

**DSHS SECRETARY'S LIST OF CRIMES AND NEGATIVE ACTIONS**  
**FOR USE BY ALTSA Residential Care Services for Nursing Homes, Assisted Living Facilities & Adult Family Homes**

**Crimes:**

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

If "(5 or more years)" or "(3 or more years)" appears after a crime, the person cannot be in a position to be left alone with a vulnerable adult unless 5 or more years or unless 3 or more years has passed since the date of the conviction.

After 5 or 3 years has passed, an overall assessment of the person's character, competence, and suitability to have unsupervised access will determine denial.

Abandonment of a child  
Abandonment of a dependent person  
Abuse or neglect of a child  
Arson 1  
Assault 1  
Assault 2  
Assault 3  
Assault 4/simple assault (3 or more years)  
Assault of a child  
Burglary 1  
Child buying or selling  
Child molestation  
Commercial Sexual Abuse of a Minor/Patronizing a juvenile prostitute  
Communication with a minor for immoral purposes  
Criminal mistreatment  
Custodial assault  
Custodial interference  
Custodial sexual misconduct  
Dealing in depictions of minor engaged in sexual explicit conduct  
Endangerment with a controlled substance  
Extortion  
Forgery (5 or more years)  
Incest  
Indecent exposure/Public indecency (Felony)  
Indecent liberties  
Kidnapping  
Malicious harassment  
Manslaughter  
Murder/Aggravated murder  
Promoting pornography  
Promoting prostitution 1  
Prostitution (3 or more years)  
Rape  
Rape of child  
Registered sex offender  
Robbery  
Selling or distributing erotic material to a minor  
Sending or bringing into the state depictions of a minor  
Sexual exploitation of minors  
Sexual misconduct with a minor  
Theft 1  
Theft 2 (5 or more years)  
Theft 3 (3 or more years)  
Unlawful imprisonment  
Vehicular homicide (negligent homicide)

Violation of child abuse restraining order  
Violation of the Imitation Controlled Substance Act (manufacture/deliver/intent)  
Violation of Uniform Controlled Substance Act (manufacture/deliver/intent)  
Violation of the Uniform Legend Drug Act (manufacture/deliver/intent)  
Violation of the Uniform Precursor Drug Act (manufacture/deliver/intent)  
Voyeurism

**Negative Actions** are considered under individual program law and rule and may lead to denial of unsupervised access to vulnerable adults.

A **negative action** is an administrative or civil action taken against an individual and may include:

- 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
- Termination, revocation, suspension, or denial of a license, certification, and/or State or Federal contract
- Relinquishment of a license, certification, or contract in lieu of an agency negative action
- Revocation, suspension, denial or restriction placed on a professional license
- Department of Health disciplining authority finding
- A protection order issued under chapter 74.34 RCW. (A conviction for violation of a protection order issued under chapter 74.34 RCW is evidence that a protection order was issued).