

IDAPA 16 – DEPARTMENT OF HEALTH AND WELFARE

16.03.15 – RULES GOVERNING SECURE TREATMENT FACILITY FOR PEOPLE WITH INTELLECTUAL OR DEVELOPMENTAL DISABILITIES

DOCKET NO. 16-0315-1801 (NEW CHAPTER)

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, 56-203, 56-250 through 56-257, and 56-260 through 56-266, Idaho Code.

MEETING SCHEDULE: A public meeting on the negotiated rulemaking will be held as follows:

PUBLIC MEETING
Wednesday, January 24, 2018 - 1:30 p.m. (MST)
Department of Health and Welfare Medicaid Central Office 3232 Elder Street Conference Room D West/East Boise, ID 83705
TELECONFERENCE CALL-IN
Toll Free: 1-866-906-7447 Participant Code: 3586046

Individuals who wish to participate in the public meeting but are not able to attend in person can participate by teleconference.

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

1. Attend or call in to the negotiated rulemaking meetings as scheduled above;
2. Provide oral or written recommendations, or both, at the negotiated rulemaking meetings;
3. Submit written recommendations and comments to this address on or before January 31, 2018:

Tamara Prisock
Administrator
Division of Licensing and Certification

Idaho Department of Health and Welfare
P.O. Box 83720
Boise, ID 83720-0036

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

The Secure Treatment Facility Act approved by the 2017 Legislature, enables the Department to establish, operate, maintain, and license a secure treatment facility for individuals with intellectual or developmental disabilities who pose a threat or risk to the safety of others, both inside the facility and in the surrounding community. This chapter is needed to establish the licensing standards which will provide for the security measures and restrictions needed for this type of facility as well as for the rights and safety of the clients in the facility.

The Department is holding negotiated rulemaking on this new chapter to solicit input from all stakeholders and the general public regarding the licensing standards for the secure treatment facility.

CONTACT INFORMATION, WEB ADDRESS, ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning this negotiated rulemaking, contact Tamara Prisock at (208) 364-1971. Materials pertaining to the negotiated rulemaking under Docket 16-0315-1801, including any available preliminary rule drafts, can be found on the Department's web site at the following web address: <http://healthandwelfare.idaho.gov/AboutUs/Newsroom/tabid/130/Default.aspx>

All written comments on the negotiated rules must be directed to the contact person above and must be delivered on or before January 31, 2018.

DATED this 16th day of November, 2017.

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