health Advisory Council to make a binding decision on the goals and budget of federal grants if the committee is unable to achieve unanimity on the goals and budget; and
- ▶ makes technical changes.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**



28 None

29 **Utah Code Sections Affected:**

30 AMENDS:

31 **26-1-4**, as last amended by Laws of Utah 1991, Chapters 112 and 269



33 *Be it enacted by the Legislature of the state of Utah:*

34 Section 1. Section **26-1-4** is amended to read:

35 **26-1-4. Department of Health created -- Policymaking responsibilities --**  
36 **Cooperation with local health departments.**

37 (1) There is created the Department of Health, which has all of the policymaking  
38 functions, regulatory and enforcement powers, rights, duties, and responsibilities of the  
39 Division of Health, the Board of Health, the State Health Planning Development Agency, and  
40 the Office of Health Care Financing. Unless otherwise specifically provided, when reference is  
41 made in any statute of this state to the Board of Health, the Division of Health, the State Health  
42 Planning Development Agency, or the Office of Health Care Financing, it refers to the  
43 department. The department shall assume all of the policymaking functions, powers, rights,  
44 duties, and responsibilities over the division, agency, and office previously vested in the  
45 Department of Human Services and its executive director.

46 (2) ~~[(a)]~~ In establishing public health policy ~~[which directly affects local health~~  
47 ~~departments, as defined in Title 26A, Chapter 1, Part 1],~~ the department shall ~~[cooperate]~~  
48 consult with the local health departments established under Title 26A, Chapter 1, Local Health  
49 Departments.

50 ~~[(b)]~~ ~~The department shall establish by rule procedures for developing its policies,~~  
51 ~~which ensure that local health departments are given opportunity to comment and provide input~~  
52 ~~on any new policy of the department and on any proposed changes in existing policies which~~  
53 ~~affect local health departments.]~~

54 ~~[(c)]~~ ~~The department shall also provide a mechanism for review of its existing policies~~  
55 ~~which affect local health departments, and for consideration of policy changes proposed by~~  
56 ~~local health departments.]~~

57 (3) (a) The department shall establish a committee consisting of:

58 (i) the executive director;

59 (ii) two representatives of the department appointed by the executive director; and  
60 (iii) three representatives of local health departments appointed by all local health  
61 departments.

62 (b) The committee established under Subsection (3)(a) shall:

63 (i) evaluate:

64 (A) the allocation of public health resources between the department and local health  
65 departments; and

66 (B) policies that affect local health departments;

67 (ii) consider policy changes proposed by the department or local health departments;

68 (iii) review the goals and budget for each application for a grant from the federal  
69 government before the grant application is submitted; and

70 (iv) report annually to the health advisory council created in Section 26-1-7.5 regarding  
71 implementation of this Subsection (3).

72 (c) If the committee established under Subsection (3)(a) cannot unanimously agree on  
73 the goals and budget for a grant from the federal government before funds are encumbered or  
74 dispersed, the health advisory council shall:

75 (i) consider the goals and budget at its next meeting following notification that the  
76 committee cannot unanimously agree on the goals and budget; and

77 (ii) make a binding decision on the goals and budget for the grant.

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**Legislative Review Note**  
as of 11-20-08 10:02 AM

**Office of Legislative Research and General Counsel**

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**S.B. 21 - State and Local Health Authorities Amendments**

**Fiscal Note**

2009 General Session

State of Utah

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**State Impact**

Enactment of this bill will not require additional appropriations.

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**Individual, Business and/or Local Impact**

The decisions of the coordinating committee could result in increased or decreased federal funds for local health departments. Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals or businesses.

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