

WAC Set #4

New definition: "Extended foster care (EFC)" means the same as defined in RCW 74.13.020 and as described in chapter 110-90 WAC

110-148-1520

Providing care and arranging services for children and youth.

~~(1) The department must identify a suitable case plan including permanency for children and youth in its care and custody.~~

~~(1)~~ Foster parents must meet children and youth's needs by providing care and arranging services as follows:

(a) Make all reasonable efforts to prevent abuse and neglect of children and youth, as outlined in RCW [26.44.020](#)(1) and chapter [110-30](#) WAC;

(b) Follow ~~the case plan~~ [any instructions and guidance](#) from the department [regarding care and services for children and youth, including the permanency plan](#);

(c) Provide and arrange for care that is appropriate for children's and youth's age, SOGIE, and developmental capabilities including:

- (i) Emotional support;
- (ii) Nurturing and affection;
- (iii) Structured daily routines and living experiences; and
- (iv) Activities that promote each child's and youth's development, including cultural and educational activities in the home and the community;

(d) Provide for children's and youth's physical needs, including:

- (i) Adequate hygiene;
- (ii) Nutritious meals and snacks;
- (iii) Readily available drinking water;
- (iv) A balanced schedule of rest, active play, and indoor and outdoor activity appropriate to the [age-developmental capabilities](#) of the child or youth in care;

~~(e) Treat all children and youth in the home equally, based on their developmental capabilities;~~

~~(f)~~ Guide children and youth to develop daily living skills according to their developmental capabilities, which may include:

- ~~(i) Assigning them daily chores; and~~
- ~~(ii) Collaborating with the child or youth to advocate for their needs;~~

~~(g)~~ Consult with the caseworker before making significant changes to children's and youth's appearance, including but not limited to:

- (i) Body piercing;
- (ii) Tattoos; and
- (iii) Major changes in hairstyle or color;

~~(h)~~ Follow all state and federal laws regarding nondiscrimination while providing services to children and youth in care;

~~(i)~~ Support and engage with children and youth in care with dignity and respect regardless of actual or perceived race, ethnicity, culture, sex, or SOGIE;

Commented [EF1]: Intent of WAC

- Foster parents are to offer a safe, temporary living environment where they can receive necessary care, support, and stability while reunification or other options for child/youth are obtained.
- Foster parents must follow guidance of department.
- Support physical needs.
- Not discriminate, and support SOGIE

Commented [EW2]: This is added to address previous comments asking for foster parents to assist children and youth in care to advocate for their needs and rights.

- (j) Connect children and youth in care with resources that support and affirm their needs regarding race, religion, culture, and SOGIE, including emotional and developmental support for children's and youth's:
 - (i) Ethnic identity and SOGIE;
 - (ii) Educational needs;
 - (iii) Spiritual activities in the home and community; and
 - (iv) Tribal activities within their tribal community or extended tribal family;
- (k) Support children's and youth's religion or spiritual practices by:
 - (i) Providing adequate opportunities for religious or spiritual training;
 - (ii) Allowing them meaningful participation appropriate to their spiritual beliefs;
 and
 - (iii) Not requiring them to participate in practices against their beliefs;
- (l) Support children's and youth's SOGIE unless granted an exception under WAC 110-148-1630 by:
 - (i) Using their pronouns and chosen name; and
 - (ii) Respecting their right to privacy concerning their SOGIE;
- (m) When caring for infants and young children:
 - (i) Hold infants age birth through five months for all bottle feedings;
 - (ii) Hold infants at other times for the purposes of comfort and attention; and
 - (iii) Allow children plenty of free time outside of a swing, crib or playpen; and
- (n) When caring for youth in EFC, follow the requirements in WAC 110-148-1535 and chapter 110-90 WAC:
 - ~~(i) Provide opportunity and support for achieving independence; and~~
 - ~~(ii) Allow youth responsibility for their actions.~~
- (23) Foster parents may:
 - (a) Attend appropriate shared planning meetings with the department to participate in the decision-making process and provide input on the child or youth;
 - (b) Submit information about the child's or youth's permanent ~~cyt~~ plan and other issues through the caregiver's report to the court; and
 - (c) Request assistance from the licensor or caseworker with identifying resources to support and affirm children and youth's needs regarding race, religion, culture, and SOGIE.

Commented [EW3]: These requirements have been moved to 110-148-1535.

110-148-1525

Educational and vocational instruction for children and youth in care.

