

Incorporations by Reference

Under the Administrative Procedure Act, state agencies may incorporate by reference into their rules the text from publications and documents that are determined by the revisor of statutes to be conveniently available to the public.

In the current 2911 rule draft, the department has proposed to incorporate the following publications to ensure that facilities are following national correctional and health-care standards. Additionally, proposed rule requirements have been based on guidance from these publications.

1. American Society of Addiction Medicine, “Appropriate Use of Drug Testing in Clinical Addiction Medicine.”

This publication provides guidance to ensure appropriate medication dosage and ongoing monitoring for those receiving treatment for substance use disorder.

2. American Correctional Association, “Core Jail Standards.”

These jail standards were developed with help from the National Institute of Corrections, American Jail Association, National Sheriffs’ Association, and the Federal Bureau of Prisons.

3. US Departments of Agriculture and Health and Human Services, “Dietary Guidelines for Americans, 2020-2025.”

A facility’s licensed dietitian must ensure that food served in the facility complies with federal dietary guidelines.

4. Bureau of Justice Assistance and National Institute of Corrections, “Guidelines for Managing Substance Withdrawal in Jails.”

Endorsed by the American Correctional Association, American Jail Association, the National Sheriffs’ Association and others, this publication establishes best practices for jails to detect and properly manage acute withdrawal from substances among incarcerated people.

5. National Sheriffs' Association and National Commission on Correctional Health Care, "Jail-Based Medication-Assisted Treatment."

These guidelines introduce the essential components that sheriffs' and jail administrators' have followed when offering medication for treating opioid use disorder, including research on how to best implement these programs in jails.

6. National Institute on Drug Abuse, "Principles of Drug Abuse Treatment for Criminal Justice Populations."

This guide provides answers to frequently asked questions and presents research findings on drug abuse among incarcerated people.

7. Substance Abuse and Mental Health Services Administration, "SAMSHA Opioid Overdose Prevention Toolkit."

This toolkit provides guidance on preventing and responding to an overdose, including medications for reversing opioid overdoses.

8. National Commissioner on Correctional Health Care, "Standards for Health Services in Jails."

This publication is the authoritative resource for correctional health care services and reflects the latest evidence and best practices in meeting professional, legal, and ethical requirements in delivering health care services in correctional settings.

9. Substance Abuse and Mental Health Services Administration, "Use of Medication-Assisted Treatment for Opioid Use Disorder in Criminal Justice Settings."

This guidance focuses on using medication for treating opioid use disorder in jails by providing an overview of policies and evidence-based practices.

10. Department of Corrections, "DOC Portal Special Incidents."

Facilities must report special incidents listed in rule to the department's detention information system.