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Screening for Criminal Records and for Drug and Alcohol Abuse

All screening procedures shall be administered fairly and in such a way as not to discriminate based on race, color, nationality, religion, sex, familial status, sexual orientation, disability or against other legally protected groups, and not to violate right to privacy.

To the maximum extent possible, Faubourg Lafitte will involve other community and governmental entities in the promotion and enforcement of this policy.

This policy will be posted on Faubourg Lafitte's bulletin board and copies made readily available to applicants and residents upon request.

Screening for Criminal Record

Faubourg Lafitte will conduct a criminal record check for all applicants who are 18 years of age or older in the household to determine: (1) whether any member of the household is subject to a mandatory federal requirement for denial of admission, and (2) whether any member of the household has one or more criminal conviction(s) that represent a risk to the safety and well-being of the community. This record check will be conducted prior to determination of final eligibility.

For any denial based on a household member's criminal record, Faubourg Lafitte may permit eligibility for occupancy conditioned on the exclusion of the denied family member from residency in the unit.

Federally Barred Admissions

Faubourg Lafitte is required by federal law to deny assistance for any unit type to an applicant if any of the household members:

- Is subject to a lifetime registration requirement under a state sex offender registration program
- Has ever been convicted of drug-related criminal activity for manufacture or production of methamphetamine on the premises of federally assisted housing
- Has been evicted from federally assisted housing for drug-related criminal activity during the previous three years, except if one of the following occurred:
 - The circumstances leading to the eviction no longer exist.
 - The evicted household member who engaged in drug-related criminal activity has successfully completed a supervised drug rehabilitation program.

Other Criminal Records

Except as mandated by federal law, no applicant for Faubourg Lafitte-assisted housing will be automatically barred from receiving housing assistance because of his or her criminal background.

For applicants not barred by federal law, the applicant's criminal conviction(s) will be assessed to determine the risk the applicant poses to the safety and well-being of the community using valid written criteria, applicable laws including fair housing laws, applicable regulations, and sound management practices.

Applicants whose conviction(s) do not suggest a significant level of risk will be deemed admissible to housing if otherwise eligible.

For Public Housing units, Faubourg Lafitte will utilize the screening criteria grid and associated panel review process from the HANO Criminal Background Procedures approved on March 29, 2016 to determine crimes that may constitute a reason for further review and potentially a denial of admission. For Project-Based Section 8, Market Rate and tax credit-only units, criminal background reviews will be conducted according to the Faubourg Lafitte Tenant Selection Plan.

Applicants for public housing units whose conviction(s) suggest a significant level of risk will be reviewed by a panel of Faubourg Lafitte officials to assess, based on the totality of the circumstances including any information the applicant wishes to provide, whether the applicant should be admitted to housing or denied. Faubourg Lafitte may, at their full discretion, include external experts in the panel. If the panel recommends denial of an applicant, the applicant may request an appeal of the decision. All appeals shall follow the procedures in Chapter 14 of the HANO ACOP: Complaints, Grievances, and Appeals, however the appeal will be heard by a panel appointed by the Faubourg Lafitte management company. The risk assessment criteria Faubourg Lafitte use and the review process are detailed in the criminal background screening procedures.

Screening for Drug and Alcohol Abuse

In an effort to prevent drug-related criminal activity, as well as other patterns of behavior that pose a threat to the health, safety or the right to peaceful enjoyment of the premises by other residents, Faubourg Lafitte will endeavor to screen applicants as fairly as possible.

Faubourg Lafitte will screen applicants to determine whether any household member is currently engaging in the illegal use of a drug.

Currently engaged in the illegal use of a drug means a person has engaged in the behavior recently enough (within the past twelve months) to justify a reasonable belief that there is continuing illegal drug use by a household member. Faubourg Lafitte will

not deny admission if the household member who is currently engaging in the illegal use of a drug is enrolled in a supervised drug rehabilitation program.

Faubourg Lafitte will screen applicants to determine if there is reasonable cause to believe that any household members' alcohol abuse or pattern of alcohol abuse may interfere with the health, safety or right to peaceful enjoyment of the premises by other residents. Faubourg Lafitte will not deny admission if the household member who is currently engaging in the abuse of alcohol is enrolled in a supervised rehabilitation program.

In determining reasonable cause or reasonable belief, Faubourg Lafitte will consider all credible evidence, including but not limited to, any record of convictions, arrests, or evictions of household members related to the use of illegal drugs or the abuse of alcohol. Faubourg Lafitte will also consider evidence from treatment providers or community-based organizations providing services to household members, self-admission, admission during testimony, or admissions on a police report. A record of arrest alone will not be used to determine reasonable cause or reasonable belief, unless Faubourg Lafitte have sufficient evidence other than the fact of arrest that the individual engaged in the conduct within the past twelve months.