

Chapter 388-70 WAC

CHILD WELFARE SERVICES—FOSTER CARE—ADOPTION SERVICES—SERVICES TO UNMARRIED PARENTS

WAC

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DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

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| 388-70-010 | Foster care—Legal basis. [Statutory Authority: 1982 c 118, WSR 82-23-006 (Order 1901), § 388-70-010, filed 11/4/82. Statutory Authority: RCW 74.08.090. WSR 78-09-098 (Order 1335), § 388-70-010, filed 9/1/78; Order 965, § 388-70-010, filed 8/29/74; Order 913, § 388-70-010, filed 3/1/74; Order 623, § 388-70-010, filed 10/27/71; Regulation 70.010, filed 3/22/60.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. | 388-70-024 |
| 388-70-012 | Foster care—Definitions. [Statutory Authority: RCW 74.08.090. WSR 78-09-098 (Order 1335), § 388-70-012, filed 9/1/78; Order 1123, § 388-70-012, filed 6/7/76; Order 913, § 388-70-012, filed 3/1/74.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. | 388-70-025 |
| 388-70-013 | Authorization for foster care placement. [Statutory Authority: RCW 74.08.090. WSR 88-17-059 (Order 2669), § 388-70-013, filed 8/17/88; WSR 86-04-030 (Order 2337), § 388-70-013, filed 1/29/86. Statutory Authority: RCW 74.12.340. WSR 82-16-064 (Order 1849), § 388-70-013, filed 7/30/82. Statutory Authority: RCW 74.08.090. WSR 82-06-001 (Order 1764), § 388-70-013, filed 2/18/82. Statutory Authority: RCW 74.13.109 and 74.08.090. WSR 81-18-031 (Order 1686), § 388-70-013, filed 8/27/81. Statutory Authority: RCW 74.08.090 and 1979 c 155. WSR 79-10-026 (Order 1431), § 388-70-013, filed 9/10/79. Statutory Authority: RCW 74.08.090. WSR 78-09-098 (Order 1335), § 388-70-013, filed 9/1/78; Order 1186, § 388-70-013, filed 2/3/77; Order 1123, § 388-70-013, filed 6/7/76.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. | 388-70-030 |
| 388-70-014 | Eligibility for foster care—Need. [Order 1123, § 388-70-014, filed 6/7/76; Order 1040, § 388-70-014, filed 8/7/75; Order 965, § 388-70-014, filed 8/29/74; Order 913, § 388-70-014, filed 3/1/74.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | 388-70-031 |
| 388-70-015 | Foster care—Definition. [Order 623, § 388-70-015, filed 10/27/71.] Repealed by Order 913, filed 3/1/74. | 388-70-032 |
| 388-70-016 | Placement of child in foster care. [Order 1138, § 388-70-016, filed 7/29/76; Order 1123, § 388-70-016, filed 6/7/76; Order 965, § 388-70-016, filed 8/29/74; Order 913, § 388-70-016, filed 3/1/74.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | 388-70-033 |
| 388-70-017 | Rights of natural parents of child. [Order 1123, § 388-70-017, filed 6/7/76; Order 913, § 388-70-017, filed 3/1/74.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | 388-70-034 |
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| 388-70-040 | Foster care—Request for services. [Order 623, § 388-70-040, filed 10/27/71; Regulation 70.040, filed 3/22/60.] Repealed by Order 913, filed 3/1/74. | | Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. |
| 388-70-041 | Payment standards—Foster family care. [Order 913, § 388-70-041, filed 3/1/74.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. | 388-70-055 | Foster care—Responsibility of foster parents. [Order 623, § 388-70-055, filed 10/27/71.] Repealed by Order 913, filed 3/1/74. |
| 388-70-042 | Payment standards—Regular foster family care. [Statutory Authority: RCW 74.08.090. WSR 86-04-030 (Order 2337), § 388-70-042, filed 1/29/86; WSR 85-13-062 (Order 2242), § 388-70-042, filed 6/18/85; WSR 81-09-042 (Order 1634), § 388-70-042, filed 4/15/81; WSR 79-11-085 (Order 1445), § 388-70-042, filed 10/24/79; Order 1260, § 388-70-042, filed 12/29/77, effective 2/1/78; Order 1149, § 388-70-042, filed 8/26/76; Order 1052, § 388-70-042, filed 9/10/75; Order 963, § 388-70-042, filed 8/19/74; Order 913, § 388-70-042, filed 3/1/74.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. | 388-70-056 | Transportation and other expenses—Reimbursement. [Statutory Authority: RCW 74.08.090. WSR 85-13-062 (Order 2242), § 388-70-056, filed 6/18/85; WSR 78-09-098 (Order 1335), § 388-70-056, filed 9/1/78; Order 1123, § 388-70-056, filed 6/7/76; Order 965, § 388-70-056, filed 8/29/74; Order 913, § 388-70-056, filed 3/1/74.] Repealed by WSR 87-09-027 (Order 2481), filed 4/9/87. Statutory Authority: Chapter 74.13 RCW. |
| 388-70-043 | Foster care—Authorization for placement. [Order 763, § 388-70-043, filed 1/10/73; Order 623, § 388-70-043, filed 10/27/71.] Repealed by Order 913, filed 3/1/74. | 388-70-058 | Reimbursement for damage or loss caused by child in foster family care. [Statutory Authority: RCW 74.08.-090. WSR 85-13-062 (Order 2242), § 388-70-058, filed 6/18/85; WSR 80-04-055 (Order 1495), § 388-70-058, filed 3/21/80.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. |
| 388-70-044 | Payment standards—Receiving home care—Standards for using. [Statutory Authority: RCW 74.08.090. WSR 86-04-030 (Order 2337), § 388-70-044, filed 1/29/86; WSR 85-13-062 (Order 2242), § 388-70-044, filed 6/18/85; WSR 81-09-042 (Order 1634), § 388-70-044, filed 4/15/81; WSR 79-11-085 (Order 1445), § 388-70-044, filed 10/24/79; WSR 78-09-098 (Order 1335), § 388-70-044, filed 9/1/78; Order 1260, § 388-70-044, filed 12/29/77, effective 2/1/78; Order 1208, § 388-70-044, filed 4/29/77; Order 1149, § 388-70-044, filed 8/26/76; Order 1052, § 388-70-044, filed 9/10/75; Order 965, § 388-70-044, filed 8/29/74; Order 963, § 388-70-044, filed 8/19/74; Order 913, § 388-70-044, filed 3/1/74.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. | 388-70-060 | Services to the child in his own home. [Regulation 70.060, filed 3/22/60.] Repealed by Order 623, filed 10/27/71. |
