

Policy 7.01 Plan and Progress Report
Timeframe: July 1, 2014 through June 30, 2015
Region 1 / Spokane DCS
Kalispel Tribe

Meeting: March 3, 2014 1:30PM at 934 S. Garfield Rd, Airway Heights, WA 99001

In Attendance: Shannon Thomas (Kalispel Staff Attorney), Rachelle Morrill (Kalispel Paralegal), Lisa Guzman (Camas Path Health Care Administrator), Wendy Thomas (Camas Path ICW/Social Services Director), Daryl Toulou (WA Office of Indian Policy), Mark Swenson (WA DCS District Manager), Randy Rudin (WA DCS Program Manager), Mark Alexander (WA DCS Tribal Team Supervisor), Glenn Tunick (WA DCS Tribal Team Leadworker), Deidre Darling-Shea (WA DCS Tribal Liaison)

Implementation Plan				Progress Report
(1) Goals/Objectives	(2) Activities	(3) Expected Outcome	(4) Lead Staff and Target Date	(5) Status Update for the Fiscal Year
Update Formal Child Support Agreement Between DCS and Tribe.	Review provisions of 2003 Child Support Agreement Between DCS and Tribe and revise and update as mutually agreed upon.	Mutually agreed upon Updated Child Support Agreement Between Tribe and DCS.	Shannon Thomas, Cathleen Kintner-Christie, Deidre Darling-Shea, Glenn Tunick April 1, 2014 June 30, 2014 June 30, 2015	DCS policy largely conforms with the Tribe's jurisdictional perspective. All members, regardless of residential location, are subject to the jurisdiction of the Kalispel Tribal Court. DCS placed the files of all known Kalispel members in a specialized caseload maintained in the Spokane Field Office. A copy of the specific criteria used to identify these cases is attached for reference. No changes to the formal agreement were made at this time. Due to staffing changes on the part of DCS, DCS has not been bringing matters to Tribal Court. DCS now has the staffing available to appear in Tribal Court, so the process will be reinstated. DCS also inquired about the possibility of sending wage withholding notices for NON-Tribal employees of the Kalispel Tribe direct to tribal enterprises or to a tribal representative (i.e. tribal attorney) for review and implementation. This would reduce potential Tribal court actions for

				non-tribal members. The Tribe will review and discuss this. Depending on the decision reached by the Tribal Council a change to the Formal Agreement may be necessary. Prior to any process being instituted, a change to the Kalispel Tribal Code would need to be introduced and approved.
Assure opportunity for Court to order customary, traditional and in-kind support by non-custodial parent, in lieu of, or in addition to cash support, in all child support cases before the Court involving DCS as a party.	In any DCS case before Kalispel Tribal Court, DCS will raise the issue of whether in-kind or traditional or customary support should be ordered by the Court either in lieu of, or as a credit toward, cash support. It is appropriate to reference customary and traditional support in the petition to establish child support.	DCS and Tribal staff will work with the parents, as appropriate to discuss application of traditional, in-kind and/or customary support in lieu of cash support. .	Shannon Thomas, Cathleen Kintner-Christie, Deidre Darling-Shea, Glenn Tunick June 30, 2015	DCS has not appeared in any case in the last year due to staffing changes. DCS will reinstate appearing in Tribal Court according to the 2003 DCS/Tribal Agreement on Child Support.
Continue Implementation of 2003 DCS/Tribal Agreement on Child Support	DCS to continue to bring cases to Kalispel Tribal Court, as provided under 2003 Child Support Agreement Between DCS and Tribe; Tribe to provide hearing time on the Kalispel Tribal Court Civil Docket to address cases brought by DCS, as well as cases brought by members as set forth in the Agreement.	Kalispel Tribal Court provide hearing time on civil court docket approximately once a month at Cusick (with respect to parties living on or near the Reservation) and/or at Airway Heights as needed to address child support issues as requested by Tribal members and DCS. DCS to ensure that language in the Motion to Intervene reflects the intent of the Kalispel Tribal Code.	Shannon Thomas, Cathleen Kintner-Christie, Deidre Darling-Shea, Glenn Tunick June 30, 2015	DCS has not appeared in any case in the last year due to staffing changes. Re-starting DCS appearance in Kalispel Tribal Court is being reviewed.