Foster parents must meet the following requirements for providing education and vocational instruction to the children and youth in care:

- (1) Follow the educational plan approved by their caseworker;
- (2) Not use any of the following unless approved by a court ruling:
 - (a) Home schooling;
 - (b) Private schooling; or
 - (c) Alternative learning experience instruction;
- (3) Support them in regular school attendance;
- (4) Follow the school's reporting requirements when they are absent from school;

Commented [EF4]: Intent of WAC
 • Foster parents can support children & youth with their education.

- (5) Notify the caseworker if they are absent from school more than three consecutive school days;
- (6) Receive approval from their caseworker prior to making any changes to their educational plan;
- (7) Support their educational plan by providing them with necessary school supplies and a suitable place to study in the home;
- (8) Develop a transportation plan with their caseworker to ensure school attendance; and
- (9) Encourage older youth to pursue a post-secondary education when appropriate. Assist older youth in exploring and meeting educational and vocational goals during and after finishing high school.

110-148-1530

Children and youth participation in activities.

Foster parents may:

- (1) Decide what foster family or community activities are appropriate for children and youth in care, with their input and, as long as they the activities meet the following requirements. They must:
 - (a) Be appropriately supervised;
 - (b) Not interfere with visitation with children's and youth's parents;
 - (c) Obtain caseworker approval for overnight stays over 72 hours; and
 - (d) Comply with WAC 110-148-1435 for any activities requiring travel, or overnight stays over 72 hours, as outlined in WAC 110-148-1435;
 - (e) When participating in high-risk activities, including the use of power-driven machines or other hazardous equipment, children and youth must:
 - (i) Be instructed on and required to use appropriate safety equipment, such as helmets and life vests; and
 - (ii) Be in continuous visual or auditory range at all times, unless approved by the caseworker.
- (2) Allow youth to obtain:
 - (a) Employment if the employment:
 - (i) Complies with laws regarding minors working; and
 - (ii) Does not interfere with school; and
 - (b) A driver's license if foster parents:
 - (i) Agree to act as the "parent or guardian" for the purposes of the Intermediate Driver's License Law;
 - (ii) Take responsibility for the youth's insurance until the youth leaves the home or ages out of care;
 - (iii) Notify the youth's caseworker if they choose to cancel the youth's insurance at least five days before the cancellation becomes effective.

Commented [EF5]: Intent of this WAC

- Children/youth in placement should be able to engage in normal childhood activities with foster families and with children/youth peers.
- This WAC also highlights certain activities which require additional permission from department/assigned caseworker.

Note: This is a D.S. Settlement area of improvement. Please come prepared to discuss areas that may be missing.

Commented [EW6]: These requirements will be moved to the new section on enhanced supervision, which will be included in set 5.

110-148-1535

Extended foster care (EFC).

(1) Foster parents may serve youth in the EFC program as outlined in chapter [110-90](#) WAC.

(2) Foster parents serving youth in the EFC program must:

(a) Provide opportunity and support for achieving independence; and

(b) Allow youth to take responsibility for their own actions, including:

(i) Purchases;

(ii) Driving;

(iii) Traveling; or

(iv) Financial obligations above and beyond basic care needs.

(3) Youth enrolled and participating in the EFC program are considered children only for the purposes of the dependency. Otherwise the youth has the legal status and legal rights of an adult, ~~and is responsible for their actions, including:~~

~~(a) Purchases;~~

~~(b) Driving;~~

~~(c) Traveling; or~~

~~(d) Financial obligations.~~

Commented [EF7]: Intent of WAC

- Extended Foster Care (EFC) youth are supported by foster parents as they transition to adulthood.
- EFC youth are taking responsibility for their own actions.

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110-148-1540

Children's and youth's privacy.

(1) Foster parents must:

(a) Protect children's and youth's right to privacy in communication, except as stated in subsection (1)(b), including:

(i) Personal mail;

(ii) Electronic mail; and

(iii) Phone calls;

(b) Monitor children and youth when required by:

(i) The department; or

(ii) Court approved monitoring as part of children's and youth's case plans; and

(c) Not use video or audio monitoring of children and youth in care in the interior of the home except as described in subsection (2) or unless all the following are met:

(i) [The court approves implementation of the monitoring as part of the child's or youth's case plan](#)

(ii) The use of an electronic monitoring device in the home is approved by the LD administrator following a request by the child's or youth's caseworker;

(iii) [The court approves implementation of the monitoring as part of the child's or youth's case plan](#); and

(iii) They maintain a copy of the approvals.

(2) Foster parents may use audio or video monitoring of the following without the requirements in subsection (1)(b):

(a) Infants or children birth through four years of age;

(b) Medically fragile or sick children or youth;

Commented [EF8]: Intent of WAC

- Children & youth have the right to privacy which includes reasonable access to uncensored communication.
- Video and audio electronic monitoring is prohibited, except for in very specific scenarios or as approved by the department or the court.

