

IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE

**16.03.11 - RULES GOVERNING INTERMEDIATE CARE FACILITIES
FOR PEOPLE WITH INTELLECTUAL DISABILITIES (ICF/ID)**

DOCKET NO. 16-0311-1401

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 Sections 39-1303a, 39-1307, and 67-6532, Idaho Code.

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

ORIGINATING LOCATION -- LIVE IN-PERSON MEETING
Friday, May 16, 2014 -- 1:30 p.m. MDT (12:30 p.m. PDT)

Region 4 - Medicaid / Licensing and Certification Central Office
3232 Elder Street
Conference Room D-East and D-West
Boise, Idaho

VIDEO CONFERENCE LOCATIONS

1:30 p.m. (Local)
Region 5 - DHW Office
823 Harrison
Room 116
Twin Falls, ID

12:30 p.m. (Local)
Region 1 - DHW Office
1250 Ironwood Drive
Conference Room
Coeur d'Alene, ID

1:30 p.m. (Local)
Region 6 - DHW Office
1070 Hiline Road
Room 230
Pocatello, ID

METHOD OF PARTICIPATION: Persons wishing to participate must do one of the following:

1. Attend the negotiated rulemaking meetings live in Boise, or participate by video conference in Regions above;
2. Provide oral or written recommendations, or both, at the negotiated rulemaking meetings; or
3. Submit written recommendations and comments to this address on or before May 30, 2014:

Debby Ransom, Bureau Chief,
Bureau of Facility Standards
Idaho Department of Health and Welfare
P.O. Box 83720
Boise, ID 83720-0009

Hand Deliver to:
3232 Elder Street
Boise, ID 83705

DESCRIPTIVE SUMMARY: The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principle issues involved:

A majority of the ICF/ID rules in this chapter have not been updated since July 1, 1980. Changes in treatment and intervention strategies for individuals with intellectual disabilities have progressed substantially rendering these rules to be obsolete and no longer applicable to current best practices and procedures. The Department is holding negotiated rulemaking for this chapter to update the rules to:

- 1) Ensure the rules are based on best practice for individuals with intellectual disabilities;
- 2) Ensure the best possible outcomes for individuals with intellectual disabilities;
- 3) Ensure individuals with intellectual disabilities residing in ICFs/ID are safe and their needs are being met;
- 4) Have rules that are easier and less cumbersome for providers to navigate in order to increase compliance; and
- 5) Remove obsolete language from the rules to become more consistent with current science and best practices.

CONTACT INFORMATION, WEB ADDRESS, ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning this negotiated rulemaking, contact Debby Ransom at (208) 334-6626. Materials pertaining to the negotiated rulemaking under Docket No. 16-0311-1401, including any available preliminary rule drafts, can be found on the Department's web site at the following web address: www.facilitystandards.idaho.gov.

All written comments on the negotiated rules must be directed to the contact person above and must be delivered on or before May 30, 2014.

DATED this 3rd day of April, 2014.

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