

Tribal Court–State Court Forum
Annual Agenda¹—2019

Approved by Executive and Planning Committee: March 13, 2019

I. COMMITTEE INFORMATION

Chair:	Hon. Abby Abinanti, Chief Judge, Yurok Tribal Court Hon. Suzanne N. Kingsbury, Presiding Judge, Superior Court of California, County of El Dorado
Lead Staff:	Ms. Ann Gilmour, Attorney, Center for Families, Children & the Courts
Committee’s Charge/Membership: Rule 10.60 of the California Rules of Court states the charge of the Tribal Court–State Court Forum (Forum), which is to make recommendations to the Judicial Council for improving the administration of justice in all proceedings in which the authority to exercise jurisdiction by the state judicial branch and the tribal justice systems overlap. Rule 10.60 (b) sets forth additional duties of the Forum.	
<p>The Forum currently has 30 members.</p> <ul style="list-style-type: none">• Fourteen tribal court judges (nominated by their tribal leadership, representing 20 of the 23 tribal courts currently operating in California; these courts serve approximately 36 tribes)• The Governor’s Tribal Advisor• The Director of the California Department of Social Services Office of Tribal Affairs.• One appellate justice.• Seven chairs or their designees of the following Judicial Council advisory committees:<ul style="list-style-type: none">○ Advisory Committee on Providing Access and Fairness○ Governing Committee of the Center for Judicial Education and Research○ Civil and Small Claims Advisory Committee○ Criminal Law Advisory Committee○ Family and Juvenile Law Advisory Committee○ Probate and Mental Health Advisory Committee○ Traffic Advisory Committee• Five trial court judicial officers.• One retired judge (advisory)	

¹ The annual agenda outlines the work a committee will focus on in the coming year and identifies areas of collaboration with other advisory bodies and the Judicial Council staff resources.

The current [roster](#) is available on the committee's web page.

Subcommittees/Working Groups²:

- Participate in the joint ad hoc rules and forms subcommittee to implement Tactical Plan for Technology, 2017–2018.
- Subcommittee on the Indian Child Welfare Act (ICWA) to review and respond to California ICWA Compliance Task Force Report (ongoing project #1) and federal *Regulations for State Courts and Agencies in Indian Child Custody Proceedings* and *Guidelines for Implementing the Indian Child Welfare Act* enacted in 2016 and AB 3176 *Indian Children* (Waldron; 2018 Chaptered as 833) (ongoing project #2), 2018–2019.

² California Rules of Court, rule 10.30 (c) allows an advisory body to form subgroups, composed entirely of current members of the advisory body, to carry out the body's duties, subject to available resources, with the approval of its oversight committee.

II. COMMITTEE PROJECTS

#	New or One-Time Projects ³	
1.	Project Title: Implement Assembly Bill 3176 Indian Children (Waldron; Stats. 2018, ch. 833)	Priority: 1b⁴
<p>Project Summary: AB 3176 <i>Indian Children</i>, amends provisions of the <i>Welfare and Institutions Code</i> to conform California law to the requirements of the federal Indian Child Welfare Act Regulations and Guidelines adopted in 2016. The legislation directs the Judicial Council to enact rules and forms necessary to implement the legislation.</p> <p>Status/Timeline: The Forum will work with staff and other relevant committees to make recommendations for Rules and Forms revisions to the Judicial Council during the Spring RUPRO cycle for an effective date of January 2020.</p> <p>Fiscal Impact/Resources: Judicial Council’s Center for Family, Children & the Courts (CFCC), Governmental Affairs, Legal Services, and Center for Judicial Education and Research (CJER) staff.</p> <p>Internal/External Stakeholders: External stakeholders include the California Department of Social Services, the California Attorney General’s Office and the California Tribal Families Coalition.</p> <p>AC Collaboration: Family and Juvenile Law Advisory Committee and the Probate and Mental Health Advisory Committee, with respect to recommendations that impact the work of those bodies.</p>		

³ All proposed projects for the year must be included on the Annual Agenda. If a project implements policy or is a program, identify it as *implementation* or a *program* in the project description and attach the Judicial Council authorization/assignment or prior approved Annual Agenda to this Annual Agenda.

