

CALIFORNIA TRIBAL COURT/STATE COURT FORUM

FORUM PROPOSALS

(To view these proposals, see forum home page
<http://www.courts.ca.gov/3065.htm>)

SB 406: The California Judicial Council approved sponsoring legislation to provide a streamlined procedure for the recognition and enforcement of tribal court civil judgments.

Child Support: The California Judicial Council approved a proposal to add a new California Rule of Court that would provide a consistent procedure for the discretionary transfer of title IV-D child support cases from the state courts to tribal courts where there is concurrent jurisdiction over the matter in controversy.

Psychotropic Medication: The California Judicial Council approved a proposal to revise rules and forms relating to notice of Indian Tribes.

Tribal Access to Confidential Juvenile Court Files: Proposal to amend section 827 of the Welfare and Institutions Code.

Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act

(UAGPPJA) proposed for California: Submitted comment on tentative recommendation of the California Law Revision Commission for adoption in California of a modified version of the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act to address issues involving conservatorships for members of Indian tribes located California.

Forum Members in the News

Judge Christine Williams and Judge Cynthia Gomez are among the “Nine Notable Women Lawyers Who Rule”

<http://indiancountrytodaymedianetwork.com/mobile/2013/10/23/9-notable-women-who-rule-american-indian-law-151872>

Judge Richard Blake received the Judicial Excellence award from the Native American Indian Court Judges Association

<http://turtletalk.wordpress.com/2013/10/10/naicja-also-honors-judge-richard-blake-hoopa-with-lifetime-award/>

Indian Law and Order Commission Report Released (November 2013)

A Roadmap for Making Native America Safer— Report to the President and Congress of the United States

Required by the Tribal Law and Order Act of 2010, Public Law 111-211 (TLOA), this report is intended to make Native American and Alaska Native nations safer and more just for all U.S. citizens and to reduce the unacceptably high rates of violent crime that have plagued Indian country for decades. This report reflects one of the most comprehensive assessments ever undertaken of criminal justice systems servicing Native American and Alaska Native communities.

<https://www.indianlawandordercommission.com/report>

Forum E-Update

NOVEMBER 2013

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HON. RICHARD C. BLAKE
Cochair

HON. DENNIS M. PERLUSS
Cochair

Hon. Abby Abinanti
Hon. April E. Attebury
Hon. Mitchell L. Beckloff
Hon. Jerilyn L. Borack
Hon. Anthony J. Brandenburg
Hon. Leonard P. Edwards (Ret.)

Volunteer Mentor Judge

Hon. Kimberly A. Gaab
Hon. Michael Golden
Hon. Cynthia Gomez
Mr. Olin Jones
Hon. Suzanne N. Kingsbury
Hon. William Kockenmeister
Hon. James R. Lambden
Hon. Anthony Lee
Hon. Lester J. Marston
Hon. Robert Moeller
Hon. David E. Nelson
Hon. Kimberly J. Nystrom-Geist
Hon. Deborah A. Ryan
Hon. Deborah L. Sanchez
Hon. Allen H. Sumner
Hon. Juan Ulloa
Hon. Claudette C. White
Hon. Christine Williams
Hon. Christopher G. Wilson
Hon. Joseph J. Wiseman
Hon. Sarah S. Works

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JUDICIAL COUNCIL ADMINISTRATIVE OFFICE OF THE COURTS

JUDICIAL COURT OPERATIONS

SERVICES DIVISION

CENTER FOR FAMILIES,

CHILDREN & THE COURTS

455 Golden Gate Avenue

San Francisco, California 94102

EDUCATIONAL OPPORTUNITIES

Court Extranet:

The State Judicial Branch has a Court Extranet with educational and other resources for state court judges and tribal court judges. This website contains information relevant to all levels of judicial branch personnel and includes resources designed to meet education, facilities, financial, human resources, legal, special court projects, technology, and other informational needs. It also offers both current news and archived resources. For more information, please contact Angelica Souza at 415-865-7417 or angelica.souza@jud.ca.gov.

