

Section 26A-1-114: Powers and duties of departments.

May:

- Enforce state laws, local ordinances, department rules, and local health department standards relating to public health and sanitation
- Establish, maintain, and enforce isolation and quarantine, and exercise control over property and individuals to protect public health
- Establish and maintain medical, environmental, occupational and laboratory services
- Establish and operate health programs or measures to protect public health
- Close theaters, schools, and other public places to protect public health
- Abate nuisances or eliminate sources of filth and infections and communicable diseases, and bill for the cost of abatement
- Make sanitary and health investigations and inspections
- Pursuant to county ordinance or interlocal agreement:
 - Establish and collect fees for carrying out authorized or required programs and duties
 - Accept, use, and administer federal, state, or private donations
- Make agreements to receive a donation or grant
- Prepare, publish, and disseminate information to advise the public
- Investigate the causes of morbidity and mortality
- Issue necessary notices and orders
- Conduct studies to identify injury and develop injury control systems
- Cooperate with Air Quality, Drinking Water, Water Quality, and Waste Management and Radiation Control Boards
- Cooperate with corrections systems to conduct testing for HIV infection related to a sexual offense
- Investigate suspected bioterrorism and disease
- Provide public health assistance in response to a public health emergency

Shall:

- Establish programs or measures to promote and protect health and general wellness
- Investigate infectious and other diseases to control causes of epidemic and communicable diseases
- Cooperate with the department
- Coordinate implementation of environmental programs with the Department of Environmental Quality, by developing a Comprehensive Environmental Service Delivery Plan

Other provisions:

- Duties regarding protection of health in public and private schools
- Authority to correct health-related conditions in schools at the expense of the responsible party if necessary
- Authority to exercise incidental authority to carry out duties
- Provisions related to declaration of a public health emergency from a local health department

R380-40: Local Health Department Minimum Performance Standards (DOH)

Minimum Performance Standards:

'the minimum duties performed by local health departments for public health administration, personal and population health, environmental health, and emergency preparedness in addition to the powers and duties listed in Section 26A-1-114 and is equivalent to the phrase "minimum performance standards" in Section 26A-1-106(1)(c).'

Local Health Officer

- Physician or non-physician (with additional requirements)
- Functions as the executive and administrative officer
- Reports to and receives policy direction from local board of health
- Responsible for ongoing planning duties: mission statement; community needs assessments; problem statements; goals, outcomes, and process objectives or implementation activities; evaluation; public involvement; and use of available data.
- Fiscal management
- Ensures compliance with state and federal laws, and local ordinances and policies

Administration

- Exercise powers and duties outlined in Section 26A-1-114
- In addition to duties outlined in 26A-1-109, 26A-1-110
 - Establish local health department policies
 - Adopt an annual budget
 - Monitor revenue and expenditures
 - Oversee compliance with minimum performance standards
 - Ensure proper planning for mission statement; community needs assessments; problem statements; goals, outcomes, and process objectives or implementation activities; evaluation; public involvement; and use of available data sources
 - Periodically (at least annually) evaluate the performance of the local health officer
 - Report at least annually to county governing body/bodies served by the local health department regarding health issues and the health status of residents of the district.
- Annual financial audit
- Employ:
 - Registered Nurse
 - Certified health education specialist
 - Environmental health scientist
 - An individual with training and experience in epidemiology

Local Health Department Personal and Population Health Services

- Provide health education and health promotion services, including:
 - Conducting community health assessments
 - Identifying leading causes of disease, death, disability, and poor health
 - Implementing evidence-based services to address the identified priorities
- Provide communicable disease prevention and control services:
 - Reporting, surveillance, assessment, epidemiological investigation, and control measures for reportable communicable diseases
- Assess availability of health-related services and health providers in local communities – identify gaps and barriers, and convene with community health systems to improve systems.
- Provide services identified as priorities by the local assessment and planning process if approved by the local board of health
- Provide epidemiology services – surveillance and tracking for reportable conditions, and ensure proper development and evaluation of prevention and control programs
- Provide evidence-based services as guided by local community assessment and planning to include:
 - Maternal and child health services
 - Injury control services
 - Chronic disease control services

Environmental Health Programs

- Ensure there is a program including the maintenance of an inventory of entities or complaints for:
 - Food safety
 - Schools
 - Recreation camps
 - Recreational vehicle parks
 - Public pools
 - Temporary mass gatherings
 - Roadway rest stops
 - Mobile home parks
 - Labor camps
 - Hotels, motels and resorts
 - Indoor clean air
 - Illegal drug operations decontamination
 - Indoor tanning beds
 - Investigation of complaints about public health hazards

Public Health Emergency Preparedness

- Conduct public health emergency preparedness efforts
 - Coordinate with emergency management agencies in the district
 - Establish partnerships with individuals and organizations throughout community
 - Maintain an all-hazards public health emergency operations plan
 - Annually test public health preparedness and response communications equipment
 - Requires the local health officer and another employee to complete FEMA courses.