⁴ For non-rules and forms projects, select priority level 1 (must be done) or 2 (should be done). For rules and forms proposals, select one of the following priority levels: 1(a) Urgently needed to conform to the law; 1(b) Urgently needed to respond to a recent change in the law; 1(c) Adoption or amendment of rules or forms by a specified date required by statute or council decision; 1(d) Provides significant cost savings and efficiencies, generates significant revenue, or avoids a significant loss of revenue; 1(e) Urgently needed to remedy a problem that is causing significant cost or inconvenience to the courts or the public; 1(f) Otherwise urgent and necessary, such as a proposal that would mitigate exposure to immediate or severe financial or legal risk; 2(a) Useful, but not necessary, to implement statutory changes; 2(b) Helpful in otherwise advancing Judicial Council goals and objectives.

#	New or One-Time Projects ³	
2.	<p>Project Title: Revise ICWA Rules and Forms to Comply with Court of Appeal Decisions in <i>In re E.H.</i> (D073635) and <i>In re. J.Y.</i> (C082548), and Make Any Other Technical Amendments as Appropriate</p>	<p>Priority: 1a</p>
<p>Project Summary: While implementing AB 3176 above, the Forum will also incorporate amendments and revisions to ICWA rules and forms required by the Court of Appeal decision in <i>In re. E.H.</i> suggested that the ICWA-030 should be revised to conform with requirements to include all available lineal descendancy information relevant to the possible Indian status of a child. The decision in <i>In re. J.Y.</i> finds that California Rule of Court, rule 5.725(e) implementing Tribal Customary Adoption is inconsistent with statute and suggests the Judicial Council amend it. Finally, additional technical revisions to ICWA rules and forms that have been suggested by users, courts, and others since a comprehensive revision of these rules and forms was last undertaken in 2006.</p> <p>Status/Timeline: The Forum will work with staff and other relevant committees to make recommendations for rules and forms revisions to the Judicial Council during the Spring RUPRO cycle for an effective date of January 2020.</p> <p>Fiscal Impact/Resources: CFCC staff.</p> <p>Internal/External Stakeholders: California Department of Social Services, tribal governments and entities, and other child welfare practitioners.</p> <p>AC Collaboration: Family and Juvenile Law Advisory Committee and the Probate and Mental Health Advisory Committee, with respect to recommendations that impact the work of those bodies.</p>		
3.	<p>Project Title: Explore Feasibility of a Legislative Proposal to Authorize and Facilitate Remote Appearances by Tribes in Cases Governed by the <i>Indian Child Welfare Act</i></p>	<p>Priority: 2</p>
<p>Project Summary: Federal regulations governing ICWA adopted in 2016 stipulate that if possible, state courts should allow alternative methods of participation in cases involving an Indian child, such as participation by telephone, videoconferencing or other methods.⁵ In addition, the California ICWA Compliance Taskforce Report commented that court and agency failure “...to allow tribes to participate remotely in court proceedings denies tribes the ability to participate and exercise their rights under the Cal-ICWA.”⁶</p>		

⁵ See 25 C.F.R. §23.133.

⁶ See California ICWA Compliance Taskforce Report [at page 40 \(side note\)](#).

#	New or One-Time Projects ³
	<p><i>Status/Timeline:</i> The Forum will work with staff and other relevant committees and staff of the Office of Governmental Affairs to potentially make recommendations for legislation for the 2020 session.</p> <p><i>Fiscal Impact/Resources:</i> CFCC, Governmental Affairs, and Legal Services staff.</p> <p><i>Internal/External Stakeholders:</i> External stakeholders include the California Department of Social Services, the Legislature and the California Tribal Families Coalition.</p> <p><i>AC Collaboration:</i> Family and Juvenile Law Advisory Committee and the Probate and Mental Health Advisory Committee, with respect to recommendations that impact the work of those bodies.</p>