California Dependency Online Guide (CalDOG):

The State Judicial Branch has a Dependency Online Guide with dependency-related case law, legal materials, articles and other resources to California attorneys, judicial officers, social workers, tribal representatives, Court Appointed Special Advocates, and other child welfare professionals. This website contains up-to-date information for professionals working in child welfare, regardless of the size of the county, the employer, or the availability of legal and other resources in the local area. For more information, view the [CalDOG postcard](#). Subscriptions are free and available to professionals working in the field of juvenile dependency. [Log in or subscribe here.](#)

Tribal and State Justice Summit 2013

November 18 and 19, 2013 in Valley Center, CA

The California Indian Legal Services and the California Attorney General's Office are co-sponsoring the *Tribal and State Justice Summit 2013* at the Harrah's Rincon-777 Harrah's Rincon Way, Valley Center, CA. For more information visit: <http://www.calindian.org/>

ICWA Educational Resource Video - Bringing Our Children Home: An Introduction to the Indian Child Welfare Act

The video will be a companion to the National ICWA Judicial Curriculum currently in development, a resource designed for state court judges, courts, and judicial educators. http://courts.ms.gov/trialcourts/youthcourt/youthcourt_ycvideos.html

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Tribal/State Programs Link:
<http://www.courts.ca.gov/programs-tribal.htm>

These programs are supported with funds from the Office on Violence Against Women, U.S. Department of Justice that are administered through the Governor's Office of Emergency Services (CalOES), the U.S. Department of Health and Human Services, Court Improvement Program, and the California Department of Social Services.

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Beyond the Bench XXII: Equal Access to Justice for Children and Families: The Legacies of Clarence Earl Gideon and Martin Luther King, Jr.

December 2-4, 2013 in Anaheim, CA

Sponsored by the Judicial Council of California, Administrative Office of the Courts (AOC), Center for Families, Children & the Courts (CFCC), the Beyond the Bench conference is a multidisciplinary event dedicated to systemic efforts that improve access and services for children and families in the courts. Beyond the Bench brings together judicial officers, court professionals, tribal representatives, child welfare professionals, attorneys, court-appointed special advocates, service providers, probation officers, juvenile prosecutors, county counsel, and caregivers, as well as experts in diversity, self-help services, domestic violence, collaborative justice, mental health, mediation, case management, evidence-informed practice, and others with an interest in families, children, and the courts. The program is strengthened by the participation of youth whose lives have been touched by the court system. For more information visit this link:

<http://app.certain.com/profile/web/534452>

GRANT OPPORTUNITIES

Surdna Foundation

Deadline: Open (Letters of Inquiry)

The Thriving Cultures Program supports programs that successfully connect teens to artistically rigorous and culturally relevant programs that equip them with practical and life-enhancing skills. This foundation supports programs that prepare young, emerging artists to be creative and innovative leaders in their communities. <http://www.surdna.org>

First Nations Development Institute

For over 30 years, First Nations Development Institute has been providing technical assistance and grant funding to tribal communities in an effort to strengthen economic development and healthy living. Their programs include: [Financial & Investor Education](#) , [Combating Predatory Lending](#) , [Native American Business & Asset Development](#) , [Strengthening Native American Nonprofits](#) and [Native Foods & Health](#). You can sign up for their newsletter and list serve that provides information on upcoming grant funding. For more information visit: <http://www.firstnations.org/>

AmeriCorps State and National Grant Competitions

Corporation for National and Community Service

Due by: January 8, 2014

Purpose of AmeriCorps funding AmeriCorps grants are awarded to eligible organizations proposing to engage AmeriCorps members in evidence-based or evidence-informed (e.g., based on proposed program's data or a similar program's data) interventions to strengthen communities. An AmeriCorps member is an individual who engages in community service through an approved national service position. Members may receive a living allowance and other benefits while serving. Upon successful completion of their service, members receive a Segal AmeriCorps Education Award from the National Service Trust. For two decades, the Corporation for National and Community

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Service (CNCS) has invested in community solutions across the nation -- working hand in hand with local partners to improve lives, expand economic opportunity, and engage millions of Americans in solving problems in their communities **(202) 606-7508** or search under **grants.gov** under: CNCS-GRANTS-09062013. There is no direct link to the full announcement.

