

IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE

16.05.06 - CRIMINAL HISTORY AND BACKGROUND CHECKS

DOCKET NO. 16-0506-1602

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 56-202(b), 56-203(2), 56-204A, 56-1004A, 56-1007, 39-1105, 39-1107, 39-1111, 39-1210(10), 39-1211(4), 39-3520, 39-5604, 39-9109, 66-404(7), 15-5-308(4), 15-5-311(5), and 15-5-316(5), Idaho Code.

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

Tuesday, June 7, 2016 6:00 - 7:30 p.m. (Local)	Thursday, June 9, 2016 6:00 - 7:30 p.m. (Local)
Region I - Coeur d'Alene Office 1120 Ironwood Drive Coeur d'Alene, ID	Lewiston Community Center 1424 Main Street Lewiston, ID
Tuesday, June 14, 2016 6:00 - 7:30 p.m. (Local)	Monday, June 20, 2016 6:00 - 7:30 p.m. (Local)
Downtown Library 715 S. Capital Blvd. Boise, ID	Idaho Falls Library 457 W. Broadway Idaho Falls, ID

**Tuesday, June 21, 2016
6:00 - 7:30 p.m. (Local)**

**Twin Falls Library
201 Fourth Ave East
Twin Falls, ID**

METHOD OF PARTICIPATION: Persons wishing to participate in the negotiated rulemaking must do the following:

1. Attend any of the negotiated rulemaking meetings scheduled and participate in negotiation process;
2. Provide oral recommendations, at the negotiated rulemaking meetings;
3. Submit written recommendations and comments to this address on or before June 30, 2016:

**Fernando Castro
Program Supervisor, Criminal History Unit
1720 North Westgate Drive, Suite A
Boise, ID 83704**

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:

The Department is holding negotiated rulemaking meetings for the Criminal History and Background Check rules to review and update the list of disqualifying crimes and length of denials, and to meet new federal requirements regarding these checks for the Idaho Child Care Program (ICCP). The Department intends to enable different clearances based on the type of background check being sought by the applicant. These new clearances will restrict the eligibility for employment of some persons.

CONTACT INFORMATION, WEB ADDRESS, ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning this negotiated rulemaking, contact Fernando Castro, at (208) 332-7999. Materials pertaining to the negotiated rulemaking under Docket 16-0506-1602, including any available preliminary rule drafts, can be found on the Department's web site at the following web address: www.healthandwelfare.idaho.gov

All written comments on the negotiated rules must be directed to the contact person above and must be delivered on or before June 30, 2016.

DATED this 6th Day of May, 2016.

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