#	Ongoing Projects and Activities ³	
1.	Project Title: Review and Respond to California ICWA Compliance Task Force Report and Recommendations	Priority 2
<p>Project Summary: In March of 2017, the California ICWA Compliance Task Force presented its report to California Attorney General Xavier Becerra⁷. The report includes issues and recommendations related to compliance with the Indian Child Welfare Act in California. Several of the findings and recommendations relate to the work of the judicial branch. These recommendations include:</p> <ul style="list-style-type: none"> • Mandating increased ICWA training for bench officers, attorneys and Court Appointed Special Advocates (CASA);⁸ • Support the development and implementation of consolidated ICWA courts or calendars and joint jurisdiction courts;⁹ • Facilitate remote appearances by tribes in ICWA cases; • Addressing challenges of out-of-state tribes and their members located in California in ICWA cases; • Seek funding for appointed counsel for tribes in ICWA cases; and • Ensure that tribes get access to all paperwork, pleadings and minutes on the same basis as other parties. <p>Status/Timeline: Continue to work on implementing recommendations from the California ICWA Compliance Task Force report as feasible.</p> <p>Fiscal Impact/Resources: CFCC, CJER, Governmental Affairs, and Legal Services staff.</p> <p>Internal/External Stakeholders: External stakeholders include the California Department of Social Services, the California Attorney General’s Office, and the California Tribal Families Coalition.</p> <p>AC Collaboration: Family and Juvenile Law Advisory Committee, Probate and Mental Health Advisory Committee, and the Center for Judicial Education and Research Advisory Committee, with respect to recommendations that impact the work of those bodies.</p>		

⁷ Available at <https://www.caltribalfamilies.org/news/ICWAComplianceTaskForceFinalReport2017.pdf/view>

⁸ See recommendations 6 and 7 of the California ICWA Compliance Taskforce Report.

⁹ Recommendations 16 and 17.

#	Ongoing Projects and Activities³	
2.	<p>Project Title: Develop a Legislative Proposal to Facilitate Recognition of Tribal Court Orders Regarding the Division of Marital Assets as “Qualified Domestic Relations Order” Within the Meaning of 29 USC §1056(d)(3)(B) to Divide Pensions and Other Benefits Within the Scope of the Employee Retirement Income Security Act (ERISA) and Other Pension Plans.</p>	<i>Priority 2b</i>
<p>Project Summary: As part of its charge under Rule 10.60(b)(2) the Forum is to make recommendations relating to the recognition and enforcement of court orders that cross jurisdictional lines. Domestic relations is an area where tribal courts in California are increasingly exercising jurisdiction. The effectiveness of these orders is undermined when they are not fully recognized and enforced. Tribal courts report that some of their clients are having difficulty having division of marital assets orders issued with respect to pension benefits subject to ERISA recognized by plan administrators. As part of its statute governing the recognition and enforcement of foreign money judgements, Oregon has adopted a provision to recognize qualifying tribal court orders as domestic relations orders for ERISA purposes. The Judicial Council sponsored legislation in 2014 to establish the Tribal Court Civil Money Judgement Act (Code of Civ. Proc. §§1730-1742). A provision could be added, like the Oregon provision, to clarify that qualifying tribal court orders must be considered as domestic relations orders for ERISA purposes under California law.</p> <p>Status/Timeline: Subject to approval by Judicial Council and Legislature: likely effective date would be January 1, 2021.</p> <p>Fiscal Impact/Resources: CFCC, CJER, and Legal Services staff.</p> <p>Internal/External Stakeholders: External stakeholders could potentially include members of the family law bar and pension plan administrators.</p> <p>AC Collaboration: Family and Juvenile Law Advisory Committee.</p>		
3.	<p>Project Title: Policy Recommendations: Judge to Judge Communication Between State and Tribal Court Judges</p>	<i>Priority 2</i>
<p>Project Summary: As part of the Forum’s charge under rule 10.60(1) and (2), the Forum considers whether, in different case types, it is necessary and appropriate to facilitate judge to judge communication between state and tribal courts to promote the recognition and enforcement of orders across jurisdictional lines. Provision for such communication is included in California Code of Civil Procedure section 1740 and in Family Code section 3410. As tribal courts in California expand their activities, it may be appropriate to include such provisions in relation to other case types.</p>		