| 388-70-046 | Foster care—Rights of natural parents of child. [Order 623, § 388-70-046, filed 10/27/71.] Repealed by Order 913, filed 3/1/74. | 388-70-062 | Payment for foster care to family receiving public assistance. [Order 913, § 388-70-062, filed 3/1/74.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. |
| 388-70-047 | Emergency foster care assistance. [Statutory Authority: RCW 74.08.090. WSR 78-09-098 (Order 1335), § 388-70-047, filed 9/1/78; Order 1052, § 388-70-047, filed 9/10/75.] Repealed by WSR 85-13-062 (Order 2242), filed 6/18/85. Statutory Authority: RCW 74.08.090. | 388-70-064 | Payment for foster care to relative. [Statutory Authority: RCW 74.08.090. WSR 82-24-068 (Order 1915), § 388-70-064, filed 12/1/82; WSR 80-06-069 (Order 1504), § 388-70-064, filed 5/22/80; Order 913, § 388-70-064, filed 3/1/74.] Repealed by WSR 98-01-125, filed 12/18/97, effective 1/18/98. Statutory Authority: RCW 34.05.210, 74.08.090 and 1997 c 409 § 209. |
| 388-70-048 | Payment standards—Specialized rate foster family care—Child with special needs. [Statutory Authority: RCW 74.08.090. WSR 86-04-030 (Order 2337), § 388-70-048, filed 1/29/86; WSR 85-13-062 (Order 2242), § 388-70-048, filed 6/18/85; WSR 81-09-042 (Order 1634), § 388-70-048, filed 4/15/81; WSR 79-11-085 (Order 1445), § 388-70-048, filed 10/24/79; WSR 78-09-098 (Order 1335), § 388-70-048, filed 9/1/78; Order 1149, § 388-70-048, filed 8/26/76; Order 1052, § 388-70-048, filed 9/10/75; Order 963, § 388-70-048, filed 8/19/74; Order 913, § 388-70-048, filed 3/1/74.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. | 388-70-065 | Foster care—Payment. [Order 623, § 388-70-065, filed 10/27/71.] Repealed by Order 825, filed 7/26/73. |
| 388-70-049 | Payment standards—Foster care in boarding school. [Order 913, § 388-70-049, filed 3/1/74.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | 388-70-066 | Foster care out-of-state—Authorization—Payment. [Statutory Authority: RCW 74.08.090. WSR 85-13-062 (Order 2242), § 388-70-066, filed 6/18/85; WSR 78-09-098 (Order 1335), § 388-70-066, filed 9/1/78; Order 913, § 388-70-066, filed 3/1/74.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. |
| 388-70-050 | Requests from parents. [Regulation 70.050, filed 3/22/60.] Repealed by Order 623, filed 10/27/71. | 388-70-068 | Earnings of foster child. [Statutory Authority: RCW 74.08.090. WSR 83-04-061 (Order 1943), § 388-70-068, filed 2/2/83; Order 913, § 388-70-068, filed 3/1/74.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. |
| 388-70-051 | Education related foster care. [Statutory Authority: RCW 74.08.090. WSR 78-09-098 (Order 1335), § 388-70-051, filed 9/1/78; Order 924, § 388-70-051, filed 4/15/74.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. | 388-70-069 | Resources and unearned income of foster child. [Statutory Authority: RCW 74.08.090. WSR 83-04-061 (Order 1943), § 388-70-069, filed 2/2/83; Order 1123, § 388-70-069, filed 6/7/76.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. |
| 388-70-052 | Overpayments of foster care. [Order 913, § 388-70-052, filed 3/1/74.] Repealed by Order 1186, filed 2/3/77. | 388-70-070 | Referrals to juvenile court. [Regulation 70.070, filed 3/22/60.] Repealed by Order 623, filed 10/27/71. |
| 388-70-053 | Payment standards—Incentive plan. [Statutory Authority: RCW 74.08.090. WSR 80-12-005 (Order 1534), § 388-70-053, filed 8/22/80.] Repealed by WSR 85-13-062 (Order 2242), filed 6/18/85. Statutory Authority: RCW 74.08.090. | 388-70-075 | Parents' obligation to support child in foster care. [Order 1123, § 388-70-075, filed 6/7/76; Order 918, § 388-70-075, filed 3/14/74; Order 623, § 388-70-075, filed 10/27/71.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. |
| 388-70-054 | Temporary absence of child from foster care. [Statutory Authority: RCW 74.08.090. WSR 85-13-062 (Order 2242), § 388-70-054, filed 6/18/85; WSR 79-11-105 (Order 1449), § 388-70-054, filed 10/31/79; Order 1123, § 388-70-054, filed 6/7/76; Order 965, § 388-70-054, filed 8/29/74; Order 913, § 388-70-054, filed 3/1/74.] | 388-70-078 | Standards for parental participation in cost of foster care—Minimum scale recommended to court. [Order 1123, § 388-70-078, filed 6/7/76; Order 918, § 388-70-078, filed 3/14/74.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. |
| | | 388-70-080 | Referral of child in foster care to department's office of support enforcement. [Statutory Authority: RCW 74.08.090. WSR 83-17-003 (Order 1992), § 388-70-080, filed 8/5/83; Order 1123, § 388-70-080, filed 6/7/76; Order 1048, § 388-70-080, filed 8/29/75; Order 1016, § 388-70-080, filed 4/1/75; Order 918, § 388-70-080, filed 3/14/74.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. |
| | | 388-70-080 | Foster care. [Regulation 70.080, filed 3/22/60.] Repealed by Order 623, filed 10/27/71. |
| | | 388-70-082 | Parents' foster care payments to be remitted to department. [Order 1123, § 388-70-082, filed 6/7/76; Order 918, § 388-70-082, filed 3/14/74.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. |

