

Policy 7.01 Plan
2022-2023 Annual Plan and Progress Report

Kalispel Tribe of Indians (KTI)
and
ESA: Division of Child Support (DCS), Region 1, Spokane Field Office

The Kalispel Tribe and DCS are working together to review the Child Support Agreement and make any necessary revision. The Tribe and DCS will be scheduling a follow up 7.01 meeting to incorporate any revisions made to the Agreement – this plan is only a draft and has **not** been approved as the final plan for the upcoming year.

7.01 Final Draft Plan from January 27, 2022 held virtually via Zoom
(attendees & contact information listed at end of plan)

Implementation Plan				Progress Report
(1) Goals/Objectives	(2) Activities	(3) Expected Outcome	(4) Lead Staff and Target Date	(5) Status Update
<p>1) Update Formal Child Support Agreement between DCS and KTI.</p>	<p>Review provisions of 2003 Child Support Agreement between DCS and KTI and revise and update as mutually agreed upon.</p> <p>All Kalispel members, regardless of residential location, and all Kalispel employees subject to the jurisdiction of the Kalispel Tribal Court (KTC).</p> <p>DCS keeps cases of all known Kalispel members and employees of the Kalispel tribe in a specialized caseload maintained by the Spokane Field Office. A copy of the specific criteria used to identify Kalispel cases is attached to this plan.</p>	<p>Updated Child Support Agreement</p>	<p>Lorraine Parlange - KTI Christine Mellick - KTI Amanda James – DCS Courtney Dale - DCS</p> <p>Target Date: Reviewed Annually</p>	<p>Progress Status: Kalispel has requested to review the 2003 Child Support Agreement. Chris Franks, DCS Senior Manager of Tribal Relations will set separate meeting with appropriate persons from both DCS and KTI to review and make changes to the child support agreement. Lorraine and Christine will be points-of-contacts for KTI.</p>

(1) Goals/Objectives	(2) Activities	(3) Expected Outcome	(4) Lead Staff and Target Date	(5) Status Update
<p>2) Assure opportunity for Tribal Court to order customary, traditional and in-kind support by the non-custodial parent, in lieu of, or in addition to cash support, in all child support cases before the Tribal Court involving a DCS party.</p>	<p>Per the terms of sections 2, 5, and 7 of the 2003 Kalispel-DCS agreement, as applicable, the non-custodial parent may request credit for in-kind or traditional support with proper documentation.</p> <p>DCS Claims Officer will discuss in-kind support with parents in open Court. ****see status update for proposed change to this activity****</p> <p>DCS is unable to track or enforce the collection of in-kind support.</p>	<p>DCS and KTI staff will work with the parents, as appropriate, to discuss application of traditional, in-kind and/or customary support in lieu of cash support.</p>	<p>Lorraine Parlange – KTI Christine Mellick - KTI</p> <p>Aurora Maskall - DCS</p> <p>Target Date: Reviewed Annually</p>	<p>Progress Status: DCS is appearing through tribal claims officer attorney, Aurora Maskall. KTI is appearing through attorneys, Lorraine Parlange and Christine Mellick.</p> <p>****KTI would like language added to the summons that is served upon parents letting them know that in-kind support may be an option that can be requested in child support orders established through tribal court. How the language shall be worded will be discussed at the monthly staffing meetings that will start taking place February 2022.</p>

(1) Goals/Objectives	(2) Activities	(3) Expected Outcome	(4) Lead Staff and Target Date	(5) Status Update
<p>3) Implementation of the 2003 DCS/KTI Child Support Agreement</p>	<p>DCS to continue to bring cases to Kalispel Tribal Court (KTC), as provided under the 2003 Child Support Agreement between DCS and KTI.</p> <p>KTI to provide hearing time on the Kalispel Tribal Court Civil Docket to address cases brought by DCS, as well as cases brought by members and employees as set forth in the Agreement.</p>	<p>Kalispel Tribal Court provides hearing times 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, employees and DCS.</p> <p>DCS to ensure that language in the Motions and Petitions reflect the intent of the Kalispel Tribal Code.</p>	<p>Jamie Bradley – KTI Megan Scott – KTI Shawna Brady – KTI Kevin Start - KTI</p> <p>Amanda James - DCS Aurora Maskall - DCS</p> <p>Target Date: Reviewed Annually</p>	<p>Progress Status: Tribal Court hearings are being held in a hybrid model, both in person and telephonically during the COVID-19 pandemic</p> <p>DCS child support cases in the Kalispel Tribal caseload are reviewed by Support Enforcement Officer/Tribal Liaison, Amanda James who consults with KTI to determine if the Tribe will exercise jurisdiction. When KTI has jurisdiction, cases are sent to Aurora to be brought forward before the court.</p> <p>Petitions/Motions will continue to be sent to KTI staff attorneys for review and sign off prior to sending to the court clerk for filing.</p>

