



## CA IPAC Subcommittee

**Date:** July 9th, 2008

**In attendance:**

Name	Tribe/Organization
Gwen Gua	SPIPA
Angel Peterson	SPIPA
Nancy Dufraime	CA, HQ
Dan Schneider	Region 4, CA
Cheryl Rich	CA, Region 5
Trudy Marcellay	Region 6, IPSS
Garnet Charles	Region 6, IPSS
Rebecca Peck	Samish Nation
Dennis Beardontwalk	Squaxin Tribe
Robert Ludgate	Samish Nation
Donna Burkhart	Region 6 ICW Program Manager
Angie Hess	Mentoring Children of Prisoners
Colleen Cawston	IPSS, HQ
Jim Sherrill	Cowlitz Tribe
Don Milligan	STOWW
Liz Mueller	Jamestown S'Klallam Tribe
Jane Jorgensen	CA, HQ
Di Dougerty-King	UIATF
Betsy Tulee	CA, HQ
Helen Fenrich	Tulalip Tribes
Bob Brisbois	IPSS, Region 1
David Simmons	NICWA
Gary Peterson	NICWA
Melissa Clyde	NICWA (by phone)
Sandra Kint	Quileute Tribe

**Next meeting:** Wednesday August 13<sup>th</sup>, 2008

**Location:** Jamestown S'Klallam Tribe  
 1033 Old Blyn Highway  
 Sequim, WA. 98382

**Conference Call in number:** 360-407-3780 pin number 403687#

**MINUTES:**

Agenda Item	Discussion
<p>Announcements</p> <p>Nancy Dufraine, ICW Program Manager, CA</p>	<p>The Title IVE bill passed the House and is on its way through Senate (SB 1956) and it looks relatively positive. Call Senators Cantwell and Murray to voice your interest. CA has responded to request by Governor to send letter voicing support (sent 7/8/08). Montana and Washington were used as models for the bill. David Simmons noted that NICWA has talking points, briefing and draft letter on website. CA is gearing up for legislative session in January-budget forecast; looks to be in decline. ICW Summit planning has started for 2009. Volunteers are welcome. Now looking at the theme. Looking at last week of May or first two weeks of June.</p>
<p>Disproportionately Commission, (SHB 1472)</p> <p>Liz Mueller, Jamestown S’Klallam Tribe and IPAC</p> <p>Tarachel Benjamin, Disproportionality Program Manager, CA</p>	<p>Phase 1 of Senate House Bill 1472 on disproportionately has been completed. The report was released 6/25/08. The first copy to the tribes was delivered at the Centennial Accord. Now entering Phase 2. This consists of developing a remediation plan. It is due 12/08.</p> <p>Jody Becker Green, Assistant Secretary for Planning, Performance and Accountability (new DSHS administration) will be responsible for coordinating and developing the remediation plan.</p> <p>A Commission consisting of 15 members was created out of HB 1472. Professor Tom Crofoot of Eastern Washington University was appointed by DSHS, Toni Lodge of the Spokane Indian Center was appointed by the House and Liz Mueller of the Jamestown S’Klallam Tribe was appointed by the Senate. Liz is also a Co-chair on the Commission.</p> <p>The report is on line at <a href="http://www.dshs.wa.gov/ca/pubs/disproportion.asp">http://www.dshs.wa.gov/ca/pubs/disproportion.asp</a>.</p> <p>Tribes and RAIO’s were sent a copy of the report.</p> <p>A Disproportionately Symposium was held at the UW in Seattle on June 26<sup>th</sup> and 27<sup>th</sup>. There were regional breakout groups at the Symposium that were asked to develop plans to address disproportionality.</p> <p>Jim noted that Region 6 has a breakout meeting set as a follow up to the Symposium set up to discuss this issue. The meeting will be held on August 4<sup>th</sup> at the Tumwater office 6840 Capitol Blvd. #3, first floor, Nisqually room from 9:30 to 12:00. Contact Donna Burkhart to RSVP at 360-725-6796.</p> <p>He said most participants at the Region 6 breakout were DSHS staff-assignment is to engage local/community folks. Region 6 will be a challenging area due to the geographical differences and size.</p> <p>Nancy and Liz noted there are different models and approaches to be taken in addressing disproportionality.</p> <p>Rebecca noted that Texas had high success from instituting Undoing Racism training with African American and Hispanic populations.</p> <p>Native American disproportionality was not addressed in Texas.</p> <p>Rebecca noted that Undoing Racism should be ongoing training every two weeks and should include other disciplines.</p> <p>Don suggested/asked if NCAI or any tribe has asked for a grant. Liz agreed and also suggested that ATNI also consider doing so.</p> <p>The next Disproportionality Committee meeting (generated by SHB 1472) is scheduled for 7/23/08.</p> <p>Don wanted to encourage Indian participation and advocacy in the process.</p> <p>Liz agreed.</p>

