# **Applicant Screening Criteria**

Thank you for your interest in <u>The Coves Apartments</u>. In order to qualify as a resident of the community the following standards must be met:

# **⇒ POSITIVE RENTAL HISTORY:**

- Two positive landlord references or 12 months positive, concurrent, verifiable rental history
- No disturbance complaints
- Consistent payment of rent on time
- No damage to apartment unit
- TOTAL FAMILY GROSS INCOME DOES NOT EXCEED INCOME LIMITS
- **⇒** FAVORABLE CRIMINAL REPORT
- **⇒** POSITIVE CREDIT HISTORY
- MONTHLY INCOME EQUAL TO AT LEAST 2.0 TIMES THE MONTHLY RENT CONTRIBUTION
- MUST SUBMIT A COMPLETE APPLICATION WITH NO OMISSIONS AND ATTEND AT LEAST ONE IN-PERSON INTERVIEW
- MUST BE CAPABLE, WITH OR WITHOUT ASSISTANCE, TO CARRY OUT LEASE AND RULES AND REGULATION REQUIREMENTS
- MUST NOT BE ENGAGING IN ANY DRUG RELATED CRIMINAL ACTIVITIES OR OTHER ILLEGAL ACTIVITIES
- ⇒ THE COVES APARTMENTS DOES NOT ACCEPT PORTABLE SCREENING REPORTS



	Only	
:		

For Office Use

# APPLICATION FOR HOUSING LISDA RURAL HOUSING SERVICE 515 PROGRAM

Date:	CODA, NORAL HOCORG CERVICE CTO I ROC
Time:	
Rec'd By:	<u>PLEASE PRINT</u>
App#:	Please Answer EVERY QUESTION

Welcome and thank you for applying at The Coves Apartments. Please take a few minutes to read over our requirements for filling out and returning our application package. Should you have any questions or concerns, please give us a call at (phone: (360) 426-3910 & TDD: 711). All interested individuals or households have the right to complete and submit an application.

### Filling out the application:

The application package includes an application, an Income/Asset Questionnaire and an authorization for us to obtain employment information which must be completed. Each adult must complete a separate application, Income/Asset Questionnaire and authorization form. Also attached is information regarding the policies of our apartment community regarding eligibility requirements and our procedures for selecting tenants.

When completing the Application and Income/Asset Questionnaire, please sit down and allow yourself a few minutes to read it over first, and then fill it out in its entirety. This should take you about 20 - 30 minutes. You will need to fill it out to the best of your knowledge. The Income/Asset Questionnaire will assist you in determining what is considered to be income, assets, and adjustments to income. Please do not leave any blank spaces. If a question does not apply to you, do not write N/A, write out the words "Not Applicable". If you make a mistake here or there, you will need to cross it out with a single line and initial at the change (Do not use white-out). Be sure to sign and date the application. If you need assistance in completing the application, we will be happy to help you. If you have a disability and require a reasonable accommodation related to the completion and return of this application, please feel free to request one.

Once you have completed and signed our Rental Application and Income/Asset Questionnaire, you will need to either bring them back to our office or mail them back to us. We will then look it over and will either offer you a unit, place you on our waiting list, or find you ineligible. Regardless of the disposition of your application, we will advise you in writing within ten (10) days of receiving your completed applications(s).

## The Waiting List:

The waiting list is maintained in a chronological order (based on date and time a completed application is received) for each unit size and household income level. Priority for any particular sized unit will be given to Very Low-Income households (50% of median income). Second priority will be given to Low Income households (80% of median income), and third priority will be given to Moderate Income households (95% of median income). In all cases, if a unit with design features for accommodating a disability becomes available, it will first be offered to a tenant family requiring those features; if none are available, it will then be offered to the first chronologically placed applicant family that requires the features and qualifies for the unit size, regardless of income level.

If you are placed on the waiting list, it will be important that you update us with any changes in your household. Such changes are as follows: change of address, phone number, household size or members, income, and an indication of if you wish to remain on our waiting list or not. You will also need to contact us every six months to inform us that you wish to remain on our waiting list. If you fail to contact us every six months, we will assume you are no longer interested in living at The Coves and we will remove your name from our waiting list. You will be notified in writing to your last known address of our intent to remove your name from our waiting list.