(1) Goals/Objectives	(2) Activities	(3) Expected Outcome	(4) Lead Staff and Target Date	(5) Status Update
<p>4) Provide opportunity for parents involved in ICW cases to have cases jointly staffed to address and take into consideration the reunification requirements.</p>	<p>DCS and KTI to work together for setting paternity and child support orders when there is State’s interest in ICW Cases.</p> <p>State’s interest is present when a child is placed in a collectible foster care (FC) event or is the recipient of a TANF grant when at least one parent is not in the home.</p> <p>A collectible FC event is any placement where state or federal foster care monies are expended on behalf of the child. On occasion, both a FC payment and a TANF grant may be paid out for the same child for the same time period to two different households. In this situation, the State will continue to assign any current support owed to the TANF household and not the FC case, even though the child is physically in collectible FC.</p> <p>DCS and KTI to coordinate zero dollar child support orders for parents involved with ICW cases in which the parent is; 1) unable to work full time due to reunification requirements and 2) is in compliance with requirements for the ICW Program. Circumstances will be evaluated on a case-by-case basis.</p> <p>Tribal Court clerk will continue to set concurrent hearings for ICW and child support issues.</p>	<p>Better coordination of services allowing parents to focus on issues that promulgated the dependency.</p>	<p>Lorraine Parlange - KTI Christine Mellick - KTI Megan Scott - KTI Jamie Bradley – KTI Shawna Brady – KTI Kevin Stark - KTI</p> <p>Amanda James - DCS Aurora Maskall - DCS</p> <p>Target Date: Reviewed Annually</p>	<p>Progress Status: Monthly staffings with KTI and DCS to take place approximately the 3rd Wednesday of each month to review what types of cases DCS plans on petitioning KTC for assistance. Cases that involve ICW/Youth-In-Need-Of-Care (YINOC) will be identified by KTI at these meetings as DCS may not be aware of all Kalispel members involved with Washington State Department of Children, Youth and Families (DCYF) and ICW.</p> <p>KTI has requested that for any child support cases involving a Kalispel Tribal Member, DCS assumes that it is a YINOC case.</p> <p>The Findings and Facts should clarify if a case is a reunification case and if the parents are meeting the requirements for ICW.</p>

(1) Goals/Objectives	(2) Activities	(3) Expected Outcome	(4) Lead Staff and Target Date	(5) Status Update
<p>5) Provide opportunity for hearings in Kalispel Tribal Court on the charge-off of child support arrearages owed to the State for all Kalispel Tribal NCP's.</p>	<p>DCS staff are prepared to discuss potential charge-off of state owed arrears in every hearing per Section 7 of the Agreement.</p> <p>DCS prefers that paying parents request charge-off through DCS's in-house Conference Board write-off process first because this is generally most expedient and least costly..****see status update for proposed change to this activity****</p> <p>DCS will accept a Conference Board request from KTI staff on behalf of a paying parent.</p>	<p>Giving relief to non-custodial parents on a case by case basis.</p>	<p>Lorraine Parlange - KTI Christine Mellick - KTI</p> <p>Amanda James - DCS Aurora Maskall - DCS</p> <p>Target Date: Reviewed Annually</p>	<p>Progress Status: As of the last 7.01 meeting, there has been only one conference board request by a Kalispel tribal member. DCS wrote off \$2500 of debt owed to the state and refunded 75% of monies received from a collection action due to hardship.</p> <p>****Section 7 of the 2003 Child Support Agreement to be reviewed in upcoming meetings</p>
<p>6) Provide outreach opportunities for DCS staff to become more familiar to Tribal members employees and improve customer knowledge of child support and parentage services available from DCS and at Kalispel Tribal Court.</p>	<p>KTI 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.</p> <p>Monthly outreach efforts in Usk and Airway Heights will be coordinated. DCS participation in KTI orientations in Airway Heights and Usk will also be coordinated.</p> <p>DCS is available to meet with clients at future public settings such as job fairs, health fairs, employee orientations, etc.</p> <p>DCS is able to provide printed materials regarding child support, assistance with</p>	<p>Kalispel Tribal members and employees of the tribe become well-informed as to actions they can take in their child support cases. DCS can also provide information to Kalispel members and employees unfamiliar with the services offered by DCS.</p>	<p>Lorraine Parlange – KTI Christine Mellick – KTI Kevin Startk - KTI</p> <p>Amanda James - DCS</p> <p>Sarah Beito Senior Director HR Administration 509-481-4176 sbeito@ktea.com (Airway Heights)</p> <p>Target Date: Reviewed Annually</p>	<p>Progress Status: Due to COVID-19, outreach has been suspended at this time and it is unknown when efforts may resume, however outreach is expected to increase as requested by KTI.</p> <p>DCS to submit documents to be placed on KTI website, if desired.</p>