	<p>Jim Sherrill asked if the Commission meetings regarding HB 1472 are open to the public. Liz said yes-tribal representation is welcome.</p> <p>Strong encouragement was given for Tribes, RAIIO's and other folks to become highly involved and to contact Senator's Kaufman and Pettigrew in advocacy efforts.</p> <p>Tarachel Benjamin joined the meeting to add information to the meeting; she stated that the goal of the Symposium was to have the Regions get together and to develop Regional breakout groups. It is not the goal of the Regional breakouts to develop the remediation plan but they can provide input to those developing the plan. The Regional Administrators appointed staff to facilitate these groups. (The regionally appointed staff include Connie Lambert-Eckel for R 1, Elisa Powell and Kathy Derbawka for R 2, Laurie Alexander and Janice Banning for R 3, Roxanne Finney, Joseph Conner and Bolesha Johnson for R 4, Lynetta Able for R 5, and Deanna Dessau and Donna Burkhart for R 6).</p> <p>The plan is to have a meeting with all the regional breakout facilitators to report back and provide recommendations to the Commission on September 17<sup>th</sup> and 18<sup>th</sup>.</p> <p>The SHB 1472 Disproportionality Advisory Committee is ultimately in charge of developing the remediation plan in conjunction with Secretary Arnold-Williams.</p> <p>Liz suggested that the CA IPAC CRP also attend the meeting on 9/17 and 9/18 and that the Regional facilitators attend the CA IPAC Subcommittee on 8/13 and also in September (prior to their report out to the Commission). The Commission needs to get their report out by November 14<sup>th</sup>, 2008 and Secretary Arnold-Williams needs to submit it to the Legislators by 12/1/08.</p>
<p>Mentoring Children of Prisoners</p> <p>Angie Hess, Dare Mighty Things</p>	<p>Angie Hess shared grant programs 'Mentoring Children of Prisoners' and 'Caregivers Choice'. Currently there are about 80,000 kids matched with mentors. It is a voucher program-need to develop a certification program through an application process. Navaho Nation has the program set up. It allows for a \$1,000.00 voucher program. Angie Hess passed around brochures.</p>
<p>Citizen Review Program (CRP)</p> <p>Colette McCully, CPS Program Manager, CA</p>	<p><b>CRP BACKGROUND:</b></p> <p>Per the Child Abuse Prevention and Treatment Act (CAPTA), each state is required to have Citizen Review Panels (CRP). The number of CRP's is dependant on the state's population.</p> <p>Washington State has 3 CRP's:</p> <ul style="list-style-type: none"> <li>• Region 2 Oversight Committee</li> <li>• Child, Youth and Family Services Advisory Committee</li> <li>• Indian Child Welfare Subcommittee to the Children's Administration Indian Advisory Council.</li> </ul> <p>The requirements of a CRP include:</p> <ul style="list-style-type: none"> <li>• Committee is composed of volunteer members</li> <li>• Meetings occur at least quarterly</li> <li>• Examine CPS policies and procedures, and where appropriate specific cases.</li> <li>• Submit an annual report and include a summary of the panel's activities, as well as the recommendations of the panel based upon its activities and findings. The</li> </ul>

