



## NURSING & ALLIED HEALTH

### **CRIMINAL HISTORY BACKGROUND CHECK INFORMATION SHEET**

Pursuant to RCW 43.43.830-.842, employees and volunteers who provide service to developmentally disabled persons, vulnerable adults, and/or children under the age of 16, must successfully pass a criminal history background check as a condition for certification.

Furthermore, Nursing and Allied Health students must pass a nationwide criminal history and healthcare fraud background check conducted by Complio/American DataBank and students enrolled in programs that require clinical training in a facility overseen by Washington State Department of Social and Health Services (DSHS) must pass a criminal history background check in order to comply with agreements between Bellingham Technical College and its clinical affiliates.

One or more of the following checks will be conducted:

- WA State DSHS
- Nationwide Healthcare Fraud and Abuse Scan
- Nationwide Database and Sex Offender
- Social Security Alert
- Residency History
- Washington State Patrol

Information obtained through the background check will be reviewed by Program staff, Complio/American DataBank, Washington State Department of Social and Health Services (DSHS) Background Check Central Unit, and clinical facility staff. Students will be required to self-disclose any crimes and/or convictions if the past seven years as well as any pending charges.

#### **Self-Disclosure Questions: You will be asked to answer the following self-disclosure questions.**

1. Have you been convicted of any crime?
2. Do you have charges (pending) against you for any crime?
3. Has a court or state agency ever issued you an order or other final notification stating that you have sexually abused, physically abused, neglected, abandoned, or exploited a child, juvenile, or vulnerable adult?
4. Has a government agency ever denied, terminated, or revoked your contract or license for failing to care for children, juveniles, or vulnerable adults; or have you ever given up your contract or license because a government or agency was taking action against you for failing to care for children, juveniles, or vulnerable adults?
5. Has a court ever entered any of the following against you 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, under RCW 74.34.
  - b) Sexual assault protection order under RCW 7.90.
  - c) Permanent civil anti-harassment protection order, either active or expired, under RCW 10.14.

You should be prepared to answer the above questions on the first day of classes or before. For any crime(s) reported you will need to know the crime, degree, state where you were convicted, and the conviction date (m/d/y). Same applies to pending charges.

*If you have any questions or concerns about your ability to pass a criminal history background check, please schedule a confidential appointment with a BTC student navigator [advising@btc.edu](mailto:advising@btc.edu) or 360-752-8345.*

### **Disqualifiers for Clinical Training Eligibility**

#### **Immediate Disqualifiers:**

- No Social Security number or Social Security number belongs to a deceased individual or the date the Social Security number was issued precedes date of birth.
- Major misdemeanor conviction for crimes involving weapons, violence, embezzlement, dishonesty, misappropriation, fraud, or sex crimes.
- Any felony conviction (Class A, B or C).
- More than one DUI or related conviction in the past three years.
- Any misdemeanor or felony that appears on the court record and the student has not self-reported this information to the school.
- Three or more misdemeanor convictions (excluding driving without a license).
- Drug crimes, if they involve one or more of the following: manufacture of a drug; sale or delivery of a drug; Possession of a drug with the intent to manufacture or deliver.
- Misdemeanor conviction for possession of drugs/marijuana in recent two years.
- Registered sex offender.
- Sex offender match.

## Disqualifying Crimes & Negative Actions:

**Crimes:** A person who has a crime listed below is denied unsupervised access to vulnerable adults, juveniles, and children.

If "(less than 10 years)," "(less than 5 years)," or "(less than 3 years)" appears after a crime listed below, the individual is not automatically disqualified if the required number of years has passed since the date of the conviction.