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	<p>Acknowledgement of Parentage forms, and Child Support 101 presentations.</p> <p>Child support information would likely be of use to ICW staff and clients because child support is often an afterthought to families trying to reunite with their children.</p>			
<p>7) Provide information for the Tribe's Website and/or the Tribal Court website about child support and parentage services available to members.</p>	<p>DCS has provided copies of multiple forms in the past which may be beneficial to Kalispel Tribal members and employees. DCS will provide copies of any additional forms as requested or when updated.</p> <p>DCS can provide parentage training by request from KTI; this training may be helpful for Kalispel Tribal Court staff.</p> <p>Information about the voluntary parentage testing program is available as well.</p> <p>Many forms can be found at: https://www.dshs.wa.gov/esa/division-child-support/division-child-support-forms</p>	<p>Increased accessibility of forms and how to use them</p>	<p>Jamie Bradley – KTI Amanda James - DCS</p> <p>Target Date: Reviewed Annually</p>	<p>Progress Status: No requests for additional/updated information has been received by DCS from KTI</p>

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<p>8) DCS to act as liaison to out of state child support agencies that attempt direct wage withholding against tribal employees and attempt attachment of potential per capita payments.</p>	<p>Kalispel staff will forward wage withholding packets and requests for attachment of per capita funds to DCS in order that DCS may inform the sender of the need to send an Intergovernmental referral to DCS for enforcement.</p>	<p>Out of state agencies can make requests via WA DCS for wage withholding and per capita attachment though the established state/tribal process per 2003 agreement.</p>	<p>Lorraine Parlange – KTI Christine Mellick - KTI</p> <p>Amanda James - DCS</p> <p>Kim Yunker Northern Quest Resort & Casino payroll kyunker@northernquest.com</p> <p>Ellen Lane Kalispel Tribe payroll elane@kalispeltribe.com</p> <p>Target Date: Reviewed Annually</p>	<p>Progress Status: This process is working well.</p> <p>The tribe has forwarded approximately five out-of-state requests to Amanda since the last 7.01 meeting. Amanda has contacted the state involving each one within 24 hours explaining tribal process and inviting states to interstate the case to Washington for the tribal unit to handle enforcement. In addition there was one request from another DCS field office.</p> <p>This topic to be added to monthly staffing meeting agenda so that any inappropriate referrals received by KTI can be forwarded to Amanda</p>
<p>9) Pursuant to the current agreement, provide a process for the Tribe to ask DCS to pursue parentage establishment where the parties are subject to, or consent to, Tribal Court Jurisdiction.</p>	<p>DCS and KTI work together to develop procedures for parentage establishment.</p>	<p>Faster establishment of parentage in compliance with Tribal and Federal requirements.</p>	<p>Lorraine Parlange – KTI Christine Mellick - KTI</p> <p>Aurora Maskall - DCS</p> <p>Target Date: Reviewed Annually</p>	<p>Progress Status: Kalispel members will be subject to genetic testing and not have parentage set by order of default.</p> <p>Further discussion to take place in relation to the formal child support agreement.</p>