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| 388-70-084 | Assignment of child support judgment and limited power of attorney. [Order 1123, § 388-70-084, filed 6/7/76; Order 918, § 388-70-084, filed 3/14/74.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. | |
| 388-70-085 | Foster care—Determination of parents' financial ability to support child. [Order 623, § 388-70-085, filed 10/27/71.] Repealed by Order 918, filed 3/14/74. | |
| 388-70-090 | Payment for foster care. [Regulation 70.090, filed 3/22/60.] Repealed by Order 623, filed 10/27/71. | |
| 388-70-100 | Adoption services. [Regulation 70.100, filed 3/22/60.] Repealed by Order 1167, filed 10/27/76. | |
| 388-70-110 | Services to unmarried parents. [Order 1020, § 388-70-110, filed 4/29/75; Order 689, § 388-70-110, filed 6/15/72; Regulation 70.110, filed 3/22/60.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | |
| 388-70-111 | Services to unmarried parents—Duration of service. [Order 689, § 388-70-111, filed 6/15/72.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | |
| 388-70-112 | Services to unmarried parents—Persons eligible. [Order 1020, § 388-70-112, filed 4/29/75; Order 689, § 388-70-112, filed 6/15/72.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | |
| 388-70-114 | Services to unmarried parents—Payment. [Order 689, § 388-70-114, filed 6/15/72.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | |
| 388-70-116 | Services to unmarried parents—Parents' responsibility. [Order 689, § 388-70-116, filed 6/15/72.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | |
| 388-70-118 | Services to unmarried parents—Services available. [Order 689, § 388-70-118, filed 6/15/72.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | |
| 388-70-120 | Medical care. [Regulation 70.120, filed 3/22/60.] Repealed by Order 623, filed 10/27/71. | |
| 388-70-130 | Foster homes. [Regulation 70.130, filed 3/22/60.] Repealed by Order 623, filed 10/27/71. | |
| 388-70-140 | Interstate movement of children. [Regulation 70.140, filed 3/22/60.] Repealed by Order 623, filed 10/27/71. | |
| 388-70-150 | Adoption studies for the superior court. [Regulation 70.150, filed 3/22/60.] Repealed by Order 1167, filed 10/27/76. | |
| 388-70-160 | Guardianship of estate of child. [Statutory Authority: RCW 74.08.090. WSR 78-09-098 (Order 1335), § 388-70-160, filed 9/1/78; Order 965, § 388-70-160, filed 8/29/74; Order 913, § 388-70-160, filed 3/1/74; Regulation 70.160, filed 3/22/60.] Repealed by WSR 98-01-125, filed 12/18/97, effective 1/18/98. Statutory Authority: RCW 34.05.210, 74.08.090 and 1997 c 409 § 209. | |
| 388-70-170 | Veterans' benefits. [Order 913, § 388-70-170, filed 3/1/74; Regulation 70.170, filed 3/22/60.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031. | |
| 388-70-175 | Veterans' benefits—Types of care. [Order 623, § 388-70-175, filed 10/27/71.] Repealed by Order 825, filed 7/26/73. | |
| 388-70-180 | Foster family care—Standards for payment. [Order 825, § 388-70-180, filed 7/26/73; Order 763, § 388-70-180, filed 1/10/73; Order 654, § 388-70-180, filed 2/9/72; Order 623, § 388-70-180, filed 10/27/71; Order 554, § 388-70-180, filed 4/1/71; Order 418, § 388-70-180, filed 12/31/69; Regulation 70.180, filed 7/27/67; Regulation 70.180, filed 2/23/67, 12/28/66, 10/13/66, 3/31/66, 6/24/64, 9/26/63, 6/30/60, 3/22/60.] Repealed by Order 913, filed 3/1/74. | |
| 388-70-183 | Payment standards for regular foster family care. [Order 825, § 388-70-183, filed 7/26/73.] Repealed by Order 913, filed 3/1/74. | |
| 388-70-185 | Payment standards for receiving home care. [Order 825, § 388-70-185, filed 7/26/73.] Repealed by Order 913, filed 3/1/74. | |
| 388-70-187 | Payment standards for specialized foster family care—Child with special needs. [Order 825, § 388-70-187, filed 7/26/73.] Repealed by Order 913, filed 3/1/74. | |
| 388-70-190 | Payment standards for foster care in boarding school. [Order 825, § 388-70-190, filed 7/26/73 and repealed by Order 913, filed 3/1/74; Order 418, § 388-70-190, filed 12/31/69; Regulation 70.190, filed 7/27/67; Regulation | |