- (c) To document actions of a child or youth as directed in writing by the child's or youth's licensed health care provider;
- (d) For special events such as birthday parties or vacations; or
- (e) The use of door or window alarms or motion detectors.

110-148-XXXX (NEW SECTION)

Technology use.

Foster parents must meet the following requirements regarding children's and youth's use of technology:

- (1) Provide children and youth the ability to access technology that is:
 - (a) Appropriate to their developmental capabilities; and
 - (b) In line with their individualized supervision plan and any other restriction requirements outlined by the department;
- (2) Teach and guide children and youth on the safe use of technology and the internet as allowed in subsection (1);
- (3) Have and follow house rules approved by the department for technology use in and outside of the home that include the following:
 - (a) A description of the generally allowed internet connected technology access and use in and outside the home by children and youth in care, including but not limited to:
 - (i) Cell phones;
 - (ii) Computers;
 - (iii) Tablets; and
 - (iv) Gaming devices;
 - (b) Consequences for violating the technology use rules; and
 - (c) If consequences include restrictions on technology access, how to have access restored; and
- (4) Provide a copy of the technology rules when children and youth are placed to the:
 - (a) Child or youth; and
 - (b) Their caseworker.

Commented [EF9]: Intent of WAC

- Addresses technology use in/outside of home and the house rules for each individual foster home.
- Teach and guide children/youth to use technology and internet safely
- Addresses when foster parents can impose restriction of technology, including when the department requires child/youth restrictions

110-148-1545

Inventory of children's and youth's belongings.

Foster parents must meet the following requirements for handling children's and youth's personal belongings:

- [\(1\) Handle and store children's or youth's belongings with care and respect at all times;](#)
- [\(2\) Complete the following steps related to inventory of children's and youth's personal belongings:](#)
 - [\(a\) Meet with each child and youth when they enter care to document a complete inventory of their personal belongings;](#)
 - [\(b\) Identify with the child or youth which items have sentimental value to them;](#)

Commented [EF10]: Intent of WAC

- To ensure children's/youth's items, including those that hold sentimental value to them, stay with the child/youth when they leave that placement.
- Keeping a physical inventory form allows for accountable

(c) Update the inventory when there are changes to or when children and youth acquire new items with sentimental value;

(d) Attempt to get children's or youth's signature based on their developmental capabilities on the inventory list when the inventory is:

(i) Created; and

(ii) Updated; and

(e) Verify children and youth are able to take their belongings when they move to a new placement by:

(i) Update the complete inventory of personal belongings;

(ii) Verifying they have all their belongings with sentimental value on their inventory document; and

(iii) Providing them with:

(A) A copy of their inventory; and

(B) Luggage or a sturdy container for their belongings;

(1) Permit children and youth leaving the home to take their personal belongings with them, including but not limited to clothing, mementos, bicycles, gifts, and saved money that was:

(a) Brought with them into care; and

(b) Acquired while in care; and

(3) Securely store children's and youth's belongings for up to 30 days after they leave care if it is not possible for them to take their belongings at the time they leave; and

(4) Cooperate with the caseworker to transfer children's and youth's belongings to them as soon as possible after leaving care.

New definition:

"Early periodic screening, diagnosis, and treatment (EPSDT)" means an early periodic screening, diagnosis, and treatment exam. This is also referred to as a well child exam.

110-148-1550

Medical, dental, and vision care.

Foster parents must provide children and youth with appropriate medical, dental, and vision care, including:

(1) Arranging for:

(a) Care for immediate physical or mental health, dental, or optometry needs as necessary;

(b) Routine medical, dental, and vision care appointments following the schedule recommended by the licensed health care provider; and

(c) Transportation to and from scheduled appointments;

(2) Completing regular EPSDT exams:

(a) Except for children and youth who:

(i) Are in care for less than 30 days;

(ii) Have had an EPSDT exam in the 30 days prior to entering out-of-home care;

Commented [EF11]: Intent of WAC

- Ensure children's medical, dental, and vision are addressed.
- Ensure foster parents are prepared for basic first aid

(iii) Were placed by DDA through a voluntary placement agreement. In this case, foster parents must follow the direction of DDA regarding the need for an EPSDT exam after placement;

(b) On the following timelines:

(i) Within the first 30 days of placement; and

(iia) As required by the EPSDT examination periodicity schedule starting at:

(i) First exam by age one month;

(ii) Subsequent exams at ages:

(A) Two months old;

(B) Four months old;

(C) Six months old;