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<p>10) DCS to notify KTI of any new cases opened by DCS that includes a child who may be eligible for enrollment in the Kalispel Tribe whose parentage is at issue. DCS will follow necessary tribal requirements.</p>	<p>DCS identifies those parentage cases opened by DCS which may involve a child who may be eligible for enrollment in the Kalispel Tribe.</p> <p>DCS will notify KTI of such cases as soon as possible through a petition filed in Tribal Court by a DCS Claims Officer. ****see status update for proposed change to this activity****</p> <p>DCS notates individuals as being associated with the Kalispel Tribe when they identify themselves as Tribal members to DCS or to Washington State Department of Children, Youth and Families (DCYF). Cases are then assigned to the Spokane DCS Kalispel caseload.</p>	<p>Communication where a child is potentially eligible for enrollment in the Kalispel Tribe.</p>	<p>Lorraine Parlange – KTI Christine Mellick - KTI</p> <p>Aurora Maskall – DCS Amanda James - DCS</p> <p>Target Date: Reviewed Annually</p>	<p>Progress Status: ****Cases will be reviewed at monthly staffing meetings beginning February 2022</p>
<p>11) Locate information will be made available for ICW cases.</p>	<p>Access to SEMS Web directly is limited to IV-A and IV-D agencies.</p> <p>The Kalispel ICW Program staff can currently obtain any needed information through Washington State Department of Children, Youth and Families (DCYF) contacts.</p>	<p>DCS is able to provide locate information to DCYF.</p>	<p>Shawna Brady - KTI</p> <p>Delana Mercer DSHS DCS SEO3 509-363-4928 delana.mercer@dshs.wa.gov</p> <p>Target Date: Reviewed Annually</p>	<p>Progress Status: Case information has not been requested from DCS since last 7.01 meeting</p>

(1) Goals/Objectives	(2) Activities	(3) Expected Outcome	(4) Lead Staff and Target Date	(5) Status Update
<p>12) Communicate in the most efficient and beneficial way possible.</p>	<p>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 KTI.</p> <p>Many resources are available on the following two DSHS DCS websites:</p> <p>https://www.dshs.wa.gov/esa/division-child-support</p> <p>https://www.dshs.wa.gov/esa/division-child-support/tribal-relations</p> <p>DCS will provide a list of Kalispel tribal cases or statistical information to Ashley Stetson upon request.</p>	<p>Tribal members, Tribal staff and DCS will communicate efficiently and effectively.</p>	<p>Lorraine Parlange – KTI Christine Mellick - KTI Kim Yunker – KTI Ellen Lane – KTI</p> <p>Kim Swennumson Director of Finance 509-447-7424 kswennumson@kalispeltribe.com</p> <p>Amanda James - DCS</p> <p>Target Date: Reviewed Annually</p>	<p>Progress Status: DCS continues to use the secure email system to protect client confidentiality in communication. DCS changed how email is encrypted in 2021. Please contact Amanda for assistance in troubleshooting any issues with secure email that DCS sends to KTI.</p> <p>Requests to the Kalispel Tribe for employment verification and tribal enrollment membership status is working very well.</p> <p>KTI has requested DCS track the number of TANF recipient cases in the Kalispel tribal caseload that are receiving pass through payments</p> <p>Most DCS staff are unable to appear virtually via video conference due to federal data security requirements. DCS staff are able to attend meetings via TEAMS and ZOOM without video.</p>

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<p>13) Issuance of death notifications on DCS cases in the Kalispel tribal caseload</p>	<p>Should DCS receive notification of a party on a case in the Kalispel Tribal caseload and it appears that DCS may be providing the first notification of death, DCS will contact Shawna Brady, ICW Supervisor prior to any further actions to be taken on the case.</p> <p>It will be at KTI's discretion as to who will contact the appropriate parties associated with the case. (KTI or DCS)</p> <p>Each case will be reviewed on a case by case basis by KTI. Should it be determined that KTI will proceed with initial notification, KTI will notify DCS once contact has been made for DCS to proceed accordingly with next actions on the case.</p>	<p>Tribal members will be notified by their own tribe instead of a phone call or letter from the State.</p>	<p>Amanda James – DCS</p> <p>Shawna Brady – KTI</p> <p>Target Date: Reviewed Annually</p>	<p>Progress Status: No deaths in the Kalispel caseload in the past year</p>
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ATTENDEES & CONTACT INFORMATION FOR 7.01 MEETING HELD ON 01/27/2022

KALISPEL			
Lorraine Parlange*	Senior Tribal Attorney	509-789-7603	lparlange@kalispeltribe.com
Christine Melick*	Staff Attorney	509-789-7603	cmellick@kalispeltribe.com
Amanda Breshears*	Paralegal	509-789-7635	abreshears@kalispeltribe.com
Pierce Shivers*	Legal Intern	509-789-7600	pshivers@kalispeltribe.com
Shawna Brady*	ICW Supervisor	509-789-7626	sbrady@camashealth.com
Jessica Pakootas	Executive Director Camas Path	509-447-7442	jpakootas@kalispeltribe.com
Kevin Stark*	Camas Path Social Services Manager	509-671-4064	kstark@kalispeltribe.com
Jamie Bradley*	Tribal Court Manager	509-447-7131	jbradley@kalispeltribe.com
Megan Scott*	Tribal Court Clerk II	509-447-7129	mScott@kalispeltribe.com
Jenni Seger*	Tribal Court Clerk	509-447-7437	jseger@kalispeltribe.com
Don Colistro*	Staff Attorney/Tribal Prosecutor	509-789-7623	dcolistro@kalispeltribe.com

*denotes in attendance

ATTENDEES & CONTACT INFORMATION FOR 7.01 MEETING HELD ON 01/27/2022 (cont.)