| | 70.190, filed 3/31/66, 6/24/64, 9/26/63, 6/30/60, 3/22/60.] Repealed by Order 623, filed 10/27/71. | |
| 388-70-200 | Payment standards for foster care in boarding school—Payment to foster family receiving public assistance. [Order 623, § 388-70-200, filed 10/27/71; Order 554, § 388-70-200, filed 4/1/71; Order 418, § 388-70-200, filed 12/31/69; Regulation 70.200, filed 9/26/63; Regulation 70.200, filed 3/22/60.] Repealed by Order 913, filed 3/1/74. | |
| 388-70-201 | DSHS—Private child caring agency relationships—Legal basis. [Order 1123, § 388-70-201, filed 6/7/76.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | |
| 388-70-210 | Payment standards for foster care in boarding school—Payment to relative. [Order 623, § 388-70-210, filed 10/27/71; Regulation 70.210, filed 9/26/63; Regulation 70.210, filed 3/22/60.] Repealed by Order 913, filed 3/1/74. | |
| 388-70-211 | DSHS—Private child caring agency relationships—General terms. [Order 1123, § 388-70-211, filed 6/7/76.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | |
| 388-70-216 | Contractual relationships. [Order 1123, § 388-70-216, filed 6/7/76.] Repealed by Order 1186, filed 2/3/77. | |
| 388-70-220 | Payment standards for foster care in boarding school—Earnings of foster child. [Order 623, § 388-70-220, filed 10/27/71; Regulation 70.220, filed 6/24/64; Regulation 70.220, filed 9/26/63; Regulation 70.220, filed 3/22/60.] Repealed by Order 913, filed 3/1/74. | |
| 388-70-221 | Responsibilities of private child caring agencies and DSHS for placement and care. [Order 1123, § 388-70-221, filed 6/7/76.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.-090. | |
| 388-70-222 | Payment standards for foster care in boarding school—Out-of-state authorization—Payment. [Order 623, § 388-70-222, filed 10/27/71.] Repealed by Order 913, filed 3/1/74. | |
| 388-70-225 | Retroactive increase in old-age, survivors, and disability insurance and railroad retirement benefits—1965 amendments—Foster care. [Regulation 70.221, filed 10/1/65.] Repealed by Order 623, filed 10/27/71. | |
| 388-70-230 | Child care agency, institution, or maternity home—Setting rates of payment. [Order 1186, § 388-70-230, filed 2/3/77; Order 1116, § 388-70-230, filed 4/28/76; Order 965, § 388-70-230, filed 8/29/74; Regulation 70.230, filed 12/21/64, effective 2/1/65; Regulation 70.230, filed 6/24/64, 9/26/63, 8/28/62, 6/30/60, 3/22/60.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | |
| 388-70-235 | Required reports—Content—Penalty for late reporting. [Order 1186, § 388-70-235, filed 2/3/77; Order 965, § 388-70-235, filed 8/29/74; Regulation 70.231, filed 12/24/64, effective 2/1/65.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | |
| 388-70-240 | Computation of per capita expenditures. [Regulation 70.232, filed 12/24/64, effective 2/1/65.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | |
| 388-70-245 | Nonprofit institution and maternity home—Rate setting—Exclusions. [Order 855, § 388-70-245, filed 9/13/73; Regulation 70.233, filed 12/21/64, effective 2/1/65.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | |
| 388-70-250 | Nonprofit agency—Commercial operations. [Regulation 70.234, filed 12/21/64, effective 2/1/65.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | |
| 388-70-255 | Voluntary agency licensed foster family care—Rate setting. [Order 1186, § 388-70-255, filed 2/3/77; Order 1123, § 388-70-255, filed 6/7/76; Order 855, § 388-70-255, filed 9/13/73; Regulation 70.235, filed 12/21/64, effective 2/1/65.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.-090. | |
| 388-70-260 | New agency—Rate negotiated. [Regulation 70.236, filed 12/21/64, effective 2/1/65.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | |
| 388-70-270 | Proprietary agency—Rate setting. [Regulation 70.237, filed 12/21/64, effective 2/1/65.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090. | |

