



STATE OF WASHINGTON
DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

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May 26, 2023

TO: Interested Persons
FROM: Robert Smith, Indian Child Welfare Program Manager
SUBJECT: CONCISE EXPLANATORY STATEMENT (*RCW 34.05.325*)

For rules proposed under notice filed as WSR 23-08-084 on April 5, 2023:

Amended: WAC 110-110-0010

REASON FOR ADOPTION: The Department of Children, Youth, and Families (DCYF) is amending WAC 110-110-0010 Foster care planning for Indian children – Definitions. More specifically, the definition of “Indian child.” Rules are needed for the delivery of child welfare services and, more specifically, for the agency to better identify when to apply state and federal Indian Child Welfare Act (ICWA) rules, as codified in chapter 13.38 RCW and 25 U.S.C. ch. 21, respectively. This rule making will address issues identified in the Court’s opinion in *Matter of Dependency of Z.J.G.*, 196 Wn.2d 152, 471 P.3d 853 (2020).

CHANGES MADE SINCE THE RULE WAS PROPOSED: None.

This document also serves as the summary of public hearing comments to the agency head required under RCW 34.05.325(4).

No comments about the proposed rules were received.

cc: DCYF Rules Coordinator