Minimum Performance Funding by State and Local Contribution

	2018 Population (from Funding Formula)	Total County Contribution (CY 2020)	County Contribution Per Capita	State Minimum Performance Funding (effective 7/1/22)	Per Capita (\$6.13M)
Bear River	186,999	\$1,522,392	\$8.14	\$524,862	\$2.81
Central	82,684	\$488,514	\$6.00	\$433,611	\$5.24
Davis	352,802	\$4,087,174	\$11.58	\$492,771	\$1.40
San Juan	16,487	\$135,469	\$8.22	\$166,986	\$10.13
SLCo	1,142,077	\$17,465,099	\$15.29	\$1,257,335	\$1.10
Southeast	42,320	\$310,844	\$7.35	\$293,875	\$6.94
Southwest	245,048	\$1,782,222	\$7.27	\$667,735	\$2.72
Summit	41,286	\$2,077,999	\$50.33	\$191,009	\$4.63
Tooele	68,859	\$940,958	\$13.66	\$217,718	\$3.16
TriCounty	58,830	\$968,255	\$16.46	\$320,234	\$5.44
Utah	633,582	\$2,703,302	\$4.27	\$764,760	\$1.21
Wasatch	32,137	\$637,393	\$19.83	\$182,146	\$5.67
WMHD	263,535	\$1,946,602	\$7.39	\$621,958	\$2.36
Totals	3,166,646	\$34,851,078	\$11.01	\$6,135,000	\$1.94

Source: Utah Association of Local Health Departments

R305-10: Local Health Department Minimum Performance Standards (DEQ)

Minimum Performance Standards:

'the minimum duties performed by local health departments for the promotion of environmental quality, including public health administration and environmental health administration including standards for inspection and enforcement, for basic programs of environmental health, not inconsistent with law, as necessary or desirable for the protection of public health, in addition to the powers and duties listed in Section 26A-1-114 and is equivalent to the phrase "minimum performance standards" in Subsection 26A-1-106(4).'

- Some overlapping provisions with R380-40 (Local health officer, annual financial audit, etc.)
- Administer the Environmental Service Delivery Plan (ESDP)
- Environmental emergency preparedness efforts

Environmental Service Delivery Plan Funding – FY 2022

Local Health Department	Total Funding	State Portion of Total
Bear River	\$ 146,928	\$ 88,012
Central Utah	\$ 160,468	\$ 90,612
Davis County	\$ 125,413	\$ 88,012
Salt Lake County	\$ 169,098	\$ 88,012
San Juan County	\$ 74,635	\$ 62,245
Southeastern Utah	\$ 113,805	\$ 90,612
Southwest Utah	\$ 160,081	\$ 90,612
Summit County	\$ 115,232	\$ 88,012
Tooele County	\$ 120,664	\$ 88,012
Tri-County	\$ 116,683	\$ 91,962
Utah County	\$ 166,628	\$ 88,012
Wasatch County	\$ 119,678	\$ 88,012
Weber-Morgan	\$ 141,543	\$ 88,012

Source: Utah Department of Environmental Quality

Office of Legislative Auditor General: A Performance Audit of Culture and Grant Management Processes of the Department of Health (October, 2021)

Chapter 3: The Department of Health Should Prioritize Grants Based on Needs and Potential Impact

Recommendations:

- DOH ensure its strategic plan is clear and precise in focusing on the critical public health needs of the state, and that division- and bureau-level plans are strategically aligned
- DOH leadership direct staff to seek grants and other funding for initiative that align with the direction set forth in the department's strategic plans
- DOH exercise additional discretion when considering grants that require community partners such as local health departments to sustain grant activities after the expiration of the grant
- DOH allow local health departments greater flexibility by eliminating unmandated restrictions on the use of funds from the Preventive Health and Human Services block grant
- Legislature consider reviewing the list of diseases and conditions that the Department of Health is required to address and ensure the list is up to date and relevant to current goals, strategies and desired outcomes

Chapter 4: Stronger State and Local Partnership Is Needed to Enhance Public Health

Recommendations:

- State and local health departments' Governance Committee determine which points of financial information are relevant for decision-making and standardize the inclusion of that information in grant proposal presentations
- Transparency be increased through sharing detailed budget and expenditure data in state and local health departments' Governance Committee meetings to promote accountability and optimize grant funds
- State and local health departments' Governance Committee make stronger efforts to come to a satisfactory agreement about grant proposals and that the expedited review category be employed only for its intended use
- Local health departments increase their efforts for early and frequent involvement in developing grant proposals identified by the Department of Health that align with strategic public health goals at the local and state level
- Local health departments expand their efforts to utilize regional needs assessments for identifying funding opportunities that would meet local needs and align with state priorities, and that they engage the Department of Health for assistance when necessary