

Cabinet Agencies' Performance Audit Action Item(s) & Status

Protecting Children from Sex Offenders

(See also [Cabinet Agencies' Response](#) for full context to Washington State Auditor's Office (SAO) [report](#), August 2012)

Agencies included in the performance audit: Early Learning, Social & Health Services and State Patrol.

SAO Issues Summary:

1. Sex offenders lived undetected in state regulated and state subsidized child or foster care settings.
2. A sex offender worked undetected in a school for nine years.

The table below shows the current status of action items the agency initiated to address issues identified in the performance audit report. Please see the full coordinated [cabinet agencies' response](#) for additional context and any additional steps already taken.

For an explanation of the columns below, [see the legend](#).

Issue	Status	Action Steps	Lead Agency	Due Date	Current Resources?	Budget Impact?	Legislation Required?	Notes
1	Completed	DEL and DSHS immediately convened a workgroup to establish a quarterly address-matching process.	DEL & DSHS	On-going	Yes	No	No	June 2013 update: DSHS/OFA are running a match on a regular basis, and communicates any positive return results involving licensed child care to DEL. This matching has been conducted quarterly since July 2012. DEL is consistently working to ensure the database used to identify child care addresses are correct. Implemented and ongoing prior to and following the SAO audit. Note: DEL is not responsible for foster care under current RCW.
1	Completed	DSHS has put in place an improved process to help ensure the use of complete and accurate databases.	DSHS	On-going	Yes	No	No	July 27, 2012 - implemented and on-going.
1	Completed	DEL, working with DSHS, will expand the rule to include policy on background checks when the provider is a member of the	DEL	3/13	Yes	No	No	June 2013 update: Clarification of the administrative rules was completed at the conclusion of the SAO work in this performance audit. WAC 170-290-

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		parent's and child's household.						0130(3) and 170-290-0143 specifies who in the household is required to undergo a background check when unregulated child care providers and children receiving care live in the same home. Where a provider lives in the child's home, the parent owning or renting that home is responsible for monitoring the environment (WAC 170-290-0130(7)). Where a child lives in the provider's home, individuals residing with the provider must undergo a background check (WAC 170-0290-0143(2)) and a provider is not eligible to provide care where they reside with a disqualified person (WAC 170-290-0130(3)).
2	Completed	WSP updated its quarterly data-extract process to include all current, expired and new crime codes and the sex and kidnapping offender registry in the quarterly data extract file sent to OSPI. Procedures have been updated to ensure all new and expired crime codes will remain part of the data file extract on an annual basis after each legislative session.	WSP	On-going	Yes	No	No	
2	Completed	WSP provided OSPI with an updated data extract file that included all subsets of each qualifying Revised Code of Washington as outlined in statute, including expired crime codes and	WSP	On-going	Yes	No	No	7/2014 update: WSP provides OSPI a quarterly extract from the criminal history system (WASIS) of all convictions and guilty pleas that prohibit individuals from working in schools. WSP also provides the most current registration

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		the sex and kidnapping offender registry.						status of all sex and kidnapping offenders (excluding Relieved of Duty to register) whether they were convicted in Washington or not. The last quarter WSP provided were records entered/updated from January-March 2014. The quarterly data is placed on a file transfer server and OSPI is notified to retrieve the files – this data is refreshed quarterly, previous files are not kept. Records disseminated to OSPI are logged in the criminal history dissemination table. WSP provides crimes based on the list of RCW’s provided by OSPI and reviews the list annually with them to ensure it is up-to-date based on current statue.
2	Completed	WSP worked with OSPI and updated the agreement between the two agencies for the quarterly data-extract file to include the sex and kidnapping offender registry information as part of the file, in addition to a few additional fields.	WSP	On-going	Yes	No	No	