## When an Apartment will be Coming Available:

Once an apartment of the appropriate size for your household is coming available, or will be soon, and your name is near the top of our waiting list, we will contact you to come in and fill out the paperwork for a pre-tenant screening (past tenant history, credit, criminal background and public records). Your cost for this screening is \$ 50.00. You will also need to bring in picture ID for all adult household members, and social security card(s) for all persons intending to reside in the apartment and birth certificates for children. Next, we will fax your updated application and authorization for release of information to ORCA Communications.



Once you have passed our initial screening requirements and an apartment is available, you will be notified by mail and/or phone. At that time, you will be required to complete additional questionnaires with childcare and medical/disabled assistance expenses. Authorization forms need to be signed so the information provided can be independently verified. The information received will be used to determine your final eligibility and the amount of rent you will pay.

A final decision regarding your eligibility cannot be made until all of the above information has been verified, received, and reviewed.

Once fully qualified, a date for moving into your new apartment home will be set. Payment of a full or partial Security Deposit will be requested at this time. In the event your pre-tenant screening reveals information that would make you ineligible to reside at <u>The Coves Apartments</u>, the paid amount of the Security Deposit will be refunded to you within <u>21</u> days. The paid amount of Security Deposit is not refundable should you be found eligible to reside at <u>The Coves Apartments</u> and you chose not to move into an offered apartment unit (unless the reason is based on a verified medical hardship or because your calculated monthly rent would exceed 30% of your monthly adjusted income and there is no Rental Assistance available).

#### The Move-In:

Once your rent is determined and a date set for moving in, you will sign a Lease and related documents. We will conduct a Move-In Inspection of your apartment with you. The keys to your new home will be given to you upon payment of the Security Deposit (if not already paid in full) and of the first month's rent. If your move-in date is after the 1st day of the month, we will prorate your rent for that month only. (Your Security Deposit will not be used as "last month's rent").

If you have any questions regarding completing the application, or about the disposition of your application once you have returned it, please do not hesitate to call us. We look forward to serving you.

This property is financed by USDA, Rural Housing Service and is subject to nondiscrimination provisions of Title VI of the Civil Rights Act of 1964, Title VIII of the Fair Housing Act, Section 504 of the Rehabilitation Act of 1973, Americans with Disabilities Act and the Age Discrimination Act of 1975. No person shall be refused tenancy or discriminated against on the basis of race, color, religion, sex, family status, national origin, age or disability. All complaints are to be directed to the U.S. Department of Agriculture's Office of Civil Rights, Room 326-W, Whitten Building, 14th and Independence Avenue SW, Washington DC 20250-9410. Complaints of Fair Housing violations may also be sent directly to the Office of Fair Housing and Equal Opportunity, United States Department of Housing and Urban Development, Washington, DC 20410.



The Coves
Apartment Name
940 Fairmount Ave
Address
Shelton, WA 98584-3259
City, State, Zip
(360) 426-3910 / (360) 426-3924
Phone/Fax
the.coves@ad-west.com
Email



"This institution is an equal opportunity provider and employer."

If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at <a href="http://www.ascr.usda.gov/complaint\_filing\_cust.html">http://www.ascr.usda.gov/complaint\_filing\_cust.html</a>, or at any USDA office, or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter to us by mail at U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at program.intake@usda.gov."



