

1 **APPOINTMENTS TO CITY AND COUNTY**

2 **HEALTH BOARDS**

3 2002 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Gene Davis**

6 **This act modifies the Local Health Department Act. The act amends the appointment**
7 **procedure for local health directors.**

8 This act affects sections of Utah Code Annotated 1953 as follows:

9 AMENDS:

10 **26A-1-110**, as renumbered and amended by Chapter 269, Laws of Utah 1991

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

12 Section 1. Section **26A-1-110** is amended to read:

13 **26A-1-110. Local health officer -- Powers and duties -- Vacancy.**

14 (1) The ~~[board shall appoint a local health officer and determine the officer's~~
15 ~~compensation,]~~ county executive may appoint a local health director, subject to the advice and
16 consent of the board. If the county executive declines to appoint a local health director, the board
17 shall do so subject to ratification by the local governing bodies that contribute funds to the local
18 health department. The appointing party shall determine the director's compensation and
19 termination.

20 (2) The board shall determine the general policies to be followed in administration of the
21 local health department. The board shall adopt written procedures to carry out the provisions of
22 this section.

23 (3) The local health officer shall:

24 (a) have the qualifications of training and experience for that office equivalent to those
25 approved by the department for local health officers;

26 (b) be the administrative and executive officer of the local health department and devote
27 full time to the duties of the office;



28 (c) if provisions have been made with the department, act as the local registrar of vital
29 statistics within the local health department's boundaries without additional compensation or
30 payment of fees provided by law;

31 (d) prepare an annual budget and present it to the board for approval prior to the beginning
32 of each fiscal year unless an extension is approved by the board; and

33 (e) prepare an annual report and provide it to the department and all local governing bodies
34 contributing funds to the local health department.

35 (4) The report under Subsection (3)(e) shall contain a copy of the independent financial
36 audit required under Section 26A-1-115, a description of the population served by the local health
37 department, and other information as requested and approved by the board.

38 (5) In the absence or disability of the local health officer, or if there is a vacancy in that
39 office, the board shall appoint an acting health officer for a temporary period not to exceed one
40 year.

Legislative Review Note
as of 1-14-02 4:56 PM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel