

**TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF) *In Loco Parentis*
BACKGROUND CHECK CRIMES AND NEGATIVE ACTIONS LIST**

An adult acting *in loco parentis*, who applies for TANF benefits for an unrelated child in their care will be disqualified from receiving these benefits if convicted of any of the following crimes, have findings and/or negative actions.

NOTE:

- Disqualification is permanent unless a timeframe is noted following the crime (e.g. "5 year" - the adult is disqualified if convicted of the crime within the last 5-years).
- The individual is disqualified if they have a pending criminal charge for any of the crimes listed.
- When certain anticipatory offenses (*Attempt, Conspiracy, Solicitation*) appear with a crime on this list, it is treated the same as the listed crime it precedes.
- If crimes are reported as part of the background check that are not listed here or fall outside of the timeframe noted, program staff will review the information to determine whether further assessment is required prior to authorizing TANF benefits.

CRIMES:

Abandonment of a Dependent Person 1– ***if victim is a child***
Abandonment of a Dependent Person 2– ***if victim is a child***
Aggravated Murder 1
Assault 1– ***if child or spouse is involved***
Assault 1– ***if child or spouse is not involved (5 year)***
Assault 2– ***if child or spouse is involved***
Assault 2– ***if child or spouse is not involved (5 year)***
Assault 3– ***if causes bodily harm (5 year)***
Assault of a Child 1
Assault of a Child 2
Assault of a Child 3
Burglary 1– ***if child or spouse is assaulted***
Child Molestation
Child Selling or Child Buying
Commercial Sexual Abuse of a Minor
Communication with Minor for Immoral Purposes
Controlled Substances Homicide ***(5 year)***
Criminal Mistreatment 1– ***if victim is a child***
Criminal Mistreatment 2– ***if victim is a child***
Custodial Assault– ***if causes bodily harm (5 year)***
Custodial Interference 1– ***if injury to child***
Custodial Interference 2– ***if felony and injury to a child***
Custodial Sexual Misconduct 1– ***if victim is a child***
Dealing in Depictions of a Minor Engaged in Sexually Explicit Conduct 1 or 2
Drive-by shooting– ***if victim is a child***
Endangerment with a Controlled Substance– ***if victim is a child***
Extortion 1 - ***if victim is a child***
Extortion 2 - ***if victim is a child***
Harassment Hate Crime– ***if victim is a child***
Homicide by Abuse
Homicide by Watercraft– ***if victim is a child***
Incest 1 or 2– ***if victim is a child***
Indecent Exposure– ***if victim is a child***
Indecent Liberties
Kidnapping 1– ***if victim is a child***
Kidnapping 2– ***if victim is a child***
Luring– ***if victim is a child***
Manslaughter 1
Manslaughter 2– ***if victim is a child***
Murder 1
Murder 2
Possession of Depictions of Minor Engaged in Sexually Explicit Conduct 1 or 2

Promoting Commercial Sexual Abuse of a Minor
 Promoting Pornography— *if victim is a child*
 Promoting Prostitution 1— *if victim is a child or if involves violence*
 Promoting Travel for Commercial Sexual Abuse of a Minor
 Rape 1
 Rape 2
 Rape 3
 Rape of a Child 1
 Rape of a Child 2
 Rape of a Child 3
 Robbery 1— *if victim is a child*
 Robbery 1— *if physical assault (5 year)*
 Robbery 2— *if victim is a child*
 Robbery 2— *if physical assault (5 year)*
 Sending or Bringing into the State Depictions of a Minor Engaged in Sexually Explicit Conduct 1 or 2
 Sexual Exploitation of a Minor
 Sexual Misconduct with a Minor 1
 Unlawful Imprisonment— *if victim is a child*
 Unlawful use of a Building for Drug Purposes *(5 year)*
 Use of a Machine Gun or Bump-Fire Stock in Felony— *if victim is a child*
 Vehicular Assault *(5 year)*
 Vehicular Homicide— *if victim is a child*
 Viewing Depictions of a Minor Engaged in Sexually Explicit Conduct 1 or 2
 Violation of Protection Order — *if victim is a child*
 Violation of Dissolution proceeding restraining order - *if victim is a child*
 Violation of Domestic violence no-contact order - *if victim is a child*
 Violation of Domestic violence order for protection - *if victim is a child*
 Violation of Human trafficking no-contact order - *if victim is a child*
 Violation of Paternity proceeding restraining order - *if victim is a child*
 Violation of Promoting prostitution no-contact order - *if victim is a child*
 Violation of Stalking no-contact order or stalking protection order - *if victim is a child*
 Violation of the Imitation Controlled Substances Act (manufacture/deliver/intent — *(5 year)*)
 Violation of the Uniform Controlled Substances Act (manufacture/deliver/intent — *(5 year)*)
 Violation of the Uniform Legend Drug Act (manufacture/deliver/intent — *(5 year)*)
 Violation of the Uniform Precursor Drug Act (manufacture/deliver/intent — *(5 year)*)
 Voyeurism— *if child is involved*

FINDINGS & NEGATIVE ACTIONS:

Findings of abuse, neglect, exploitation or abandonment of a vulnerable adult, child or juvenile, including a state agency or a court finding of child abuse or neglect.

Negative Actions - court order, court judgment, or an adverse action taken by an agency, in any state, federal, tribal, or foreign jurisdiction, which results in a finding against the applicant.

A "negative action" includes the denial, suspension, revocation, or termination of a license, certification, or contract for the care of vulnerable population, including children, vulnerable adults, and people with mental and developmental disabilities. The following, nonexclusive, negative actions will result in denial of unsupervised access to vulnerable adults, juveniles, or children.

- An order or final notification issued by a court or state agency that an individual abused, neglected, abandoned, or exploited a child, juvenile, or vulnerable adult.
- A government agency denial, termination, or revocation of a contract or license based on failing to care for children, juveniles, or vulnerable adults.
- A surrender, relinquishment, revocation, suspension, termination, or denial of an individual's contract or license in lieu of a government agency taking action against the individual for failing to care for children, juveniles, or vulnerable adults.
- The following type of court orders entered against an individual for abuse, sexual abuse, neglect, abandonment, domestic violence, exploitation, or financial exploitation of a vulnerable adult, juvenile, or child:
 - A permanent vulnerable adult protection order / restraining order, either active or expired, issued by a Washington court under chapter 74.34 RCW;
 - A sexual assault protection order issued by a Washington court under chapter 7.90 RCW;
 - A permanent civil anti-harassment protection order, either active or expired, issued by a Washington court under chapter 10.14 RCW; and
 - An order similar to any of the above that was issued by a court in any state, federal, tribal, or foreign jurisdiction