Provide opportunity for parents involved in ICWA cases to have cases jointly staffed to address and take into consideration other requirements including addressing TANF requirements.	DCS and Tribe to work together for setting paternity and child support issues in coordination with ICW Cases as appropriate.	Better coordination of services allowing parents to focus on issues that promulgated the dependency.	Shannon Thomas, Cathleen Kintner-Christie, Wendy Thomas, Deidre Darling-Shea, Glenn Tunick June 30, 2015	Court clerk sets concurrent hearings for ICWA and child support issues. DCS may not be aware of all Kalispel members involved with DCFS. Enhanced communication between DCS and Kalispel ICW to identify members will be pursued between Deidre Darling-Shea and Wendy Thomas.
Provide opportunity for hearing in Kalispel Tribal Court on Charge-off of State Owed Child Support Arrearages for all Kalispel Tribal NCPs	DCS staff are prepared to discuss potential charge-off of state owed arrears in every hearing. No backlog of charge-off requests exists presently	All Kalispel members in DCS caseload have reasonable opportunity for hearing and decision by Kalispel Tribal Court on charge-off of some or all of child support arrearages owed to State of Washington.	Shannon Thomas, Cathleen Kintner-Christie, Deidre Darling-Shea, Glenn Tunick June 30, 2015	DCS staff are prepared to discuss potential charge-off of state owed arrears in every hearing. No backlog of charge-off requests exists presently.
Provide outreach opportunities for DCS staff to become better known by members and Tribal employees and improve members' and Tribal employees' knowledge of child support and paternity services available from DCS and at Kalispel Tribal Court.	Tribe and DCS Spokane to mutually arrange for DCS to attend outreach opportunities as they arise. A regular schedule and pre-planned events will help to better meet the needs of members.	Kalispel Tribal members and employees of Northern Quest Casino become well-informed as to actions they can take in their child support cases. DCS can also provide information Kalispel members unfamiliar with the services offered by DCS.	Shannon Thomas, Cathleen Kintner-Christie, Deidre Darling-Shea, Glenn Tunick June 30, 2015	In the last 15 months DCS has not done any outreach. DCS will work to coordinate quarterly outreach which will alternate between Airway Heights Northern Quest Casino, and the Reservation.
Post information to Tribe's Website and/or the Tribal Court website about child support and paternity services available to members. New employees receive opportunity to	DCS will provide copies of additional forms (Assignment of Earnings – Child Support <i>DSHS Form 09-836</i> is already posted) which may be beneficial to Kalispel Tribal members	Members and Northern Quest employees can readily access information at Tribe's website regarding child support and paternity services available at Kalispel Tribal Court and the appropriate persons and contact information to assist them.	Shannon Thomas, Cathleen Kintner-Christie, Deidre Darling-Shea, Glenn Tunick June 30, 2014	Information has been posted. Additional forms that may be beneficial will be sent by DCS. Additional forms to be sent for consideration will include: <ul style="list-style-type: none"> • Application for Non-Assistance Support Enforcement Services • Noncustodial Parent Child Support Enforcement

