CHAPTER 1: STATE AND FEDERAL RESOURCES

1.1. STATE AUTHORIZATION AND STATUTORY REQUIREMENTS. This Program Manual is based on the following Idaho Code (IC) and Idaho Administrative Procedures Act rules (IDAPA). The web-links below are current as of, but are subject to change. Updates will be incorporated in the ICOA Program Manual that can be accessed online through the ICOA’s website: https://aging.idaho.gov/resources/icoa-administration/

1. IC Title 67 State Government and State Affairs, Chapter 50 Commission on Aging
   https://legislature.idaho.gov/statutesrules/idstat/Title67/T67CH50/
   A. 67-5001 Creation of Commission on Aging -- Composition -- Appointment
   B. 67-5002 Organization -- Meeting -- Quorum -- Compensation -- Expenses
   C. 67-5003 Powers and Duties of Commission
   D. 67-5004 Administrator -- Appointment and Term
   E. 67-5005 Legislative Intent
   F. 67-5006 Definitions
   G. 67-5007 Grants to and Contracts with Local Area Agencies
   H. 67-5008 Programs for Older Persons
   I. 67-5009 Office of Ombudsman for the Elderly
   J. 67-5010 Grants or Contracts for Demonstration Projects
   K. 67-5011 Adult Protection Services

2. IC Title 39 Health and Safety, Chapter 53 Adult Abuse, Neglect and Exploitation Act
   https://legislature.idaho.gov/statutesrules/idstat/Title39/T39CH53/
   A. 39-5301 Short Title
   B. 39-5301A Declaration of Policy
   C. 39-5302 Definitions
   D. 39-5303 Duty to Report Cases of Abuse, Neglect or Exploitation of Vulnerable Adults
   E. 39-5303A Exemption from Duty to Report -- Limited Application of Exemption
   F. 39-5304 Reporting Requirements, Investigation, Emergency Access
   G. 39-5305 Inspections -- Right of Entry
   H. 39-5306 Supportive Services and Disclosure
   I. 39-5307 Access to Records
   J. 39-5308 Interagency Cooperation
   K. 39-5309 Coordination of Services
   L. 39-5310 Report to Law Enforcement -- Prosecution
   M. 39-5311 Effect of Actions Taken Pursuant to the Natural Death Act
   N. 39-5312 Rules

3. IC Title 39 Health and Safety, Chapter 16 Food Establishment Act
   https://legislature.idaho.gov/statutesrules/idstat/Title39/T39CH16/

4. Rules: ICOA Idaho Administrative Procedures Act (IDAPA)
   A. 15.01.01, Rules Governing Senior Services Program
   B. 15.01.02, Rules Governing Adult Protection Programs
   C. 15.01.03, Rules Governing Ombudsman for the Elderly Program
   D. 15.01.20, Rules Governing Area Agency on Aging (AAA) Operations
   E. 15.01.30, Rules Governing the Senior Community Services Employment Program
5. **Idaho Rules of Administrative Procedure** of the Attorney General


7. **Idaho Statutes: Title 18: Crimes and Punishment, Chapter 15: Children and Vulnerable Adults**
   A. [https://legislature.idaho.gov/statutesrules/idstat/Title18/T18CH15/](https://legislature.idaho.gov/statutesrules/idstat/Title18/T18CH15/)
   - 18-1505 Abuse, Exploitation or Neglect of a Vulnerable Adult
   - 18-1505A Abandoning a Vulnerable Adult
   - 18-1505B Sexual Abuse and Exploitation of a Vulnerable Adult

8. **Idaho State Purchasing**
   A. [https://purchasing.idaho.gov/](https://purchasing.idaho.gov/)

1.2. **FEDERAL AUTHORIZATION AND STATUTORY REQUIREMENTS.** This Program Manual is based on the following Federal Act, Code, Title and Circular and reporting requirements:

1. **Older Americans Act (OAA) of 1965.** The Older Americans Act is referred by the abbreviation OAA, and was enacted as Public Law 89-73 on July 14, 1965 and reauthorized April 19, 2016 as amended through P.L. 114-144.
   A. [https://acl.gov/about-acl/authorizing-statutes/older-americans-act](https://acl.gov/about-acl/authorizing-statutes/older-americans-act)

2. **42 U.S.C. Chapter 35 Programs for Older Americans (3001 to 3058ff)**

   A. The administrative requirements can be accessed from the following “Parts” of the CFR:

   | 1. | **Part 74 Uniform administrative requirements for awards and sub-awards to institutions of higher education, hospitals, other nonprofit organizations and commercial organizations** |
   | 2. | **Part 92 Uniform administrative requirements for grants and cooperative agreements to State, local and tribal governments** |

4. **Office of Management and Budget Circulars**
   A. [https://www.whitehouse.gov/omb/information-for-agencies/circulars/](https://www.whitehouse.gov/omb/information-for-agencies/circulars/)

   | 1. | A-21 Cost Principles for Institutions of Higher Education |
   | 2. | A-87 Cost Principles for State and Local Governments (for use by state and local governments) |
   | 3. | A-102 Property Management for State and Local Governments (for use by state and local governments) |
   | 4. | A-110 Grants and Agreements with Institutions of Higher Education, Hospitals and Other Nonprofit Organizations (for use by nonprofit grantees) |
   | 5. | A-122 Cost Principles for Nonprofit Organizations for use by nonprofit grantees |
   | 6. | A-128 Single Audit Act |
   | 7. | A-133 Audit Requirements; Non-Profit Organizations Receiving Federal Awards |

5. **Administration on Aging (AoA) Reporting Requirements for National Aging Program Information System (NAPIS)**