- 388-70-275 Nonsubmission of reports—Late reporting—Penalties. [Regulation 70.238, filed 12/21/64, effective 2/1/65.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090.
- 388-70-280 Vouchering payment. [Order 1132, § 388-70-280, filed 7/8/76; Regulation 70.239, filed 12/21/64, effective 2/1/65.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090.
- 388-70-300 (Appendix A) Informational list of voluntary child care agencies and institutions and agreed rates. [Appendix A, filed 12/21/64, effective 2/1/65.] Repealed by Order 623, filed 10/27/71.
- 388-70-320 Use of resources other than state department of public assistance medical program. [Regulation 70.240, filed 9/26/63.] Repealed by WSR 78-09-098 (Order 1335), filed 9/1/78. Statutory Authority: RCW 74.08.090.
- 388-70-410 Adoption services for children—Legal basis—Purpose. [Order 1167, § 388-70-410, filed 10/27/76.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031.
- 388-70-420 Definitions. [Order 1167, § 388-70-420, filed 10/27/76.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031.
- 388-70-430 Eligibility for adoption service. [Order 1167, § 388-70-430, filed 10/27/76.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031.
- 388-70-440 Adoption services for children. [Order 1167, § 388-70-440, filed 10/27/76.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031.
- 388-70-460 Adoption services for families. [Order 1167, § 388-70-460, filed 10/27/76.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031.
- 388-70-470 Interstate procedures. [Order 1167, § 388-70-470, filed 10/27/76.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031.
- 388-70-480 Record confidentiality. [Order 1167, § 388-70-480, filed 10/27/76.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031.
- 388-70-510 Adoption support for children—Legal basis—Purpose. [Statutory Authority: RCW 43.20A.550. WSR 82-02-023 (Order 1744), § 388-70-510, filed 12/30/81; Order 1037, § 388-70-510, filed 7/29/75.] Repealed by WSR 01-08-045, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031.
- 388-70-520 Adoption support for children—Definitions. [Statutory Authority: RCW 43.20A.550. WSR 93-07-030 (Order 3524), § 388-70-520, filed 3/10/93, effective 4/10/93. Statutory Authority: RCW 43.20A.550 and HB 2602. WSR 90-23-076 (Order 3101), § 388-70-520, filed 11/20/90, effective 12/21/90; Order 1037, § 388-70-520, filed 7/29/75.] Repealed by WSR 01-08-045, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031.
- 388-70-530 Adoption support for children—Eligible child. [Statutory Authority: RCW 43.20A.550 and HB 2602. WSR 90-23-076 (Order 3101), § 388-70-530, filed 11/20/90, effective 12/21/90. Statutory Authority: RCW 43.20A.550. WSR 82-02-023 (Order 1744), § 388-70-530, filed 12/30/81; Order 1037, § 388-70-530, filed 7/29/75.] Repealed by WSR 01-08-045, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031.
- 388-70-540 Adoption support for children—Application. [Statutory Authority: RCW 43.20A.550 and HB 2602. WSR 90-23-076 (Order 3101), § 388-70-540, filed 11/20/90, effective 12/21/90; Order 1037, § 388-70-540, filed 7/29/75.] Repealed by WSR 01-08-045, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031.
- 388-70-550 Adoption support for children—Types and amounts of payments. [Statutory Authority: RCW 43.20A.550 and HB 2602. WSR 90-23-076 (Order 3101), § 388-70-550, filed 11/20/90, effective 12/21/90. Statutory Authority: RCW 43.20A.550. WSR 82-02-023 (Order 1744), § 388-70-550, filed 12/30/81. Statutory Authority: RCW 74.13.109. WSR 80-08-028 (Order 1516), § 388-70-550, filed 6/25/80; Order 1037, § 388-70-550, filed 7/29/75.] Repealed by WSR 01-08-045, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031.
- 388-70-560 Adoption support for children—Criteria governing amount of payment. [Order 1037, § 388-70-560, filed

