

**IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE
16.07.20 - ALCOHOL AND SUBSTANCE USE DISORDERS TREATMENT
AND RECOVERY SUPPORT SERVICES FACILITIES AND PROGRAMS**

DOCKET NO. 16-0720-1301

NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Title 39, Chapter 3, Idaho Code.

MEETING SCHEDULE: Public meetings for negotiated rulemaking will be held as follows:

ORIGINATING LOCATION -- LIVE MEETING	
Idaho Department of Health and Welfare Central Office Conference Room 3A (3rd floor) 450 West State Street, Boise, ID 83702	
Monday, April 22, 2013 12:30 - 2:30 pm (PDT) 1:30 - 3:30 pm (MDT)	Wednesday, April 24, 2013 1:00 - 3:00 pm. (PDT) 2:00 - 4:00 pm (MDT)
VIDEO CONFERENCE LOCATIONS	
Region I Office – Coeur d’Alene Main Conference Room 2195 Ironwood Court Coeur d’Alene, ID 83814	Region II Office – Lewiston 1st Floor Conference Room 1118 “F” Street Lewiston, ID 83501
Region III Office – Caldwell Owyhee Conference Room (226) 3402 Franklin Road Caldwell, ID 83605	Region IV Office – Boise Room 137 1720 Westgate Drive, Suite A Boise, ID 83704
Region V Office – Twin Falls Room 116 823 Harrison Twin Falls, ID 83301	Region VI Office – Pocatello Room 225 421 Memorial Drive Pocatello, ID 83201
Region VII Office – Idaho Falls Conference Room 240 150 Shoup Ave. Idaho Falls, ID 83402	
Persons May Use the Following Phone Number & Codes to Participate:	
Monday, April 22, 2013 1-866-210-1669 / CODE #1547741	Wednesday, April 24, 2013 1-866-210-1669 / CODE #8492209

The meeting site will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the meeting, to the agency address below.

METHOD OF PARTICIPATION: Persons wishing to participate in the negotiated rulemaking may do any of the following:

1. Attend the negotiated rulemaking meeting or participate by video conference at Regional offices;
2. Provide oral or written recommendations, or both, at the negotiated rulemaking meeting;
3. Participate by calling the conference line listed above, using the code number provided for the specific day;
or
4. Submit written recommendations and comments to the address below.

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the rulemaking:

The Division of Behavioral Health (DBH) is currently working on building a peer recovery system and one issue that has come up as a barrier in Idaho is the requirement around criminal history and background checks. The current requirement does not work for the services that are being provided nor does it fit the model of recovery services that are being promoted. DBH has received complaints from SUD treatment providers regarding the current rule as it negatively impacts their workforce and ability to provide treatment services.

DBH would like to work with providers and other interested parties to develop a criminal history and background check rule that both protects the client and acknowledges those who have been successful in their recovery by allowing them to work in the treatment field.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the negotiated rulemaking, contact Treena Clark at (208) 334-6611.

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and must be delivered on or before Monday, May 20, 2013.

DATED this 22nd day of March, 2013.

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