Interventions for Health Promotion and Disease Prevention in Native American Populations Due by: May 15, 2014

The purpose of this funding opportunity announcement (FOA) is to develop, adapt, and test the effectiveness of health promotion and disease prevention interventions in Native American (NA) populations.

<http://grants.nih.gov/grants/guide/pa-files/PA-11-346.html>

Behavioral and Social Genomics of Aging: Opportunities in the Health and Retirement Study Due by: September 7, 2014

The Health and Retirement Study (HRS) is a longitudinal, nationally representative sample of the US population aged 50 years and older (plus spouses) with an oversample of African and Hispanic Americans and a total sample size of over 20,000). Using funds from the American Reinvestment and Recovery Act, the HRS is currently conducting genome-wide scans of DNA samples from approximately 20,000 participants, using the Illumina HumanOmni 2.5 Quad chip. It is anticipated that the genotype data for the first 13,000 subjects will be released to the public via dbGaP in the Fall of 2011, with data from the remaining participants to be released by the end of 2012. This FOA encourages applications taking advantage of the newly available genetic data to advance our understanding of how genetic, behavioral, and psychosocial factors affect the health and well-being of older Americans. For more information visit this link:

<http://grants.nih.gov/grants/guide/pa-files/PA-11-318.html>

Tribal Historic Preservation Offices (THPO) Historic Preservation Fund Grants in Aid Due by: September 30, 2014

To provide formula grants to THPO for the identification, evaluation, and cultural and historical preservation by such means as survey, education, archeology, planning, and technical assistance. To assist THPOs in carrying out responsibilities as stated under the National Historic Preservation Act of 1966, as amended through 2006.

http://www.nps.gov/history/thpo/grant_application.html

Indian Community Development Block Grant (ICDBG) Program Due by: Not specified

The ICDBG Program provides eligible grantees with direct grants for use in developing viable Indian and Alaska Native Communities, including decent housing, a suitable living environment, and economic opportunities, primarily for low and moderate income persons. The ICDBG program can provide funding for recipients in the following categories: *Housing*: Housing rehabilitation, land acquisition to support new housing construction, and under limited circumstances, new housing construction. *Community Facilities*: Infrastructure construction, e.g., roads, water and sewer facilities; and, single or multipurpose community buildings. *Economic Development*: Wide variety of

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commercial, industrial, agricultural projects which may be recipient owned and operated or which may be owned and/or operated by a third party.

http://portal.hud.gov/hudportal/HUD?src=/program_offices/public_indian_housing/ih/grants/icdbg

Recovery Act - American Recovery and Reinvestment Act (ARRA): Tribal Transit Program Due by: "to be determined"

The Federal Transit Administration (FTA) will be accepting discretionary applications for funds made available under the "American Recovery and Reinvestment Act, 2009" (Pub. L. 111-5; "ARRA") to the Public Transportation on Indian Reservations Program (Tribal Transit Program). The ARRA was signed into law by President Barack Obama on February 17, 2009. Goals of the statute include the preservation and creation of jobs and promotion of an economic recovery, as well as the investment in transportation, environmental protection, and other infrastructure providing long-term economic benefits. The ARRA, Tribal Transit program purpose is to provide funding to federally recognized Indian Tribes for public transportation capital projects for use in public transportation. Under ARRA, \$17 million is available for discretionary award.