- 7/29/75.] Repealed by WSR 01-08-045, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031.
- 388-70-570 Adoption support for children—Agreement for adoption support. [Statutory Authority: RCW 43.20A.550. WSR 82-02-023 (Order 1744), § 388-70-570, filed 12/30/81; Order 1037, § 388-70-570, filed 7/29/75.] Repealed by WSR 01-08-045, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031.
- 388-70-580 Adoption support for children—Review of support payment. [Order 1037, § 388-70-580, filed 7/29/75.] Repealed by WSR 01-08-045, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031.
- 388-70-590 Adoption support for children—Appeal from secretary's decision—Hearing. [Statutory Authority: RCW 34.05.-220 (1)(a) and 74.13.109. WSR 90-04-072 (Order 2995), § 388-70-590, filed 2/5/90, effective 3/1/90; Order 1037, § 388-70-590, filed 7/29/75.] Repealed by WSR 01-08-045, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031.
- 388-70-595 Reimbursement for nonrecurring adoption finalization costs. [Statutory Authority: RCW 43.20A.550 and HB 2602. WSR 90-23-076 (Order 3101), § 388-70-595, filed 11/20/90, effective 12/21/90.] Repealed by WSR 01-08-045, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031.
- 388-70-615 Local Indian child welfare advisory committee—Subcommittees. [Order 1167, § 388-70-615, filed 10/27/76.] Repealed by WSR 16-13-151, filed 6/22/16, effective 7/23/16. Statutory Authority: RCW 74.08.090, chapter 13.38 RCW, and 25 U.S.C. chapter 21.
- 388-70-700 Juvenile records. [Statutory Authority: RCW 74.08.090 and 1979 c 155. WSR 79-10-026 (Order 1431), § 388-70-700, filed 9/10/79. Statutory Authority: RCW 74.08.090. WSR 78-09-098 (Order 1335), § 388-70-700, filed 9/1/78.] Repealed by WSR 01-08-047, filed 3/30/01, effective 4/30/01. Statutory Authority: RCW 74.13.031.