(D) Nine months old;

(E) 12 months old;

(F) 15 months old;

(G) 18 months old; and

(H) Two years old; and

(iii) Annually after the age of two years old; and

(b) Except for children and youth who:

(a) Are in care for less than 30 days;

(b) Have had an EPSDT exam in the 30 days prior to entering out of home care;

(c) Were placed by DDA through a voluntary placement agreement. In this case, foster parents must follow the direction of DDA regarding the need for an EPSDT exam after placement;

(3) When giving medication or treatment:

(a) Obtaining and following instructions from children's and youth's licensed health care providers;

(b) Using Administering medications as prescribed per the medication label; and

(c) Labeling clearly Retaining:

(i) Pharmacy labels for prescription medications; and

(ii) Manufacturer labels on original packaging for over-the-counter medications;

(4) Planning how to Take necessary actions to respond to illnesses, injuries, contact with toxic or poisonous substances and emergencies, including:

(a) Serious injuries; and

(b) Contact with toxic or poisonous substances;

(5) Calling 911 immediately in life-threatening emergencies prior to transporting the child or youth to a medical facility; and notifying:

(a) Children's and youth's caseworker or CPA caseworker; and

(b) The LD licensor, and

(6) Keeping first-aid supplies available in the home including:

(a) Protective nonlatex gloves;

(b) Bandages;

(c) Scissors and tweezers;

(d) Ace bandage;

(e) Gauze; and

(f) Nonbreakable and mercury free thermometer.

(8) One-way resuscitation masks are recommended but not required.

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NEW DEFINITION: "Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention (ACIP/CDC)" means the body for the Centers for Disease Control and Prevention that determines immunization standards.

110-148-1555

Immunization requirements.

Foster parents must follow caseworker instructions for completing children's and youth's immunizations, including:

- (1) Respecting any vaccine exemptions from their birth parents or from youth who have the legal authority to consent to their own medical care; and
- (2) Completing current or catch-up immunizations on the recommended schedule from the licensed health care provider if no exemptions are in place.

meet the following immunization requirements:

- (a) Immunize children and youth placed in care by the department according to the ACIP/CDC as established in the Recommended Immunization Schedule for Persons Aged 0-18 Years, United States, 2012 and as amended each subsequent year, except for:
 - (i) Rotavirus and human papillomavirus;
 - (b) Take children and youth who have not received all recommended immunizations to a licensed health care provider as soon as medically possible for catch up immunizations according to the ACIP/CDC catch up schedule;
 - (c) Contact the following if a serious infection or a communicable disease threatens the safety and well-being of children and youth in care:
 - (i) Their caseworker; and
 - (ii) The LD licensor.
- (2) The department may remove children and youth from the home when the threat of a serious infection or communicable disease creates a risk to their safety and well-being.

110-148-1560

Medical care consent.

- (1) The department is the legal custodian for ~~department~~ children and youth it places in care and has the authority to consent to emergency and routine medical services on behalf of children and youth when they are under the age of 18.
- (2) Youth in care ages 18 to 21 years old must:
 - (a) Give consent for their own medical care; or
 - (b) Have an identified individual who has been granted legal authority to give consent on their behalf.
- (3) Foster parents may only consent to emergency or routine medical services for ~~department~~ children and youth in-placed in care by the department when the department has delegated the authority to them. ~~We delegate some of the authority to providers. You must contact the child's DCYF caseworker or intake for specific information for each child.~~

Commented [EF12]: Intent of WAC

- Foster parents have to follow the department recommendations on child/youth immunizations.

Commented [EW13]: Parents or guardians may request exemptions through RCW 28A.210.090. The caseworker is responsible for collecting any information about exemptions and providing that to foster parents.

Commented [EW14]: These requirements were moved to 110-148-1505.

Commented [EF15]: Intent of WAC

- Foster parents able to consent to child's/youth's medical care for routine or emergency medical services, except for youth in 18 to 21 years.
- Ensure child/youth receives necessary routine and emergency services.

(4) When caring for children in the custody of another agency, tribal court, or other court, foster parents must follow the direction of that agency or court regarding permission to give consent for medical care;

~~(b) Contact the child's or youth's department caseworker or department intake as soon as possible in the case of a medical emergency;~~

~~(c) Take the necessary actions for children or youth to receive the necessary medical attention if injured or harmed; and~~

~~(d) Contact 911 in a life-threatening medical emergency prior to transporting the child or youth to a medical facility.~~

Commented [EW16]: This is covered in 1420; removed to not have duplicative requirements

Commented [EW17]: This has been moved to 110-148-1550.

DRAFT