GENERAL INFO	RMAT	<u>ION</u>				Co Applio	anta Nama	<b>.</b> .			
Applicant Name: Applicant Address:						Co-Applica  Mailing Ac		·			
ipplicant / taaress.						_ City, State					
Phone#:						Alternate	•				
Today's Date:						E-mail Ad	dress:				
Bedroom size	1	2	3	4		ap Adapted	YES	Cui	rent Utility	/ Costs	\$
requested	'	2	3	7	Unit Re	equested	NO	Cui	rent Rent	al Amt	\$
t <u>All</u> Legal Names o you have a Social rification will be requied if you do no	Securi uired.	ty Nun If you c	nber tha	at has le have a v irity Num	egally bee valid legal ıber.	n assigned	to the ind	lividual, y	ou must d	declare yo	ur numl
N	ame			Relation	onship	Date of B	irth	Social Se	curity #	Stu	dent?
1				Ter	nant					YES	NO
2				Co-To	enant					_ YES	NO
3										_ YES	NO
4										_ YES	NO
5										_ YES	NO
6 7				-						_ YES YES	NO NO
										_	
						Check ALL	that apply f	or each hou	isehold mer	mber.	
(A) RACIAL CA	TEGO	ORIES'	t .		Tenant #1	Co-Tenant #2	Member #3	Member #4	Member #5	Member #6	Membe #7
White											
Black or African Am	erican										
American Indian or	Alaska	Native									
Asian											
Native Hawaiian or	Other F	Pacific Is	slander								
Choose Not to Disc	ose										
						Checl	k one for ea	ch househo	ld member.		
(B) ETHNIC CA	TEG	ORIES	*		Tenant #1	Co-Tenant #2	Member #3	Member #4	Member #5	Member #6	Member #7
Hispanic or Latino											
Not Hispanic or Lat	ino										
Choose Not to Disc	lose										
						Checl	k one for ea	ch househo	ld member.		
(C) GENDER*					Tenant #1	Co-Tenant #2	Member #3	Member #4	Member #5	Member #6	Membei #7
(C) GENDER*											Member #7



#### **B. PROGRAM INFORMATION**

- The USDA, Rural Development gives preference on the waiting list to some households depending on the household's income status. Very Low-Income households have preference over Low Income Households. Both Very-Low and Low-Income Households have preference over Moderate Income Households. The status of your household's income is determined by the USDA, RD Income Limits.
- 2. You may also be given preference on the waiting list if you have been issued a USDA, RHS Letter of Priority (LOPE) because you were displaced from another USDA, RD property. Persons displaced by Agency action, or displaced persons in a Federally declared disaster area have priority over all other applicants of the individual applicant's income group.

ALL APPLICANTS WHO QUALIFY TO APPLY FOR HOUSING IN THIS PROPERTY WILL BE SCREENED ON THE SAME STANDARDS. WE RESERVE THE RIGHT TO REJECT ANY APPLICATION THAT DOES NOT MEET OUR REQUIREMENTS. THE SUBMISSION OF ANY FALSE INFORMATION ON THE APPLICATION WILL BE CAUSE FOR REJECTION OF THE APPLICATION, OR IF DISCOVERED LATER, EVICTION FROM THE PROPERTY. WE WILL ACCEPT ONLY APPLICANTS WHO QUALIFY OR HAVE GOOD RECORDS IN ALL THE FOLLOWING AREAS:

- 1. Must meet government requirements for income and tenant population type.
- 2. Must meet property's occupancy guidelines.
- 3. Must have good landlord/good housekeeping references.
- 4. Must have reasonable credit.
- **5.** Must have a good report from a rental screening service.
- **6.** Must have good personal references from people who are NOT relatives.
- **7.** Must be legally responsible to enter into a legal contract.
- **8.** Must submit a complete application with no omissions.
- **9.** Must be capable, to carry out the terms of the lease and rules and regulations.
- **10.** Must not be engaging in any illegal activities.

1.	⊔ Yes	⊔ No	Do you have a Letter of Priority from USDA Rural Development?
2.	☐ Yes	□ No	Are you applying for status as an "Elderly Household", where the tenant or co-tenant is 62 or older, or handicapped as defined by USDA, RHS?
	If so, yo	ou will be eligible for	a "Elderly household" deduction. Please realize that your eligibility must be verified.
3.	☐ Yes	□ No	Would you or anyone in your household benefit from a handicapped accessible unit?
4.	□ Yes	□ No	Are you currently living in Subsidized Housing?  Property Name & Number
5.	□ Yes	□ No	Have you ever resided in a Property financed and/or subsidized by the Government?  If Yes, Name & Address
6.	☐ Yes	□ No	Have you ever been evicted from Public Housing or any other housing Program?  If yes, where? When?  Describe reasons
7.	□ Yes	□ No	Have you ever been convicted of a felony / crime, or are you currently involved in any type of litigation? Explain
8.	□ Yes	□ No	Are you currently using illegal drugs, or have you been arrested for use, possession or sale of drugs in the past five (5) years? Give Details:
9.	☐ Yes	□ No	Any member of your household, currently or will become a part time or full-time student?  Explain:
10.	☐ Yes	□ No	Will you take an apartment when one is available?