	<p>report is due to the Federal government in April (if this group becomes a CRP the report would be required in 2009).</p> <p>This CA IPAC Subcommittee/ICW group has already agreed to serve as a CRP.</p> <p>For more information on CRP's, visit the National CRP website at - <a href="http://www.uky.edu/socialwork/CRP/success.htm">http://www.uky.edu/socialwork/CRP/success.htm</a></p> <p><b>RECOMMENDATIONS:</b></p> <ul style="list-style-type: none"> <li>• Create a Washington State CRP website (Colette).</li> <li>• Committee consensus is that disproportionately be a main focus and that liaisons be utilized to cross communicate at all CRP's. (As such, all CRP members should be familiar with Commission Report).</li> <li>• The committee agreed to utilize the CA IPAC Subcommittee meetings as a venue for the CRP meetings (can start earlier if needed) and that Jim Sherrill and Liz Mueller will co-lead. Jim is involved with the Statewide CRP and Liz's involvement on the Disproportionality Commission will add great value and insight.</li> </ul> <p>Ideas for the primary focus of the CRP will be solicited with an email that includes Colette's handouts.</p> <p>Two suggestions were:</p> <ul style="list-style-type: none"> <li>• Inquiry into Indian identity throughout life of the case, with focus on decision points from intake through permanency planning.</li> <li>• Undoing Racism Training for all mandated reporters (suggested by Rebecca).</li> <li>• Reducing the number of accepted referrals of Indian children into the system and once referred look into intake decision of Indian children with goal of getting to parity with the rest of the populations (suggested by Jim).</li> <li>• Inquiry, notification and collaboration with tribes (Di King).</li> </ul>
<p>NCIC Security Agreement between Tribes and CA</p> <p>Sheila Huber, AAG</p> <p>Janelle DeCoteau and Gretlyn Dawson, Children's Administration</p>	<p>NCIC is a national federal registry of crimes and serves as a mechanism to conduct federal background checks. CA and criminal justice systems are transitioning to new way of doing business to ensure compliance with the Adam Walsh legislation. CA must develop information and disclosure protocols to ensure compliance with narrow federal mandates. CA is given access by a security agreement with very strict guidelines developed by the FBI. If the agreement is not strictly adhered to, our State's access can be pulled by the Federal government.</p> <p>There are two different access codes.</p> <p>Purpose Code X is used to conduct background checks for emergency placements done within the first 24 to 48 hours. This must be followed by fingerprinting.</p> <p>Purpose Code C is utilized for child and worker safety during CPS investigations. Recently, Washington State Patrol has approved a security agreement between CA individual tribes regarding tribal access to NCIC background checks.</p> <p>Sheila Huber shared a security agreement draft developed for tribes that would like access to NCIC information. If any tribe would like access to NCIC information they will be required to enter into the security agreement.</p> <p>Participation in the NCIC process is optional for tribes. Tribes who do their own child</p>

	<p>placements would be likely candidates to consider entering into this agreement. Some tribes may prefer to opt out of this as they may have (better) access to criminal background checks.</p> <p>The information obtained from NCIC checks cannot be used for any purpose but the intended use. This means the information in dependency petitions or MINOC petitions. Tribes and State can always go directly to another State to access criminal background information.</p> <p>Di asked about tribes who do not have a reservation/land base. Sheila will get clarification on this.</p> <p>CA now has contracts with background scanner trucks (new program).</p>
<p>ICW WAC Review</p> <p>David Simmons, NICWA</p> <p>Gary Peterson, NICWA</p> <p>Gwen Gua, SPIPA</p> <p>Sheila Huber, Liz Mueller</p>	<p>Discussion was held on whether to review the Washington Administrative Codes (WAC's) pertaining to definition of Indian child.</p> <p>This issue was brought forward after feedback was given to CA, HQ staff that the language may not be consistent with the ICWA or with CA ICW Manual definition. Also, concern has been raised that determination of who is and is not an Indian child is sometime unclear to CA staff.</p> <p>Sheila indicated that the courts recognize and adhere to the Federal ICWA definition of Indian child. The definitions in the WAC can be used by CA under policy provisions but are not recognized in the legal code.</p> <p>Dom brought up issue of self identification and that he feels there would be nothing wrong with treating a non-Indian child as an Indian child as ICWA is best practice. Gary noted that after the tribal-State Agreement was developed the plan was to review and revise the WAC's but after AAG Leann Miller passed away it fell off the radar.</p> <p>Liz asked two clarifying questions;</p> <ul style="list-style-type: none"> <li>• Do we want to look at WAC's in relation to the Tribal-State Agreement,</li> <li>• Should we look at developing Local Agreements to have tribes clarify their process in determining who is and is not an Indian child.</li> </ul> <p>Colleen Cawston noted that ESA is working WAC revisions and invited someone to attend these meetings to observe the process.</p> <p>Gary stated he felt that tribes should put the draft WAC revisions together and then bring it to the state.</p> <p>David agreed and suggested the social workers put it together and then bring attorneys to review.</p>