#	Ongoing Projects and Activities³	
	<p><i>Status/Timeline:</i> Ongoing.</p> <p><i>Fiscal Impact/Resources:</i> CFCC staff.</p> <p><i>Internal/External Stakeholders:</i> None.</p> <p><i>AC Collaboration:</i> None.</p>	
4.	<p>Project Title: Policy Recommendations: Legislation to Improve the Recognition and Enforcement of Tribal Court) Orders</p>	<p>Priority 2</p>
	<p>Project Summary: As part of its mandate under rule 10.60(b)(2) to make recommendations relating to the recognition and enforcement of court orders that cross jurisdictional lines, the Forum continuously looks for areas where legislative action would be appropriate. In the past the Forum has partnered with the Civil and Small Claims Advisory Committee to recommend legislation (SB 406) which established the Tribal Court Civil Money Judgement Act (Code of Civ. Proc. §§1730-1742). As originally passed, that Act was to sunset on January 1, 2018. During 2017 the Forum worked with staff of the Judicial Council’s Governmental Affairs to provide information to the California Law Revision Commission studying the effect of the Act and other statutes governing recognition and enforcement of foreign orders. Legislation was finalized that lifted the sunset.</p> <p>This coming year the Forum will further this objective through item 2 in ongoing projects above. Work with the Traffic Advisory Committee to determine if it would be feasible to create a proposal to improve the recognition and enforcement of tribal court traffic orders issued by tribal courts related to impaired and dangerous driving is currently on hold as the Traffic Advisory Committee focuses on the recommendations from the Future’s Commission report.</p> <p><i>Status/Timeline:</i> Ongoing. This was not advanced this current year as the Traffic Advisory Committee was prioritizing other work. The Forum will continue to consider whether it is feasible to advance this initiative.</p> <p><i>Fiscal Impact/Resources:</i> CFCC and Governmental Affairs staff.</p> <p><i>Internal/External Stakeholders:</i> None.</p> <p><i>AC Collaboration:</i> Traffic Advisory Committee.</p>	

#	Ongoing Projects and Activities³	
5.	Project Title: Policy Recommendations: Ethics	Priority 2
<p>Project Summary⁵: State and tribal court judges may sit on each other’s benches and hear cases in the other jurisdiction through a joint-jurisdiction court or on an ad hoc or ongoing basis. The Forum will continue to work with the California Supreme Court’s Advisory Committee on the Code of Judicial Ethics and make recommendations and request advisory opinions or amendments to the canons as appropriate and necessary to facilitate such collaborations.</p> <p>Status/Timeline: Ongoing.</p> <p>Fiscal Impact/Resources: CFCC staff.</p> <p>Internal/External Stakeholders: None.</p> <p>AC Collaboration: Advisory Committee on the Code of Judicial Ethics.</p>		
6.	Project Title: Policy Recommendation: Tribal Access to the Child Abuse Central Index	Priority 2
<p>Project Summary⁵: The Tribal Access to the Child Abuse Central Index (Index) is used to aid law enforcement investigations and prosecutions, and to provide notification of new child abuse investigation reports involving the same suspects and/or victims. Information is also used to help screen applicants for licensing or employment in child care facilities, foster homes, and adoptive homes. The purpose of allowing access to this information on a statewide basis is to quickly provide authorized agencies, including tribal agencies, with relevant information regarding individuals with a known or suspected history of abuse or neglect.</p> <p>While tribal agencies can obtain information from the Index, they cannot readily submit information to the Index.</p> <p>This practice poses several problems:</p> <ol style="list-style-type: none"> (1) Suspected or known abusers may remain in the home of a child posing safety risks; (2) Unnecessary duplication of effort by agencies; (3) Delays in entry into the Index due to double investigations; and (4) Barriers to sharing information among tribal and nontribal agencies that should be working together to protect children. The forum will explore consulting with the Department of Justice to consider executive branch action to permit tribal access to the Index. <p>Status/Timeline: Ongoing.</p>		