If you qualify for the government income limits, tenant population type and the property's occupancy guidelines, you will be placed on the waiting list. If you do not, you will be notified in writing. Once on the waiting list, you will be screened for credit, criminal record, and landlord references when your name gets near the top of the waiting list. You will be notified in writing if you do not qualify. If rejected, you will be given an opportunity for a fair hearing. If you are offered an apartment, you must take it when it is available or your name will be removed from the waiting list, unless extenuating circumstances apply. At least once a year, the property will send a **WAITING LIST UPDATE** to determine if you are still interested. If you do not respond, your name will be removed from the waiting list. If your phone number or address changes, it is your responsibility to notify the property.

The owner/management of this property does not discriminate on the basis of race, color, national origin, religion, sex, marital status, age nor handicapped status in the admission or access to, or treatment of/or in employment in its federally assisted programs and activities. Alex Westad, 500 108th Ave NE Ste 1100, Bellevue, WA 98004, (425) 391-3937 or Washington State T.R.S. (800) 833-6388 has been designated to coordinate compliance with nondiscrimination requirements contained in the HUD regulations implementing Section 504 (24 CFR Part 8 dated June 2, 1988).

Applicants acknowledge that they must be capable of meeting terms of the lease (with or without support services) to qualify and the ability to maintain this capacity will be a requirement to remain a resident. In addition, applicant must possess the capacity to enter into a legal contract. Please initial you acknowledge of this statement.

**PUBLIC LAW 91-508, FAIR CREDIT REPORTING ACT:** This is to inform you that as a part of this apartment's procedure for processing applications for rent, a consumer report by the independent rental and credit agency will be made to verify your credit, employment and rental history. If your application is not accepted due to information contained in this report, you will receive a decline letter explaining how to contact the credit agency and how to ask for an appeal. If the credit report is paid by you, it is a non-refundable fee and by your payment of the fee, you accept such terms.

C. REFERENCE INFORMATION		
I andlord ∆ddress:	Landlord Ph	none #:
	Landlord Fa	
Previous Landlord:	Landlord Ph	none #:
	Landlord Fa	nx #:
D. CREDIT REFERENCES		
Name:	Address:	Phone:
Name:	A 1 1	Phone:
Name:		
E. PERSONAL NON-RELATED	<u>REFERENCES</u>	
Name:	Address:	Phone:
Name:	Address:	Phone:
Name:		Phone:
F. EMERGENCY CONTACT (wh	o may we contact in the event of an e	mergency?)
Name:	Address:	Phone:
G. OTHER REQUIRED INFORMA	ATION	
VEHICLES: List any cars, truck management will be necessary	` `	I be provided for one vehicle. Arrangements with
Type of Vehicle:	Year/ Make:	Color:
Type of Vehicle:	Year/ Make:	Color:



PETS:						
11.	☐ Yes	□ No		nimals, or do you plan on owning any a f yes, describe		
12.	How did	you	hear about this housing?			
13.	Briefly d	escri	be your reasons for applying: _			
14.	☐ Yes	□ N	Do you currently have	a Subsidy Voucher? Which Program: _		
			If yes, when does it e	expire:		
H. INCO	ME SOU	RCE	<u>S:</u>			
Do YC	OU or AN	YON	E in your household receive	e OR expect to receive income from:		
☐ Yes	□ No	1.	Employment wages, salar payments received in cash	y or Severance pay? (Include overt .)	ime, bonus	ses, commissions and
			Source	Household Member	_	Amount
		-			<u>\$</u> \$	
					<u>*</u> \$	
☐ Yes	□ No	2.	Self-employment with Busi	ness License? (Including eBay, Mary	<u> </u>	y)
			Source	Household Member		Amount
				_	\$	
☐ Yes	□ No	3.	Regular pay as a member			
			Source	Household Member	\$	Amount
☐ Yes	□ No	4.	Unemployment benefits or	Workman's Compensation?	<del></del>	
			Source	Household Member		Amount
				_	\$	
☐ Yes	☐ No	5.	•	Relief or Aid to Families with Depend	lent Childre	• • • • • • • • • • • • • • • • • • • •
			Source	Household Member	¢	Amount
□ Yes	□ No	6	Do you receive or are you	eligible to receive child support? (Ever	n if vou dor	n't' receive any )
		σ.	Source	Household Member	you do	Amount
					\$	
					\$	
☐ Yes	□ No	7.	•	other payments from the Social Secu	rity Admini	
			Source	Household Member	¢	Amount
				<del>-</del> -	<u> </u>	
☐ Yes	□ No	8.	Veteran's benefits, pensior	s, retirement benefits or annuities?		
			Source	Household Member		Amount
					\$	
	<b></b>		0		\$	
☐ Yes	□ No	9.	Severance payments?  Source	Hausahald Marriage		Amount
			Source	Household Member	\$	Amount
		_		<del>-</del>	\$	
				<del>-</del> -		