WAC 388-70-091 Foster care planning for Indian children—Definitions. For the purposes of WACs 388-70-091, 388-70-092, 388-70-093, 388-70-095, 388-70-450, and 388-70-600 through 388-70-640, the term "Indian child" is defined as any unmarried and unemancipated Indian person who is under age eighteen and is one of the following:

- (1) A member of an Indian tribe; or
- (2) Is eligible for membership in an Indian tribe and is the biological child of a member of an Indian tribe.

[Statutory Authority: RCW 74.08.090, chapter 13.38 RCW, and 25 U.S.C. chapter 21. WSR 16-13-151, § 388-70-091, filed 6/22/16, effective 7/23/16; Order 1167, § 388-70-091, filed 10/27/76.]

WAC 388-70-092 Foster care for Indian children—Tribal sovereignty. The licensing of Indian foster homes and placement and supervision of Indian children within the boundaries of an Indian reservation must not in any way abridge the sovereignty of an Indian nation or tribe. Compliance with these rules and regulations does not relinquish the sovereign authority of an Indian nation or tribe or the state of Washington.

[Statutory Authority: RCW 74.08.090, chapter 13.38 RCW, and 25 U.S.C. chapter 21. WSR 16-13-151, § 388-70-092, filed 6/22/16, effective 7/23/16; Order 1167, § 388-70-092, filed 10/27/76.]

WAC 388-70-093 Foster care for Indian children—Services. Documented efforts must be made to avoid separating the Indian child from his or her parents, relatives, tribe or cultural heritage. Consequently:

- (1) When a family identifies Indian ancestry under the federal and state Indian child welfare acts, the children's administration (CA) caseworker has fifteen calendar days, or ten business days, from the date of identification to complete

a family ancestry chart and begin the membership inquiry process. A copy of the family ancestry chart will be retained in the child's most current case file volume.

(2) CA staff will contact all identified federally recognized tribes in the case of Indian children being placed in foster care by the department or for whom the department has supervisory responsibility.

(3) If requested by a federally recognized tribe, or if a federally recognized tribe is unavailable the local Indian child welfare advisory committees (LICWAC) as defined under WAC 388-70-600 will serve as resource persons for the purposes of cooperative planning and aid in placement.

(4) The resources of the tribal government, the Indian community, and the department must be used to locate the child's parents and relatives to assist in locating possible placement resources, and to assist in the development of a plan to overcome the problem that brought the child to the attention of the authorities, or the department, or both the authorities and the department.

(5) In planning foster care placements for Indian children, CA will follow the federal and state Indian child welfare acts with regard to placement preference. The case record must document the reasons and circumstances of case-work decisions and consideration in those regards.

(6) CA, in partnership with federally recognized tribes and CA contracted agencies, will develop training for staff and caregivers designed to meet the needs of Indian children and their families. CA may also partner with urban Indian organizations, CA LICWACs, national, state and local Indian child welfare organizations, and Native American/Alaskan Native consultants.

(7) The CA must make diligent and ongoing efforts to recruit facilities and/or homes particularly capable of meeting the needs of Indian children.

[Statutory Authority: RCW 74.08.090, chapter 13.38 RCW, and 25 U.S.C. chapter 21. WSR 16-13-151, § 388-70-093, filed 6/22/16, effective 7/23/16; Order 1167, § 388-70-093, filed 10/27/76.]

WAC 388-70-095 Serious injury, death, abandonment, child abuse, neglect, incarceration of an Indian child. When an Indian child in the care and custody of the department dies, is seriously injured, abandoned or incarcerated, in addition to other appropriate notifications, the department must notify the federally recognized tribe or tribes within twenty-four hours.

[Statutory Authority: RCW 74.08.090, chapter 13.38 RCW, and 25 U.S.C. chapter 21. WSR 16-13-151, § 388-70-095, filed 6/22/16, effective 7/23/16; Order 1255, § 388-70-095, filed 12/1/77; Order 1167, § 388-70-095, filed 10/27/76.]

WAC 388-70-450 Adoptive planning for Indian children by department staff. (1) In planning adoptive or pre-adoptive placements for Indian children under WAC 388-70-091, CA will follow the federal and state Indian child welfare acts with regard to placement preference.

(2) An adoptive family must be considered Indian if one or both parents is:

(a) A member of a federally recognized tribe; or

(b) An Alaska Native and a member of a Regional Corporation as defined in Title 43 U.S.C. Sec. 1606.

(6/22/16)

(3) In adoptive planning for Indian children, the unique cultural, religious, and sovereignty of federally recognized tribes and communities must be recognized. The adoption of Indian children by Indian families is the primary goal.

(4) As a part of the total evaluation for approving a foster parent adoption of an Indian child, CA staff will document the foster family's past performance and future commitment in exposing the child to their Indian heritage.

(5) When an Indian child, in the custody of an out-of-state agency, is referred for potential adoptive parents residing in Washington, CA will follow the interstate compact and placement of Indian children policy of Washington state.

(6) When an Indian child, in the care and custody of CA, is referred for adoption out of Washington, CA will follow the interstate compact and placement of Indian children policy of Washington state.

(7) In the event of an international adoption CA will follow policy and ensure that placement preferences are followed per the federal and state Indian child welfare acts.

(8) CA staff may consult with a local Indian child welfare advisory committee in planning for adoptive placement of Indian children when a federally recognized tribe has chosen not to be involved.

