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**IDAPA 16
TITLE 06
Chapter 04**

**16.06.04 - RULES FOR STATEWIDE AND REGIONAL INTERDEPARTMENTAL
SUBSTANCE ABUSE COORDINATING COMMITTEES**

000. LEGAL AUTHORITY.

The Idaho State Board of Health and Welfare has been granted authority pursuant to Chapter 3, Title 39, Idaho Code, to promulgate rules to carry out the provisions of the Alcoholism and Intoxication Treatment Act. (7-1-86)

001. TITLE AND PURPOSE.

01. Title. These rules are to be cited as Idaho Department of Health and Welfare Rules, IDAPA 16.06.04, "Rules for Statewide and Regional Interdepartmental Substance Abuse Coordinating Committees". (7-1-86)

02. Purpose. These rules establish the Director of the Department of Health and Welfare as the appointing authority for the Statewide Interdepartmental Coordinating Committee, and establish the structure of the Statewide and Regional Interdepartmental Coordinating Committees, and delineates how the various committees shall communicate. (7-1-86)

002. -- 004. (RESERVED).

005. DEFINITIONS.

For the purpose of these rules, the following terms are used as defined herein: (12-31-91)

01. A.I.T.A. Alcoholism and Intoxication Treatment Act, Chapter 3, Title 39, Idaho Code. (7-1-86)

02. Conflict of Interest. No member of the Statewide or Regional Interdepartmental Coordinating Committees may vote on any matter before the committees in which he has any substantial ownership, employment, fiduciary, contractual, consultative, creditor, or directly competitive relationship, and any such relationship shall be made publicly known. (7-1-86)

03. Department. The Idaho Department of Health and Welfare. (12-31-91)

04. Director. The Director of the Department of Health and Welfare or his designee. (12-31-91)

05. Fiduciary. Exercising a position of trust on behalf of an organization or entity, including any trustee, member of the Board of Directors, officer, legal counsel, or any other person with a legal or ethical obligation to act in the best interest of such an organization or entity. (7-1-86)

06. Regional Interdepartmental Coordinating Committee. The Regional Committee established by these rules under Chapter 3, Title 39, Idaho Code. (7-1-86)

07. Statewide Interdepartmental Coordinating Committee. The State Committee established by these rules and regulations under Chapter 3, Title 39, Idaho Code. (7-1-86)

006. STATEWIDE INTERDEPARTMENTAL COORDINATING COMMITTEE.

01. Membership. The Statewide Interdepartmental Coordinating Committee shall have no more than twenty-five (25) members. Members shall be appointed by the Director from among those persons specified in Section 39-303, Idaho Code, as well as from representatives of the following: (7-1-86)

a. Bureau or Section of the Department administering the Substance Abuse Program; (7-1-86)

b. Division of Health of the Department; (7-1-86)

c. Bureau of Mental Health of the Department; (7-1-86)

- d. Department of Education; (7-1-86)
 - e. Division of Welfare of the Department; (7-1-86)
 - f. Department of Correction; (7-1-86)
 - g. Transportation Department; (7-1-86)
 - h. Division of Vocational Rehabilitation; (7-1-86)
 - i. Department of Law Enforcement; (7-1-86)
 - j. Judicial districts; (7-1-86)
 - k. Idaho Association of Counties and Cities; (7-1-86)
 - l. Bureau of Social Services of the Department; (7-1-86)
 - m. Organized medicine; and (7-1-86)
 - n. Alcohol and drug treatment programs. (7-1-86)
 - o. Seven (7) members are to represent the geographical areas of the Department's seven (7) regions and preference shall be given to members of the existing Regional Interdepartmental Coordinating Committees. (12-31-91)
 - p. Other representatives are to represent public or private agencies or Idaho citizens, minorities, women, or youth with professional, research, or personal interest in alcoholism or drug abuse problems. (7-1-86)
02. Term and Structure. Members will be appointed for a period of three (3) years. The Statewide Interdepartmental Coordinating Committee shall have a chairman and a vice chairman elected by the membership. Subcommittees for special purposes shall be established as needed. (7-1-86)
03. Meetings. The Statewide Interdepartmental Coordinating Committee will meet at least quarterly. Meetings shall be called by the Bureau or Section of the Department administering the Substance Abuse Program. (12-31-91)
04. Committee Activities. The Statewide Interdepartmental Coordinating Committee will exchange information on all programs relating to alcoholism and drug abuse and will: (7-1-86)
- a. Assist the Substance Abuse Program in developing a comprehensive plan for alcoholism and drug abuse prevention and treatment; (7-1-86)
 - b. Advise the Director on broad policies, goals and operation of the alcoholism and drug abuse treatment program and on other matters the Director refers to the committee; (7-1-86)
 - c. Encourage public understanding and support of alcoholism and drug abuse programs; (7-1-86)
 - d. Review treatment outcome data and provide feedback on program enhancement. (7-1-86)
05. Conflict of Interest. Members having a conflict of interest shall not vote on recommendations regarding services to be delivered. (7-1-86)
- 007. -- 008. (RESERVED).**