DSHS			
Randy Rudin*	Acting Field Operations Chief (DCS)	509-363-5063	randy.rudin@dshs.wa.gov
Mary Cooper*	Child Support Program Manager, Spokane Field Office (DCS)	509-363-4985	mary.cooper@dshs.wa.gov
Ron Walker*	Child Support Program Manager, Spokane Field Office (DCS)	509-363-5047	ron.walker@dshs.wa.gov
Courtney Dale*	Tribal Team Supervisor, Spokane Field Office (DCS)	509-363-4920	courtney.dale@dshs.wa.gov
Delana Mercer*	Lead Support Enforcement Officer, Tribal Liaison (DCS)	509-363-4928	delana.mercer@dshs.wa.gov
Amanda James*	Support Enforcement Officer, Tribal Liaison (DCS)	509-363-5050	amanda.james@dshs.wa.gov
Aurora Maskall*	Tribal Claims Officer (DCS)	509-363-5029	aurora.maskall@dshs.wa.gov
Janet Gone*	Regional Manager, Office of Indian Policy	509-865-7529 (office) 509-406-3679 (cell)	janet.gone@dshs.wa.gov
Chris Franks*	Senior Manager of Tribal Relations (DCS)	360-664-5031	christopher.franks@dshs.wa.gov
Christelle Arnett*	Program Administrator, Tribal Relations (DCS)	360-664-5033	christelle.arnett@dshs.wa.gov
Dan Johnston*	District Manager, Kennewick and Yakima Field Offices (DCS)	509-374-2022	dan.johnston@dshs.wa.gov
Chris Johnson*	Child Support Program Manager, Kennewick Field Office (DCS)	509-374-2088	chris.w.johnson@dshs.wa.gov

*denotes in attendance

CRITERIA USED FOR CASES TO BE INCLUDED IN DCS TRIBAL CASELOAD

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

- An 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 designated a specialized Kalispel caseload for working cases affiliated with the Kalispel Tribe of Indians. **Amanda James** is the primary contact for this caseload. This caseload is comprised of cases that meet the following criteria:

- An NCP or joint noncustodial parents (JNCP) is a Kalispel Tribal member (parties must self-identify as tribal members)
- An NCP or JNCP is working for the Kalispel Tribe, tribal business or enterprise
- All paternity establishment cases if either the NCP or the CP are Kalispel Tribal members (parties must self-identify as tribal members)
- All child support establishment/modification cases where the NCP resides on the reservation
- All NCP cases related to one of the above criteria

NCP = Non Custodial Parent, the person paying child support

JNCP = Joint Non Custodial Parent, the spouse of the NCP and other biological/adopted parent of the child

CP = Custodial Parent, the person receiving child support

Historical Goals not Actively Being Pursued

(1) Goals/Objectives	(2) Activities	(3) Expected Outcome	(4) Lead Staff and Target Date	(5) Status Update
<p>13) KTI may assist DCS in service of process on a case-by-case basis.</p>	<p>DCS will file a Motion to authorize service of a foreign document in Kalispel Tribal Court. The Motion/Petition should state what efforts have been taken to effect service, including, but not limited to, how many times DCS has attempted service off the reservation, if at all.</p> <p>For hearings taking place through Kalispel Tribal Court, if a party is either employed by KTI or residing on the reservation, KTI will handle process service. For parties not employed by KTI or residing on the reservation, process service will be handled by DCS</p>	<p>Parentage and child support issues will be addressed more timely.</p>	<p>Ashley Stetson – KTI Jamie Bradley – KTI</p> <p>Amanda James - DCS Aurora Maskall – DCS</p> <p>Target Date: Reviewed Annually</p>	<p>Progress Status: This topic is being moved to the historical section per request of KTI at the 01/20/2022 7.01 meeting. Topic to be further discussed in relation to the formal child support agreement between KTI and DCS.</p>