<http://www.gpo.gov/fdsys/pkg/FR-2009-03-23/html/E9-6271.htm>

Proclamation for National Native American Heritage Month 2013

THE WHITE HOUSE
Office of the Press Secretary

For Immediate Release

October 31, 2013

NATIONAL NATIVE AMERICAN HERITAGE MONTH, 2013

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA A

PROCLAMATION

From Alaskan mountain peaks to the Argentinian pampas to the rocky shores of Newfoundland, Native Americans were the first to carve out cities, domesticate crops, and establish great civilizations. When the Framers gathered to write the United States Constitution, they drew inspiration from the Iroquois Confederacy, and in the centuries since, American Indians and Alaska Natives from hundreds of tribes have shaped our national life. During Native American Heritage Month, we honor their vibrant cultures and strengthen the government-to-government relationship between the United States and each tribal nation.

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As we observe this month, we must not ignore the painful history Native Americans have endured -- a history of violence, marginalization, broken promises, and upended justice. There was a time when native languages and religions were banned as part of a forced assimilation policy that attacked the political, social, and cultural identities of Native Americans in the United States. Through generations of struggle, American Indians and Alaska Natives held fast to their traditions, and eventually the United States Government repudiated its destructive policies and began to turn the page on a troubled past.

My Administration remains committed to self-determination, the right of tribal governments to build and strengthen their own communities. Each year I host the White House Tribal Nations Conference, and our work together has translated into action. We have resolved longstanding legal disputes, prioritized placing land into trust on behalf of tribes, stepped up support for Tribal Colleges and Universities, made tribal health care more accessible, and streamlined leasing regulations to put more power in tribal hands. Earlier this year, an amendment to the Stafford Act gave tribes the option to directly request Federal emergency assistance when natural disasters strike their homelands. In March, I signed the Violence Against Women Reauthorization Act, which recognizes tribal courts' power to convict and sentence certain perpetrators of domestic violence, regardless of whether they are Indian or non-Indian. And this June, I moved to strengthen our nation-to-nation relationships by establishing the White House Tribal Council on Native American Affairs. The Council is responsible for promoting and sustaining prosperous and resilient Native American communities.

As we observe Native American Heritage Month, we must build on this work. Let us shape a future worthy of a bright new generation, and together, let us ensure this country's promise is fully realized for every Native American.

NOW, THEREFORE, I, BARACK OBAMA, President of the United States of America, by virtue of the authority vested in me by the Constitution and the laws of the United States, do hereby proclaim November 2013 as National Native American Heritage Month. I call upon all Americans to commemorate this month with appropriate programs and activities, and to celebrate November 29, 2013, as Native American Heritage Day.

IN WITNESS WHEREOF, I have hereunto set my hand this thirty-first day of October, in the year of our Lord two thousand thirteen, and of the Independence of the United States of America the two hundred and thirty-eighth.

BARACK
OBAMA

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News From the Office of the Attorney General

Attorney General Eric Holder Announces First Public Hearing of Task Force to Examine Impact of Violence on American Indian and Alaska Native Children

11/13/2013 10:00 AM EST

Attorney General Eric Holder today announced the first public hearing of a new task force to examine the impact of exposure to violence on American Indian and Alaska Native children. Joining President Obama and other officials at the Department of the Interior for the White House Tribal Nations Conference, Attorney General Holder shared the announcement with leaders from the 566 federally recognized tribes and emphasized the Justice Department's long-standing collaboration with leaders in American Indian and Alaska Native communities to improve public safety.

To read more: <http://www.justice.gov/opa/pr/2013/November/13-ag-1213.html>

Attorney General Eric Holder Delivers Remarks at the White House Tribal Nations Conference

11/13/2013 09:25 AM EST

More here: <http://www.justice.gov/iso/opa/ag/speeches/2013/ag-speech-131113.html>

Bill Would Create New Commission

Bill to Establish Commission on Native American Children Introduced

S. 1622 is entitled the "Alyce Spotted Bear and Walter Soboleff Commission on Native American Children Act" and would create a commission to undertake a comprehensive study of tribal, federal, state, and local programs that serve Native children and make recommendations based on its findings. See <http://www.gpo.gov/fdsys/pkg/BILLS-113s1622is/pdf/BILLS-113s1622is.pdf>