voluntarily pay a child support obligation through information contained in the new employee orientation packet.				<p>Application</p> <ul style="list-style-type: none"> • Request for Conference Board • Petition for Modification – WA Administrative Order • WA Court Child Support Order Review Request <p>Kalispel will review and determine which forms should be posted.</p>
DCS to act as liaison to out of state child support agencies that attempt direct wage withholding against tribal employees	Kalispel staff will forward wage withholding packets to DCS. DCS will contact the initiator.	Out of state agencies can make requests via WA DCS for wage withholding though the established state/tribal process per 2003 agreement	<p>Shannon Thomas, Cathleen Kintner-Christie, Deidre Darling-Shea, Glenn Tunick</p> <p>June 30, 2015</p>	The Tribe receives several payroll requests monthly, many of which are from DCS. The balance coming from out of state. DCS will continue to process these and when reporting to other agencies DCS will restrict information to only those sources DCS can electronically access. DCS will not provide information directly communicated from the Tribe to another agency.
Pursuant to the current agreement, provide a process for the Tribe to ask DCS to pursue paternity establishment where the parties are subject to, or consent to, Tribal Court Jurisdiction.	DCS and Tribe work together to address outstanding cases and develop procedures for paternity establishment.	Faster establishment of paternity in compliance with Tribal and Federal requirements.	<p>Shannon Thomas, Cathleen Kintner-Christie, Deidre Darling-Shea, Glenn Tunick</p> <p>June 30, 2014</p>	Existing protocols are working.
Develop protocol for DCS to notify the Tribe, as soon as possible, when a paternity case is opened anywhere in Washington state by DCS which involves a child who may be enrollable as a Kalispel	DCS to routinely identify, as soon as possible, those paternity cases opened by DCS anywhere in Washington state which may involve a child who may be enrollable in the Tribe, and DCS to work with the Tribe to develop a protocol for notifying the Tribe of such cases as soon as possible,	Tribe and DCS reach a new agreed upon protocol, under which the Tribe receives timely notification of a paternity case opened by DCS where the child is potentially enrollable in the Tribe and the Tribe has opportunity to advise mother and possible father(s) regarding	<p>Shannon Thomas, Cathleen Kintner-Christie, Deidre Darling-Shea, Glenn Tunick</p> <p>June 30, 2014</p>	Periodic searches will continue.

Tribal member and ensure necessary Tribal requirements are met.	and to cooperate with the Tribe on such cases.	possible consequences of further DCS actions, whether paternity establishment and child support issues can be addressed in Kalispel Tribal Court, and whether the Tribe and DCS can cooperate on paternity and child support establishment in Kalispel Tribal Court.		
Locate information would be made available for ICW cases.	DCS to seek authorization to provide addresses to IWP.	Tribal ICW workers can contact DCS Tribal Liaison, Deidre Darling-Shea or Glenn Tunick	Shannon Thomas, Cathleen Kintner-Christie, Deidre Darling-Shea, Glenn Tunick April 1, 2014 June 30, 2015	DCS Management will consult Policy to review and confirm that this information can be disclosed.
Communicate in the most efficient and beneficial way possible.	DCS and Tribe will exchange best contact information. DCS will also provide a list of links to additional information available on the web that may be of use to the Tribe.	Tribal members, Tribal staff and DCS will communicate efficiently and effectively.	Shannon Thomas, Cathleen Kintner-Christie, Deidre Darling-Shea, Glenn Tunick April 1, 2014 June 30, 2015	DCS will provide best contact information and will continue to use the secure email system to protect client confidentiality. DCS will provide a list of Kalispel cases to Shannon Thomas.

In DCS, a Tribal Unit case is one in which **one or more** of the following exists:

- A noncustodial parent (NCP) who is a member of a federally recognized Washington tribe.
- An NCP who is employed by the tribe, a tribal enterprise, or an Indian owned business located on a reservation or trust land.
- A party included under a cooperative child support process or agreement.
- A party receiving services from:
 - A Tribal TANF (Temporary Assistance for Needy Families) program.
 - A Tribal IV-D program.
 - Both Tribal TANF and Tribal IV-D programs.
- A case involving other tribal issues. Consult your local Tribal Liaison or Tribal Claims Officer.
 - **For example:** A local field office may define tribal cases as a case:
 - Associated with a Tribal TANF case,
 - Involving any NCP living on a reservation, or
 - Involving a party who filed a child support action in Tribal Court.

In the Spokane Office, DCS has created a specialized caseload managed by Deidre Darling-Shea with the following criteria:

- All NCP's and/or joint noncustodial parents (JNCP) Kalispel Tribal members.
- NCP's and/or JNCP's working for the Kalispel Tribe, tribal business or enterprise.
- All paternity/order establishment cases if either the NCP / CP are Kalispel Tribal members.
- All NCP cases related to one of the above criteria.