



**UTAH COUNTY**  
**BOARD OF HEALTH**

**151 SOUTH UNIVERSITY AVENUE  
PROVO, UTAH 84601**

**MINUTES**  
**May 20, 2024**

Members Present:			
Carl Hanson, Chair	X	Ryan Schooley	excused
Dr. Jeffrey Ogden, Vice-chair	X	Dr. Michael Kennedy	X
Dr. Mark Donaldson	X	Julie Fullmer	X <sub>electronic</sub>
Amelia Powers Gardner	X	Francine Jensen	X <sub>electronic</sub>
Dr. Jordan Singleton	X <sub>electronic</sub>	Wendy Dau	excused
Sonia Pineda	X		

**Others present:**

Eric Edwards, MPA, MCHES	UCHD Executive Director
Tyler Plewe	UCHD Deputy Director
Juli Van Ginkel	UCHD Secretary
Zachary Zundel	Deputy County Attorney

Number of people in attendance 10

1. Welcome by Carl Hanson, Board of Health Chair

2. Approval of minutes from March 25, 2024

**MOTION: Commissioner Powers Gardner motioned to approve the minutes from the March 25, 2024, Board of Health meeting, seconded by Sonia Pineda. No discussion. Motion carries and approved unanimously.**

3. Legislative Updates by Zachary Zundel

Zachary Zundel, Utah County Attorney's Office, provided a legislative update per Francine Jensen's request. Zachary provided information on the changes to bills that impact the Health Department. SB 61 is regarding electronic cigarettes and has implications for our Health Promotions team. A new change to this bill is that local health departments are now empowered to examine books, papers, records, vault safes, desks, etc. to ensure compliance. Another change is that any illegal cigarette products will be embargoed by the

local health departments, with no need for a warrant. Dr. Donaldson asked if that meant that the Health Promotions inspector would contact the police to have them seize the property. Zachary explained that Health Promotions already has a relationship with local law enforcement due to our underage buyers' program, but this relationship will need to be expanded with the new requirements of this bill. Dr. Ogden asked if this change now makes us health police instead of health inspectors. Commissioner Powers Gardner and Zachary clarified that the seizing will be done by local law enforcement since our inspectors are not trained as law enforcement.

The State Tax Commission and Department of Health and Human Services (DHHS) will work together on the registry of products that are legal to be sold. This bill makes it clear that the manufacturer must go through a registration process that proves it has been approved to be sold. Dr. Ogden asked if this is a state approval process. Commissioner Powers Gardner said that the approval of products is an FDA approval, but the registry is done by the state. She gave additional details about the marketing plans provided by the manufacturer, and how these changes will remove items from the shelves that are marketed toward children. Dr. Ogden asked if this would increase the number of staff needed in Health Promotion. Eric Edwards explained that it would increase the workload of the employees we currently have, but that it would decrease over the next few years.

HB 403 requires that DHHS create regulations regarding body art. Commissioner Powers Gardner asked if there was a Hepatitis C epidemic at body art shops. Jason Garrett, Director of Environmental Health, said that there are complaints about infections, the services done on minors, and the types of inks that are being used, but not Hepatitis C. Carl Hanson asked if there was concern about the body art being done out of the home. Jason said that it is a concern, but it is hard to regulate. He explained that the update to this regulation will give us a set of rules for shops to abide by. Dr. Donaldson had some concerns regarding the cleanliness of the body art shops. Zachary explained that Health Administration and Environmental Health have reached out to the state regarding his concerns. Carl Hanson asked if the updates to these regulations will change any of the current operations and procedures for Environmental Health. Jason said that these changes won't affect procedures, but they will help with providing guidelines. He said that the main complaint is that body artists are not required to have a DOPL license. DOPL has been contacted but will only require a license if it is a legislative requirement or industry driven. Otherwise, they will not require it.

Zachary provided information regarding public health amendment HB 405 regarding the list of predefined public health conditions. Commissioner Powers Gardner asked why measles was included in the list, as it is highly contagious but does not cause morbidity. Dr. Singleton stated that with vaccinations, the chance of catching measles is lower, but the morbidity rate is higher for those that have not received the vaccination.

Please see attached presentation for additional details.

#### 4. HB 491 Discussion by Zachary Zundel and Eric Edwards

Eric Edwards reviewed HB 491 regarding privacy requirements. He explained that there are already protections for this, but this will add additional requirements to ensure that how we collect, use, and store data is done properly. We are required to train employees that have access to Personal Identifiable Information (PII) within 31 days. The Utah County Health Department is going to serve as a pilot for the county to complete this audit to ensure we are in compliance with the law. This audit will be done annually. Commissioner Powers Gardner explained that much of the information we collect in the health department is protected under HIPAA, which has more security requirements, but HB 491 will ensure that PII we collect that is not covered by HIPAA is in compliance with the law.

Carl Hanson asked if this law limits the ability to collect data to analyze trends. Commissioner Powers Gardner explained that if it is not anonymous, we will be required to inform the customer that we are collecting the information, how long we will keep it, and how we are going to use that information.

Please see attached presentation for additional details.

#### 5. UALBOH Report by Conference Attendees

Eric Edwards explained that a few of the Board of Health members were able to attend this years UALBOH Conference. Carl Hanson said that this year there was a focus on mental health as well as a legislative update. He stated that a great advantage of this conference is networking with other like-minded people.

#### 6. UOPMA – Annual Utah Open Public Meetings Act Training by the Civil Attorney's Office

Samuel Johnson, law clerk with the Civil Attorney Division, provided a comprehensive training to the Utah County Board of Health on the Utah Open Public Meetings Act. This annual training is required of all Boards of Health across the state of Utah.

Please see attached presentation for additional details.

#### 7. Employee Changes

Employee changes were within normal expectations as to seasonal workers and time-limited workers. Eric Edwards stated that we had some significant retirements that have opened a few positions in the health department.

#### 8. Other Items

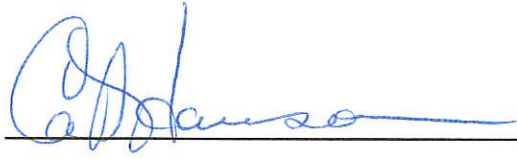
Eric Edwards opened the meeting for public comment, but no members of the public were in attendance.

**MOTION: Dr. Ogden motioned to adjourn the meeting, seconded by Commissioner**

Powers Gardner. No Discussion. Motion carries and approved unanimously.



Eric Edwards, MPA, MCHES  
Executive Director / Local Health Officer  
Utah County Health Department



Carl Hanson  
Chair  
Utah County Board of Health