<p>Abandonment of a child Abandonment of a dependent person Abuse or neglect of a child Arson 1 Assault 1, 2, 3 Assault 4/simple assault (less than 3 years) Assault 4 domestic violence felony Assault of a child Burglary 1 Child buying or selling Child molestation Coercion (5 or more years) Commercial sexual abuse of a minor/ Patronizing a juvenile prostitute Communication with a minor for immoral purposes Controlled substance homicide Criminal mistreatment Custodial assault Custodial interference Custodial sexual misconduct Dealing in depictions of minor engaged in sexual explicit conduct Domestic Violence (felonies only) Drive-by shooting Endangerment with a controlled substance Extortion Forgery (less than 5 years) Homicide by abuse, watercraft, vehicular homicide (negligent homicide) Identity theft (less than 5 years) Incendiary devices (possess, manufacture, dispose) Incest Indecent exposure/Public indecency (felony) Indecent liberties Kidnapping Leading organized crime (5 or more years) Luring Malicious explosion 1 Malicious explosion 2 Malicious harassment Malicious placement of an explosive 1 Malicious placement of an explosive 2 (less than 5 years) Malicious placement of imitation device 1 (less than 5 years) Manslaughter Murder/Aggravated murder Possess depictions minor engaged in sexual conduct Promoting pornography Promoting prostitution 1 Promoting suicide attempt (less than 5 years) Prostitution (less than 3 years) Rape Rape of child Residential burglary (5 or more years) Robbery Selling or distributing erotic material to a minor Sending or bringing into the state depictions of a minor engaged in sexually explicit conduct</p>	<p>Sexual exploitation of minors Sexual misconduct with a minor Sexually violating human remains Stalking (less than 5 years) Theft 1 Theft from a Vulnerable Adult 1 Theft from a Vulnerable Adult 2 (less than 10 years) Theft 2 (less than 5 years) Theft 3 (less than 3 years) Unlawful imprisonment Unlawful use of building for drug purposes (less than 5 years) Use of machine gun in a felony Vehicular assault</p> <p><b>Violation of:</b></p> <ul style="list-style-type: none"> <li>• Temporary restraining order or preliminary injunction involving sexual or physical abuse to a child;</li> <li>• Temporary or permanent vulnerable adult protection order (VAPO) that was based upon abandonment, abuse, financial exploitation, or neglect;</li> <li>• Child abuse restraining order;</li> <li>• Civil anti-harassment protection order;</li> <li>• Protection/contact/restraining order</li> <li>• Imitation Controlled Substance Act (manufacture/deliver/intent – less than 5 years)</li> <li>• Uniform Controlled Substance Act (manufacture/deliver/intent – less than 5 years)</li> <li>• Uniform Legend Drug Act (manufacture/deliver/intent – less than 5 years)</li> <li>• Uniform Precursor Drug Act (manufacture/deliver/intent – less than 5 years)</li> <li>• Voyeurism</li> </ul> <p><b>Pending Crime</b> – A person who has a pending crime on this list is denied unsupervised access while awaiting a decision by a court, administrative entity, or government entity. Upon conviction or acquittal by a court, this list applies.</p> <p><b>Sexual Motivation</b> – RCW 9.94A.835 –A person who has a court finding of sexual motivation is denied unsupervised access to vulnerable adults, juveniles, or children.</p> <p><b>Negative Actions</b> are considered under individual program law and rule and may lead to denial of unsupervised access to vulnerable adults, juveniles, or children. A <b>negative action</b> is an administrative or civil action taken against an individual and may include:</p> <ul style="list-style-type: none"> <li>○ A finding that an individual abused, neglected, exploited, or abandoned a vulnerable adult, juvenile or child issued by an agency, an Administrative Law Judge, or a court of law. A finding by an agency is not a negative action if the individual was not given the opportunity to request an administrative hearing to contest the finding</li> <li>○ Termination, revocation, suspension, or denial of a license, certification, and/or State or Federal contract</li> <li>○ Relinquishment of a license, certification, or contract in lieu of an agency negative action</li> <li>○ Revocation, suspension, denial or restriction placed on a professional license</li> <li>○ Department of Health disciplining authority finding</li> </ul>
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Ineligibility to participate in clinical training due to information obtained from the criminal history background check may result in a student's inability to complete the program requirements. *Please note that it is possible for a student to be admitted to, and successfully complete the program and still be denied the following:*

- **Eligibility for licensure/certification upon completion of training:** State authorities can usually provide guidelines only. Most applicants for licensure are evaluated on a case-by-case basis. In other words, students may not receive a definite "yes" or "no" concerning their criminal background issues until after they have completed training and apply for licensure or certification.
- **Future employment opportunities:** Completion of a health occupation program and licensure/certification by local agencies does not guarantee employability. Hiring facilities may still take previous background issues into consideration when choosing new employees and may conduct pre-employment background checks.

Bellingham Technical College does not discriminate against any person on the basis of race, color, national origin, disability, sex, genetic information, or age in admission, treatment, or participation in its programs, services and activities, or in employment. All inquiries regarding compliance with access, equal opportunity and/or grievance procedures should be directed to the Associate Director of Human Resources, Bellingham Technical College, 3028 Lindbergh Avenue, Bellingham, WA 98225, or call 360-752-8354