

CERTIFICATION OF ENROLLMENT

**HOUSE BILL 2694**

Chapter 49, Laws of 2016

64th Legislature  
2016 Regular Session

EMERGENCY CHILD PLACEMENT--INDIAN TRIBES--BACKGROUND CHECKS

EFFECTIVE DATE: 6/9/2016

Passed by the House March 7, 2016  
Yeas 93 Nays 3

FRANK CHOPP

**Speaker of the House of Representatives**

Passed by the Senate March 2, 2016  
Yeas 48 Nays 0

BRAD OWEN

**President of the Senate**

Approved March 29, 2016 3:54 PM

JAY INSLEE

**Governor of the State of Washington**

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 2694** as passed by House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

**Chief Clerk**

FILED

March 30, 2016

**Secretary of State  
State of Washington**

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HOUSE BILL 2694

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AS AMENDED BY THE SENATE

Passed Legislature - 2016 Regular Session

**State of Washington**                      **64th Legislature**                      **2016 Regular Session**

**By** Representatives DeBolt, Johnson, Condotta, Sells, Wilson, S. Hunt,  
and Pettigrew

Read first time 01/18/16. Referred to Committee on Community  
Development, Housing & Tribal Affairs.

1            AN ACT Relating to background checks in emergency placement  
2 situations requested by tribes; and amending RCW 26.44.240.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4            **Sec. 1.** RCW 26.44.240 and 2008 c 232 s 2 are each amended to  
5 read as follows:

6            (1) During an emergency situation when a child must be placed in  
7 out-of-home care due to the absence of appropriate parents or  
8 custodians, the department shall, or an authorized agency of a  
9 federally recognized tribe may, request a federal name-based criminal  
10 history record check of each adult residing in the home of the  
11 potential placement resource. Upon receipt of the results of the  
12 name-based check, the department shall, or an authorized agency of a  
13 federally recognized tribe may, provide a complete set of each adult  
14 resident's fingerprints to the Washington state patrol for submission  
15 to the federal bureau of investigation within (~~fourteen~~) fifteen  
16 calendar days from the date the name search was conducted. The child  
17 shall be removed from the home immediately if any adult resident  
18 fails to provide fingerprints and written permission to perform a  
19 federal criminal history record check when requested.

20            (2) When placement of a child in a home is denied as a result of  
21 a name-based criminal history record check of a resident, and the

1 resident contests that denial, the resident shall, within fifteen  
2 calendar days, submit to the department or an authorized agency of a  
3 federally recognized tribe a complete set of the resident's  
4 fingerprints with written permission allowing the department or an  
5 authorized agency of a federally recognized tribe to forward the  
6 fingerprints to the Washington state patrol for submission to the  
7 federal bureau of investigation.

8 (3) The Washington state patrol and the federal bureau of  
9 investigation may each charge a reasonable fee for processing a  
10 fingerprint-based criminal history record check.

11 (4) As used in this section, "emergency placement" refers to  
12 those limited instances when the department or an authorized agency  
13 of a federally recognized tribe is placing a child in the home of  
14 private individuals, including neighbors, friends, or relatives, as a  
15 result of a sudden unavailability of the child's primary caretaker.

Passed by the House March 7, 2016.

Passed by the Senate March 2, 2016.

Approved by the Governor March 29, 2016.

Filed in Office of Secretary of State March 30, 2016.

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