

WAC 110-50-0180 Under what circumstances may a relative not be considered as a placement option for a child? The department may exclude relatives who have criminal histories as included in the Adoption and Safe Families Act (ASFA) regulations.

(1) If the department finds that, based on a criminal records check, a court of competent jurisdiction has determined that the relative or a member of the household has been convicted of a felony involving:

- (a) Child abuse or neglect;
- (b) Spousal abuse;
- (c) A crime against a child or children (including child pornography); or
- (d) Crimes involving violence, including rape, sexual assault, or homicide, but not including other physical assault or battery.

(2) The department may not approve a relative placement if the department finds the relative, or a member of the household, has, within the last five years, been convicted of a felony involving:

- (a) Physical assault;
- (b) Battery; or
- (c) A drug related offense.

[WSR 18-14-078, recodified as § 110-50-0180, filed 6/29/18, effective 7/1/18. Statutory Authority: RCW 74.13.031. WSR 01-08-047, § 388-25-0450, filed 3/30/01, effective 4/30/01.]