<b>⊔</b> Yes	LI NO	-	10. Disability, Labor & Industry			
			Source	<b>Household Member</b>		Amount
					\$	
					\$	
□ Yes	□ No	0	11. Regular gifts or payments supplementing your income		the household?	(This includes anyone
			Source	Household Member		Amount
					\$	
					\$	
☐ Yes		0	12. Payments from rental proper	ty, land contracts or other fo	rms of real estate	?
			Source	<b>Household Member</b>		Amount
					\$	
					\$	
☐ Yes		0	13. Any other income sources or	types not listed?		
			Source	<b>Household Member</b>		Amount
					\$	
					\$	
I. ASSI	FT INF	)RM	IATION:			
	e all as	sets	held and the corresponding annu			
		_				ida tha valiia af tha aca
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		collector or show	,	uco.)			
		Туре		Member	Va	alue	
] Yes	□ No	8. Have you or any had fair market value v	within the past Househ	2 years? old	given away a	any assets fo	r LESS than
			Memb Amou				
] Yes	□ No	9. Do you anticipate	Explanation any changes in		ome in the ne	ext 12 months	5?
l Yes	□ No	10. Do you have any	other assets no	ot listed above (exclu	ding persona	al property)?	
	-				\$		<del></del>
	-				\$		
	al Costs	HILDCARE/HANDICA : Complete this part O			er, Disabled o	or Handicapp	ed.
Modi	ioaro Dr	Expense remiums:	Name o	f Expense	Add	lress	Monthly cost
		emiums. urance Coverage:					\$ \$
		out of pocket medical:					- <u>*</u> \$
		ted Travel Costs:					\$
-		edical expenses:					_ <b>\$</b>
Curre	ent Phy	sician:					<b>\$</b>
Madi	النطامات		Payal	ole To:	Balanc	e Owed	Monthly Payments
		s you are making rments on:			\$		\$
CHIL	DCARE	<u> COSTS</u> : Complete O	NLY for child	en 12 & under: Name/Address of Cl		v	
				Name/Address of (	niidcare		
	C	hild Name	Age	Provider			arly cost f care
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	AP ASS	hild Name  ISTANCE EXPENSES ehold to work. Complet	: Attendant ca	Provider  are and/or apparatus	s that enable	\$ \$ \$ \$ Handicapp	ped applicants or
	AP ASS	ISTANCE EXPENSES	: Attendant ca	Provider  are and/or apparatus	s that enable	\$ \$ \$ ses Handicappin the househ	ped applicants or



#### SIGNATURE PAGE

You have applied for, or currently reside in, a rental housing unit located in a development operating under the "Low-Income Housing Tax Credit" (LIHTC) Program of Section 42 of the Internal Revenue Code. The collection of certain resident data is authorized by the Housing & Economic Recovery Act of 2008, and will be furnished to the U.S. Department of Housing & Urban Development (HUD). Each household must be offered the opportunity to disclose their race, ethnicity, and disability status. Parents/guardians are asked to disclose on behalf of all children in the household who are under the age of 18. There is no penalty for those households who do not wish to provide the requested information. However, all adult members (18 years or older) must sign/date at the bottom of this form as proof that the option to disclose was made available.