[Statutory Authority: RCW 74.08.090, chapter 13.38 RCW, and 25 U.S.C. chapter 21. WSR 16-13-151, § 388-70-450, filed 6/22/16, effective 7/23/16; Order 1167, § 388-70-450, filed 10/27/76.]

WAC 388-70-600 Local Indian child welfare advisory committee—Purpose. The intent of WAC 388-70-091, 388-70-092, 388-70-093, 388-70-095, 388-70-450, and 388-70-600 through 388-70-640 are to ensure protection of the Indian identity of Indian children, their rights as Indian children, and the maximum utilization of available Indian resources for Indian children. To ensure the realization of this intent, information about each current and future case involving Indian children for whom the department of social and health services has a responsibility must be referred to a local Indian child welfare advisory committee on an ongoing basis when a federally recognized tribe has not responded, is unavailable, or requests LICWAC involvement according to procedures which recognize the privacy rights of the families.

The purposes of local Indian child welfare advisory committees are:

(1) To promote social service planning for Indian children.

(2) To encourage the preservation of the Indian family, tribe, heritage, and identity of each Indian child served by the department of social and health services.

(3) To assist in obtaining participation by representatives of tribal governments and Indian organizations in departmental planning for Indian children for whom the department has a responsibility.

[Statutory Authority: RCW 74.08.090, chapter 13.38 RCW, and 25 U.S.C. chapter 21. WSR 16-13-151, § 388-70-600, filed 6/22/16, effective 7/23/16; Order 1167, § 388-70-600, filed 10/27/76.]

WAC 388-70-610 Local Indian child welfare advisory committee—Membership. Local Indian child welfare advisory committees must be established within each region. The number and locations of the local committees must be mutually determined by the Indian tribal governments and

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urban Indian organizations served by that region and the DSHS regional administrator.

(1) The committee must consist of representatives designated by tribal government and urban Indian organizations. The regional administrator must appoint committee members from among those individuals designated by Indian authorities. These members should be familiar with and knowledgeable about the needs of children in general as well as the particular needs of Indian children residing in the service area.

(2) The committee may also include bureau of Indian affairs staff, Indian health service staff, and other community members.

(3) The CA regional administrator must appoint a member of his or her child welfare staff as a liaison member of the committee.

(4) The local Indian child welfare advisory committee is an ad hoc advisory committee not specifically authorized by statute. As such its members are not entitled to per diem and travel expenses for the performance of advisory committee functions.

[Statutory Authority: RCW 74.08.090, chapter 13.38 RCW, and 25 U.S.C. chapter 21. WSR 16-13-151, § 388-70-610, filed 6/22/16, effective 7/23/16; Order 1167, § 388-70-610, filed 10/27/76.]

WAC 388-70-620 Local Indian child welfare advisory committee—Functions. The functions of the local Indian child welfare advisory committee are to:

(1) Assist DSHS staff in cooperative planning for Indian children.

(2) Consult DSHS staff on behalf of Indian children, regarding the provision of the child's safety, well-being, and permanency on behalf of Indian children.

(3) Assist DSHS staff in providing culturally relevant services to Indian children; and

(4) Make requests to the CA administrator to initiate reviews of casework decisions that the committee believes to be detrimental to the best interests of Indian children.

[Statutory Authority: RCW 74.08.090, chapter 13.38 RCW, and 25 U.S.C. chapter 21. WSR 16-13-151, § 388-70-620, filed 6/22/16, effective 7/23/16; Order 1167, § 388-70-620, filed 10/27/76.]

WAC 388-70-630 Local Indian child welfare advisory committee—Meetings. Each committee and the CA local Indian child welfare advisory committee staff liaison will mutually agree as to time, place and frequency and conduct of official committee meetings.

[Statutory Authority: RCW 74.08.090, chapter 13.38 RCW, and 25 U.S.C. chapter 21. WSR 16-13-151, § 388-70-630, filed 6/22/16, effective 7/23/16; Order 1167, § 388-70-630, filed 10/27/76.]

WAC 388-70-640 Local Indian child welfare advisory committee—Confidentiality. The members of the local Indian child welfare advisory committee must agree to abide by RCW 74.04.060 and the rules of confidentiality binding the DSHS staff.

[Statutory Authority: RCW 74.08.090, chapter 13.38 RCW, and 25 U.S.C. chapter 21. WSR 16-13-151, § 388-70-640, filed 6/22/16, effective 7/23/16. Statutory Authority: RCW 74.15.030. WSR 89-05-063 (Order 2743), § 388-70-640, filed 2/15/89; Order 1167, § 388-70-640, filed 10/27/76.]