#	Ongoing Projects and Activities³	
	<p><i>Fiscal Impact/Resources:</i> CFCC staff.</p> <p><i>Internal/External Stakeholders:</i> California Department of Justice.</p> <p><i>AC Collaboration:</i> Family and Juvenile Law Advisory Committee.</p>	
7.	Project Title: Policy Recommendation: Technological Initiatives	Priority 2
	<p>Project Summary:</p> <p>(A) Both federal and state law require mutual full faith and credit for domestic violence restraining orders issued by tribal and state courts. A crucial aspect of promoting the mutual recognition and enforcement of such court orders is facilitating knowledge between state and tribal courts as to the protective orders issued by their respective courts. The Forum and staff have worked to provide tribal courts with the ability to read orders contained in the California Courts Protective Order Registry (CCPOR) and to facilitate entry of appropriate orders issued by tribal courts into CCPOR.</p> <p><i>Status/Timeline:</i> In 2018 tribal courts were invited to and participated in the CCPOR user forum.</p> <p><i>Fiscal Impact/Resources:</i> CFCC, CJER, and Information Technology (IT) staff.</p> <p><i>Internal/External Stakeholders:</i> External stakeholders include tribal courts.</p> <p><i>AC Collaboration:</i> None.</p>	
	<p>(B) Since its inception, the Forum has been exploring ways to improve and simplify the process of doing inquiry and providing notice in cases governed by the Indian Child Welfare Act (ICWA). The Forum will continue to explore these opportunities, including whether document assembly programs might be helpful in reducing the time required and errors in ICWA inquiry and populating forms with the information gathered. The Forum will also monitor any ongoing e-notice pilot programs or other technological advances in other jurisdictions and make recommendations to the Judicial Council on replicating those in California.</p> <p><i>Status/Timeline:</i> This is an ongoing Forum charge.</p> <p><i>Fiscal Impact/Resources:</i> IT and CFCC staff with document assembly expertise.</p> <p><i>Internal/External Stakeholders:</i> None.</p>	

#	Ongoing Projects and Activities³	
	<i>AC Collaboration:</i> None.	
8.	<i>Project Title: Policy Recommendation: Funding for Innovative Practices and System Improvements</i>	<i>Priority 2</i>
<p><i>Project Summary:</i> The Forum seeks to support innovative practices and system improvements including seeking funding for such initiatives as a pilot program to facilitate tribal participation and improve outcomes in ICWA cases by providing appointed counsel for tribes in these cases.</p> <p><i>Status/Timeline:</i> In 2017 the Judicial Council submitted a federal grant application which would have provided inter alia funding for a pilot project to provide appointed counsel to tribes in ICWA cases. The Forum and Tribal/State Programs Unit staff will continue to seek out available funding.</p> <p><i>Fiscal Impact/Resources:</i> CFCC staff.</p> <p><i>Internal/External Stakeholders:</i> None.</p> <p><i>AC Collaboration:</i> None.</p>		
9.	<i>Project Title: Increase Tribal/State Partnerships: Sharing Resources and Communicating Information About Partnerships</i>	<i>Priority 2</i>
<p><i>Project Summary:</i> One of the guiding principles of the Forum is to improve access to justice by providing tribal and state courts access to resources for capacity building and collaboration on an equal basis, sharing resources, and seeking out additional resources.</p> <ol style="list-style-type: none"> 1. Identify Judicial Council and other resources that may be appropriate to share with tribal courts. 2. Identify tribal justice resources that may be appropriate to share with state courts. 3. Identify grants for tribal/state court collaboration. 4. Share resources and information about partnerships through Forum E-Update, a monthly electronic newsletter. 5. Publicize these partnerships at conferences, on the Innovation Knowledge Center (IKC), and at other in-person or online venues. 6. Disseminate information to tribal court judges and state court judges monthly through the Forum E-Update, a monthly electronic newsletter with information on the following: <ul style="list-style-type: none"> ○ Grant opportunities; ○ Publications; 		

