



Operational Policy and Procedure

Policy: Charitable Choice Programs

Division: Disability and Behavioral Health Services Policy Number: BG 405

Contact: Addiction and Prevention Services Director

Status: Approved

Date Approved: 09/07/11

Date Reviewed/Revised:

Effective Date: 09/07/11

Department: Addiction and Prevention Services (AAPS)

Page: 1 of 2

POLICY: The Kansas Department of Social and Rehabilitation Services/Addiction and Prevention Services does not discriminate against an organization that is, or applies to be, Block Grant funded on the basis of the organization's religious character or affiliation.

PURPOSE: To ensure that programs receiving Block Grant funds that identify their program as either faith based or part of a faith based organization comply with the SAMHSA Charitable Choice requirements.

PROCEDURE:

1) Programs that are Block Grant funded and identify their program as either faith based or part of a faith based organization the program may:

- a) Retain the authority over its internal governance,
- b) Retain religious terms in its name,
- c) Select board members on a religious basis,
- d) Include religious references in the mission statements and other governing documents, and
- e) Use space in its facilities to offer Block Grant funded activities without removing religious art, icons, scriptures, or other symbols.

2) Programs that are Block Grant funded and identify their program as either faith based or part of a faith based organization the program cannot use Block Grant funds for inherently religious activities such as the following:

- a) Worship,
- b) Religious instruction, and
- c) Proselytization.

3) The program may only engage in religious activities listed under (2) above if both of the following conditions are met:

- a) The activities are offered separately, in time or location, from Block Grant funded activities, and
- b) Participation in the activities is voluntary.



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4) In delivering services, including outreach activities, Block Grant funded religious organizations **cannot** discriminate against current or prospective clients based on:

- a) Religion;
- b) Religious belief;
- c) Refusal to hold a religious belief; and
- d) Refusal to actively participate in a religious practice.

5) If an otherwise eligible client objects to the religious character of the program, the program shall refer the client to an alternative provider within a reasonable period of time of the objection.

6) If the program is a religious organization, the program shall:

- a) Use generally accepted auditing and accounting principles to account for Block Grant funds similar to other nongovernmental organizations,
- b) Segregate Federal funds from non-Federal funds,
- c) Subject Federal funds to audits by the government, and
- d) Apply Charitable Choice requirements to commingled funds when State/local funds are commingled with Block Grant funds.

7) Faith based programs shall have all clients admitted to their facility sign an agreement stating they understand the above statements. This document shall be placed in the client's clinical record.

8) Treatment Programs receiving SRS/AAPS Funds are required to develop, implement and comply with policies and procedures that document implementation and maintenance of SRS/AAPS policies regarding those funds.

Approved by: Stephanie Wink
Addiction and Prevention Services Director

Sept. 7, 2011
Date