009. REGIONAL INTERDEPARTMENTAL COORDINATING COMMITTEES.

Seven (7) Regional Interdepartmental Coordinating Committees shall be established with the members to be appointed by a nominating committee selected from the existing membership of the Regional Interdepartmental Coordinating Committee during the first month following the effective date of these rules, and thereafter as necessary.

(7-1-86)

01. Membership. Consideration shall be given to representatives from the following: (7-1-86)
- Program;
- a. Regional staff of the Bureau or Section of the Department administering the Substance Abuse (7-1-86)
 - b. District Health Departments; (7-1-86)
 - c. Regional Mental Health Program of the Department; (7-1-86)
 - d. Local school districts; (7-1-86)
 - e. Regional Welfare Program of the Department; (7-1-86)
 - f. Regional Probation and Parole Program of the Department of Correction; (7-1-86)
 - g. Local highway safety programs; (7-1-86)
 - h. Regional Vocational Rehabilitation Programs of the State Board of Education; (7-1-86)
 - i. Local law enforcement agencies; (7-1-86)
 - j. Judicial districts; (7-1-86)
 - k. County and city governments; (7-1-86)
 - l. Regional Social Services Program of the Department; (7-1-86)
 - m. Organized medicine; (7-1-86)
 - n. Alcohol and drug treatment programs; (7-1-86)
 - o. Other representatives from public or private agencies or Idaho citizens, minorities, women, or youth with professional, research or personal interest in alcoholism or drug abuse problems. (7-1-86)

02. Meetings. The Regional Interdepartmental Coordinating Committee will meet at least quarterly. Meetings shall be called by the regional staff of the Bureau or Section of the Department administering the Substance Abuse Program. (7-1-86)

03. Committee Activities. Exchange information on all programs relating to alcoholism and drug abuse at the regional level; and (7-1-86)

a. Coordinate programs by reviewing all alcoholism and drug treatment programs to help assure the availability of necessary prevention, treatment, and education services, without unnecessary duplication; (7-1-86)

b. Regularly communicate with the chairman of the Statewide Interdepartmental Coordinating Committee regarding issues relating to state plans, prevention, treatment, and other areas of activity where coordination can be achieved between the regional and local levels. (7-1-86)

04. Terms and Structure. The Regional Interdepartmental Coordinating Committee shall have a chairman and a vice chairman elected by the membership. The nominating committee may establish a term for

membership. Subcommittees may be established for special purposes as needed. (7-1-86)

05. Conflict of Interest. Persons voting on recommendations regarding services to be delivered shall not have a conflict of interest. (7-1-86)

010. -- 995. (RESERVED).

996. ADMINISTRATIVE PROVISIONS.

Hearings and appeals shall be governed according to the provisions of Idaho Department of Health and Welfare Rules, IDAPA 16.05.03, Sections 000, et seq., "Rules Governing Contested Cases and Declaratory Rulings". (12-31-91)

997. CONFIDENTIALITY.

Before any information about a patient, client, registrant, applicant, or recipient contained in Departmental records can be released to the person himself, to another Departmental unit, to another governmental agency or to a private individual or organization, the unit of the Department with custody of the record must comply with Idaho Department of Health and Welfare Rules, IDAPA 16.05.01, "Rules Governing the Protection and Disclosure of Department Records". (7-1-86)

998. INCLUSIVE GENDER.

For the purposes of this chapter, words used in the masculine gender include the feminine, and vice versa, where appropriate. (7-1-86)

999. SEVERABILITY.

Idaho Department of Health and Welfare Rules, IDAPA 16.06.04, are severable. If any rule, or part thereof, or the application of such rule to any person or circumstance, is declared invalid, that invalidity does not affect the validity of any remaining portion of this chapter. (7-1-86)