#	Ongoing Projects and Activities³	
	<ul style="list-style-type: none"> ○ News stories; and ○ Educational events. <p>7. Foster tribal court/state court partnerships, such as the Superior Court of Los Angeles County’s Indian Child Welfare Act Roundtable and the Bay Area Collaborative of American Indian Resources—court-coordinated community response to ICWA cases in urban areas and the providing technical assistance to the joint-jurisdiction collaborations between the Yurok Tribe and the Superior Court of California, County of Humboldt and the Shingle Springs Band of Miwok Indians and the Superior Court of California, County of El Dorado.</p> <p>Status/Timeline: Ongoing. During this year two tribal court systems were provided with access to unlocked Judicial Council Juvenile, Family, Probate and Domestic Violence forms that the staff of the court systems adapted for their use.</p> <p>Fiscal Impact/Resources: CFCC staff.</p> <p>Internal/External Stakeholders: None.</p> <p>AC Collaboration: None.</p>	
10.	Project Title: Increase Tribal/State Partnerships: Tribal/State Collaborations that Increase Resources for Courts	Priority 2
	<p>Project Summary: A primary goal of the Forum is to improve relationships between state and tribal courts and foster collaboration between those courts. There are currently two active joint-jurisdiction projects ongoing between Forum member state and tribal courts – the Superior Court of California, County of El Dorado collaborative with the Shingle Springs Band of Miwok Indians Tribal Court and the Superior Court of California, County of Humboldt collaboration with the Yurok Tribal Court. The Forum will explore ways to assist courts that wish to expand their joint-jurisdiction programs to include veteran’s programs or other specialized focus areas. The Forum will explore ways to support and increase the numbers of joint jurisdiction courts and other innovative models such as regional ICWA courts and dedicated ICWA courts or calendars, including providing education, developing tools and resources and seeking opportunities for additional grant funding to support such courts.</p> <p>Status/Timeline: Ongoing. This year the JCC staff are supporting these collaborations by sharing resources and agreements and offering technical assistance on collaborations.</p>	

#	Ongoing Projects and Activities³	
	<p>Fiscal Impact/Resources: Collaboration and joint-jurisdiction courts should provide fiscal savings by improving the sharing of resources across jurisdictions. CFCC staff will continue to provide support to this project.</p> <p>Internal/External Stakeholders: External stakeholders include superior courts and tribal courts.</p> <p>AC Collaboration: None.</p>	
11.	<p>Project Title: Increase Tribal/State Partnerships: Education and Technical Assistance to Promote Partnerships and Understanding of Tribal Justice Systems</p>	<p><i>Priority 2</i></p>
	<p>Project Summary: The Forum will continue to develop educational events, resources and tools, and provide technical assistance to promote partnerships and understanding between state and tribal justice systems including:</p> <ol style="list-style-type: none"> 1. Make recommendation to Judicial Council staff to continue providing educational and technical assistance to local tribal and state courts to address domestic violence and child custody issues in Indian country. 2. Make recommendation to Judicial Council staff to provide technical assistance to evaluate the joint jurisdictional court and to courts wishing to replicate the model. 3. Make recommendation to the Judicial Council staff to continue developing civic learning opportunities for youth that exposes them to opportunities and careers in tribal and state courts. 4. Make recommendation to explore, at the option of tribes, opportunities for state and federal court judges to serve as a tribal court judge. 5. Collaborate with federal courts and federal justice partners on educational and other events related to justice and safety in tribal communities. 6. Develop and implement strategy to seek resources for tribal/state collaborations. 7. Continue to provide the State/Tribal Education, Partnerships, and Services (S.T.E.P.S.) to Justice—Domestic Violence and Child Welfare programs and provide local educational and technical assistance services. 8. Continue the first joint jurisdictional court in California. The Superior Court of El Dorado County, in partnership with the Shingle Springs Band of Miwok Indians, is operating a family wellness court and next year will provide technical assistance to evaluate the joint jurisdictional court. (See Court Manual). 9. Establish partnership between the Superior Court of Humboldt County and the Yurok Tribal Court to develop a civics learning opportunity for youth in the region. <p>Status/Timeline: Ongoing.</p>	

#	Ongoing Projects and Activities³	
	<p><i>Fiscal Impact/Resources:</i> CFCC and CJER staff.</p> <p><i>Internal/External Stakeholders:</i> None.</p> <p><i>AC Collaboration:</i> Center for Judicial Education and Research Advisory Committee.</p>	
12.	Project Title: Education: Judicial Education	Priority 2
	<p><i>Project Summary:</i> CJER toolkits, located on the Judicial Resources Network, will be updated to include federal Indian law. Develop 10-minute educational video to be posted online and shared statewide with justice partners. In collaboration with the CJER Curriculum Committees, consult on and participate in making recommendations to revise the CJER online toolkits so that they integrate resources and educational materials from the forum’s online federal Indian law toolkit. Forum judges are working together with committee representatives from the following curriculum committees: (1) Access, Ethics, and Fairness, (2) Civil, (3) Criminal, (4) Family, (5) Juvenile Dependency and Delinquency, and (6) Probate.</p> <p><i>Status/Timeline:</i> Ongoing. This past year Forum members and staff of the Tribal/State Programs Unit are collaborated with CJER to create a “Continuing the Dialogue” episode on the Indian Civil Rights Act of 1968 which was screened by CJER and is now available on the CJER and Tribal/State Programs webpages. In the upcoming year the focus will be on a toolkit on tribal issues in human trafficking cases.</p> <p><i>Fiscal Impact/Resources:</i> CFCC and CJER staff.</p> <p><i>Internal/External Stakeholders:</i> None.</p> <p><i>AC Collaboration:</i> Center for Judicial Education and Research Advisory Committee.</p>	
13.	Project Title: Education: Truth and Healing	Priority 2
	<p><i>Project Summary:</i> Consider collaboration among the three branches of state government in partnership with tribal governments to promote a truth and healing project that acknowledges California’s history, as described in Professor Benjamin Madley’s book, <i>An American Genocide: The United States and the California Indian Catastrophe</i>, with respect to indigenous peoples, fosters an understanding of our shared history, and lays a foundation for healing, which promotes a call to action.</p>	

