



## JUDICIAL COUNCIL OF CALIFORNIA

### GOVERNMENTAL AFFAIRS

520 Capitol Mall, Suite 600 • Sacramento, California 95814-3368  
Telephone 916-323-3121 • Fax 916-323-4347 • TDD 415-865-4272

TANI G. CANTIL-SAKAUYE  
*Chief Justice of California*  
*Chair of the Judicial Council*

MARTIN HOSHINO  
*Administrative Director*

CORY T. JASPERSON  
*Director, Governmental Affairs*

April 27, 2018

Hon. Eloise Gómez Reyes  
Member of the Assembly  
State Capitol, Room 2175  
Sacramento, California 95814

Subject: Assembly Bill 3076 (Reyes), as amended April 12, 2018 – Support

Dear Assembly Member Reyes:

The Judicial Council supports AB 3076, which would, upon an appropriation of not less than one million dollars, require the State Bar of California to administer grants to qualified legal services projects and qualified support centers for the purposes of providing legal services to Indian tribes in child welfare matters under the federal Indian Child Welfare Act (ICWA), and legal training and technical assistance to qualified legal services projects regarding child welfare matters under the federal ICWA. The bill would provide that its provisions shall become operative upon an appropriation of not less than \$1,000,000 to the State Bar of California in the annual Budget Act expressly identified for the express purpose of these provisions.

The council supports AB 3076 because the need for resources for tribes in ICWA cases is significant. Should the funding be made available in the Budget Act, it would likely add value to the tribes' ability to participate meaningfully in ICWA cases, thereby increasing compliance and reducing appeals. Tribes are not entitled to appointed counsel in child welfare cases in which a child's status as a member of a tribe is at issue. AB 3076 would, upon an appropriation in the Budget Act, provide for grants to either or both qualified legal services programs who can render counsel in child welfare matters under federal ICWA provisions, and qualified legal training and

Hon. Eloise Gómez Reyes

April 27, 2018

Page 2

technical assistance programs that can provide tribes with the technical expertise to represent themselves in child welfare matters. Both of these services would improve the tribes' abilities to participate in child welfare matters, benefiting the tribes, their children, and the courts.

For these reasons, the Judicial Council supports AB 3076.

Sincerely,

*Mailed on April 27, 2018*

Andi Liebenbaum

Attorney

AL/yc-s

cc: Ms. Delia Sharpe, Executive Director, California Tribal Families Coalition  
Mr. Daniel Seeman, Deputy Legislative Affairs Secretary, Office of the Governor  
Mr. Martin Hoshino, Administrative Director, Judicial Council of California



## JUDICIAL COUNCIL OF CALIFORNIA

### GOVERNMENTAL AFFAIRS

520 Capitol Mall, Suite 600 • Sacramento, California 95814-3368  
Telephone 916-323-3121 • Fax 916-323-4347 • TDD 415-865-4272

TANI G. CANTIL-SAKAUYE  
*Chief Justice of California*  
*Chair of the Judicial Council*

MARTIN HOSHINO  
*Administrative Director*

CORY T. JASPERSON  
*Director, Governmental Affairs*

June 18, 2018

Hon. Hannah-Beth Jackson, Chair  
Senate Judiciary Committee  
State Capitol, Room 2032  
Sacramento, California 95814

Subject: Assembly Bill 3076 (Reyes), as amended April 18, 2018 – Support  
Hearing: Senate Judiciary Committee – June 19, 2018

Dear Senator Jackson:

The Judicial Council supports AB 3076, which would, upon an appropriation of not less than one million dollars, require the State Bar of California to administer grants to qualified legal services projects and qualified support centers for the purposes of providing legal services to Indian tribes in child welfare matters under the federal Indian Child Welfare Act (ICWA). The bill would provide that its provisions shall become operative upon an appropriation of not less than \$1,000,000 to the State Bar of California in the annual Budget Act expressly identified for the express purpose of these provisions.

The council supports AB 3076 because the need for resources for tribes in ICWA cases is significant. Should the funding be made available in the Budget Act, it would likely add value to the tribes' ability to participate meaningfully in ICWA cases, thereby increasing compliance and reducing appeals. Tribes are not entitled to appointed counsel in child welfare cases in which a child's status as a member of a tribe is at issue. AB 3076 would, upon an appropriation in the Budget Act, provide for grants to either or both qualified legal services programs and qualified legal training and technical assistance programs who can render counsel in child welfare matters under federal ICWA provisions. The funding and provision of these services would improve the

Hon. Hannah-Beth Jackson

June 18, 2018

Page 2

tribes' abilities to participate in child welfare matters, benefiting the tribes, their children, and the courts.

For these reasons, the Judicial Council supports AB 3076.

Should you have any questions or require additional information, please contact Andi Liebenbaum at 916-323-3121.

Sincerely,

*Mailed on June 18, 2018*

Cory T. Jaspersen  
Director, Governmental Affairs

CTJ/AL/yc-s

cc: Members, Senate Judiciary Committee  
Hon. Eloise Gómez Reyes, Member of the Assembly  
Ms. Delia Sharpe, Executive Director, California Tribal Families Coalition  
Ms. Margie Estrada Caniglia, Chief Counsel, Senate Judiciary Committee  
Mr. Mike Petersen, Consultant, Senate Republican Office of Policy  
Mr. Daniel Seeman, Deputy Legislative Affairs Secretary, Office of the Governor  
Mr. Martin Hoshino, Administrative Director, Judicial Council of California