I/We hereby certify that I/we do/will not maintain a separate subsidized rental unit in another location and that this dwelling will be used as our primary residence. I/We further certify that this will be my/our permanent residence and that I/we will not maintain a separate residence. I/We understand that I/we must pay a security deposit for this apartment. I/We understand that my eligibility for housing will be based on USDA, Rural Housing Service or Tax Credit Income limits and by <a href="Ad-West Realty Services Inc.">Ad-West Realty Services Inc.</a> selection criteria. I/We certify that all information in this application is true to the best of my/our knowledge, and I/we understand that false statements or information are punishable by law and will lead to cancellation of this application or termination of tenancy after occupancy. I/We also understand that this form is only an application for residence and that the submission of this application does not reserve an apartment or in any way guarantee residence in this complex.

TENANT	CO-TENANT	
DATE	DATE	
contact any agencies, local police verify any information or material housing in programs administrate	AUTHORIZATION  Vest Realty Services Inc. and its staff or authorize departments, offices, groups or organizations, or list which are deemed necessary to complete ted/managed by Ad-West Realty Services Inc I/V by all information listed on this application.	ompanies to obtain and my/our application for
TENANT	CO-TENANT	
DATE	DATE	
<b>Reasonable Accommodation:</b> If a third party is required to assist with the cand date to the bottom of this page.	completion of this document, add their signature, printed na	me, relationship, phone number
I certify that I have assisted the above-sign	gned Applicant/Resident complete this document as a	reasonable accommodation.
Third Party Signature	Relationship	Date
Print Third Party Name	Phone #	



## **ADWEST REALTY SERVICES**

WE DO NOT ACCEPT REUSABLE REPORTS

FCRA, State and Federal laws for reporting court records apply

SCORING: Each applicant's screening report shall be reviewed for two types of information: Potentially Negative and Negative. If three or more Potential Negatives or one or more Negative items are found in a report, and there are no "extenuating circumstances" (example: temporary loss of job, medical reasons, family emergencies, etc.), adverse action may be considered. All Potential Negatives and Negatives apply to both Applicant and Household Members.

## **POTENTIAL NEGATIVES:**

<b>Credit Report:</b>	
	Any 2 trade lines rated R2 (30-59 days late) in the last 7 years.
	Any trade lines rated R5 (120+ days late) in the last 7 years.
	Any 2 collections in the last 7 years.
-	Any charge offs, discharged Bankruptcy, vehicle repossession, tax lien, civil judgment in the last 7 years.
Investigative:	
	Any rental reference with more than 2 late payments.
	Any instance of unauthorized pets or persons occupying a unit rented to the applicant.
	Any instance of being an unauthorized tenant.
	Any instance of improper or lack of Intent to Vacate notice and/or a lease broken by the applicant.
	Any instance of security deposit not refunded due to damage to rental unit (beyond normal cleaning/wear $\&$ tear).
NEGATIVES:	
Credit Report:	
	Any OPEN bankruptcy.
	Any unpaid apartment or landlord collection.
	Any Eviction Judgment.
	A total of \$1,000 or more in unpaid collections in the last 7 years (excluding medical).
Investigative:	
	Any unpaid apartment collection / Negative rental OR incomplete reference.
	Any "Eviction Action" filed with the courts in the last 7 years.
	Any current Legal Notice served (3 Day, 10 Day, Termination of Tenancy).
	Smoking in or on a "Non-Smoking" unit or property.
	Two (2) or more cases of Domestic Violence, stalking, harassment (defendant in criminal cases)
	Any conviction for manufacturing, distribution and or possession of Federally controlled substance,
	Any conviction for contributing to the delinquency of a minor.
	Any registered sex offender/Lifetime registration.



 Any history of disruptive, malicious, violent behavior that may interfere with the peace and quietude of the apartment community.
 Any false or misleading information provided by the applicant on the written application or omission of material fact.
 Any criminal conviction which involves theft, burglary, robbery, serious offense, or a crime of violence with a firearm.
 Reasonable likelihood that the applicant or those acting under his or her control will interfere with the health, safety, security, or the right of peaceful enjoyment of the residential community.
 Applicant is unwilling to cooperate with the application process (as determined by the manager or screening company)
 REQUIREMENTS: 12 months of verifiable, objective, concurrent, positive RENTAL HISTORY. Failure to provide rental history may result in a terminal.

# **RECOMMENDATION: Conditional Approval**

Determinations as to criminal screening will be made on a case by case basis and will be based on several factors and information. There will be no automatic denials based on crime without an analysis of the facts.