#	Ongoing Projects and Activities³	
	<p>Status/Timeline: Ongoing. As a step towards the goal of Statewide Truth and Healing, Forum members and staff of the Tribal/State Programs Unit are participating in a civic engagement project in Humboldt County which will infuse curriculum with an understanding of local Indian history.</p> <p>Fiscal Impact/Resources: CFCC staff.</p> <p>Internal/External Stakeholders: External stakeholders include Tribal Governments and Humboldt County Civic Engagement Project.</p> <p>AC Collaboration: None.</p>	
14.	Project Title: Legislation	Priority 2⁴
	<p>Project Summary: Review and recommend positions on legislation related to tribal courts, tribal justice systems and the Indian Child Welfare Act.</p> <p>Status/Timeline: Ongoing</p> <p>Fiscal Impact/Resources: CFCC and Governmental Affairs staff.</p> <p>Internal/External Stakeholders: None.</p> <p>AC Collaboration: None</p>	

III. LIST OF 2018 PROJECT ACCOMPLISHMENTS

#	Project Highlights and Achievements
1.	<p>Education: Indian Civil Rights Act: Fifty Years Later (Video in the series: Continuing the Dialogue) Tribal/State Programs Unit staff collaborated with CJER staff on this video program featuring current and former Forum members. Attempting to impose certain constitutional restrictions and protections upon tribal governments and to guarantee Native Americans equal protection under the Bill of Rights, Congress passed the Indian Civil Rights Act. The history of the Act, the effects of the Act, and the state of tribal courts fifty years after enactment are discussed in this edition of the Continuing the Dialogue broadcast series. Chief Justice Abby Abinanti, Chief Judge Claudette White, Tribal Advisor to the Governor Cynthia Gomez (retired), and Professor Joseph Myers, moderated by Chief Judge Christine Williams, explore California tribal court issues and how they relate to and are intertwined with the work of the state’s judicial branch. The video is available here: http://www2.courtinfo.ca.gov/cjer/judicial/3422.htm</p>
2.	<p>Policy Recommendation: Rules and Forms – Revise Pro Hac Vice Requirements for Attorneys Representing Indian Tribes and Indian Parents in Indian Child Welfare Act Cases The Forum worked with the California State Bar and the California Supreme Court through the Spring 2018 RUPRO process to develop and vet amendments to California Rule of Court, rule 9.40 which governs out of state attorneys wishing the practice before California courts.</p>
3.	<p>Education: Joint Jurisdiction Courts Presentation at Collaborative Courts Conference The California Association of Collaborative Courts’ annual Conference took place in Sacramento September 12–14, 2018. For the first time ever, the conference featured a tribal track. Staff and Forum members worked to coordinate these sessions with the organizers. In addition, Forum Cochairs Presiding Justice Dennis M. Perluss and Chief Justice Abby Abinanti presented a session on the collaborative work of the Forum, and Forum members Chief Judge Christine Williams and Presiding Judge Suzanne Kingsbury participated in a presentation on their joint jurisdiction court. The documentary, Tribal Justice was screened and Forum members Chief Justice Abby Abinanti and Chief Judge Claudette White whose courts are featured in the documentary were in attendance and held a question and answer session after the screening.</p>