

431 (4) (a) Notwithstanding Section 26A-1-110:

432 (i) the county governing body shall ~~H→~~, in consultation with the board, ~~←H~~
 432a appoint an executive director for a united local

433 health department and determine the executive director's compensation; and

434 (ii) the county governing bodies of a multicounty united local health department shall ~~H→~~,
 434a in consultation with the board, ~~←H~~

435 appoint an executive director for the multicounty local health department and determine the
 436 executive director's compensation.

437 (b) An executive director appointed under Subsection (4)(a):

438 (i) shall serve as the local health officer; and

439 (ii) may be removed for cause under Section 26A-1-111.

440 (5) The treasurer of a united local health department may establish and maintain funds
 441 in addition to the local health department fund established under Section 26A-1-119, if the
 442 additional fund is necessary to:

443 (a) provide substance abuse authority services or mental health authority services; and

444 (b) comply with federal regulation or federal statute.

445 Section 8. Section **26A-1-109** is amended to read:

446 **26A-1-109. Local boards of health -- Membership -- Organization -- Meetings.**

447 (1) A local health department shall have a board of health with at least three members.

448 (a) (i) Board members shall be appointed pursuant to county ordinance or interlocal
 449 agreement by the counties creating the local health department.

450 (ii) The board may include representatives from the municipalities included within the
 451 area served by the local health department.

452 (b) The board shall be nonpartisan.

453 (c) An employee of the local health department may not be a board member.

454 (2) (a) As possible, of the initial board:

455 (i) 1/3 shall serve a term of one year;

456 (ii) 1/3 shall serve a term of two years; and

457 (iii) 1/3 shall serve a term of three years.

458 (b) All subsequent appointments shall be for terms of three years and shall be made, as
 459 possible, so 1/3 of the terms of office of those serving on the board expire each year. Members
 460 appointed to fill vacancies shall hold office until expiration of the terms of their predecessors.

461 (c) Board members may be removed by the appointing county for cause prior to the