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## EXAMPLES OF CASE PLANS

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**Below we discuss examples of a Culturally Appropriate Case Plans for Indian Parents and Indian Children that identify appropriate Active Efforts: It is important to note that the case plans will vary depending on the resources in that specific community and need to be individualized for every participant. The following is an example based on the resources in the community of Sonoma County and illustrate how a case plan involving “active efforts” will look different that a case plan with no “active efforts”.**

Examples of Case Plans with NO Active Efforts:

- Case Findings sample language/No ICWA Findings language
  
- Actual Recommended Case Plan for Indian Mother/Indian Parent
  
- Actual Recommended Case Plan for Hispanic Father/Indian Parent
  
- Omitted Case Plan for 4 Indian Children

### **RECOMMENDED CASE FINDINGS:**

It is respectfully recommended that the allegations of the Petition dated September 16, 2009, on behalf of the child(ren), \_\_\_\_\_, be sustained;

That the child(ren) be found to come, by a preponderance of evidence, within the provisions of the Welfare and Institutions Code Section(s) 300 (\_\_,\_\_,\_\_);

That the child(ren) be declared a Dependent Child of the Juvenile Court with their care, custody, control and conduct under the supervision of the Human Service Department, Family Maintenance Program/Family Reunification Program, (identify one) or in the home of the mother/father/relative/appointed caregiver;

That the child(ren) \_\_\_\_ be detained in the \_\_\_\_ Foster Home or \_\_\_\_\_ home pending suitable placement;

That support for said child(ren) while suitably placed shall be paid for from Human Service Funds for Care of Court Dependents unless the minor becomes eligible for public aid;

That the Human Services Department may authorize such medical, surgical, or dental care for the child(ren) by licensed practitioners as may from time to time appear necessary.

**SUGGESTED SAMPLE CASE FINDINGS:** *(ICWA language included)*

It is respectfully recommended that the allegations of the Petition dated \_\_\_\_\_, on behalf of the child(ren), \_\_\_\_\_, be sustained;

That the child(ren) be found to come, by a preponderance of evidence, within the provisions of the Welfare and Institutions Code Section(s) 300 (\_\_\_\_,\_\_\_\_);

That the child(ren) be declared a Dependent Child of the Juvenile Court with their care, custody, control and conduct under the supervision of the Human Service Department, Family Maintenance Program/Family Reunification Program, (identify one) or in the home of the mother/father/

*Indian Custodian;*

*That the court declare that the Indian Child Welfare Act does apply with respect to \_\_\_\_\_ (Indian child(ren) named) as the paternal/maternal side of the family provided documentation/information of Indian heritage and that the minor(s) is/are enrolled/registered/pending/eligible for membership with the \_\_\_\_\_ and is/are declared (an) Indian child(ren) as defined for purposes of applicability of the Act;*

That the child(ren) \_\_\_\_ be detained in the \_\_\_\_ *(licensed FFA) Emergency Foster Home or Tribally-approved Emergency Home of the \_\_\_\_\_ Tribe pending additional or suitable long-term placement as consistent with all applicable laws;*

That support for said child(ren) while suitably placed shall be paid for from Human Service Funds for Care of Court Dependents unless the child(ren) become(s) eligible for public aid *or other support is made available through the tribe and caregiver(s);*

That the Human Services Department may authorize such medical, surgical, or dental care for the child(ren) by licensed practitioners as may from time to time appear necessary and appropriate.

{Note: this is only a small portion and only one sample of proposed language to be considered. Additional ICWA related finding language should be included, i.e. clear and convincing evidence, active efforts, expert witness, ICWA rights read and understood, etc.}

**NON ICWA COMPLIANT ACTUAL CASE PLAN FOR MOTHER** *(Enrolled Tribal Member):*

1. That the mother accept and act upon a referral to Mental Health for psychological services;

2. That the mother cooperate with the social worker, accepting and acting on all referrals for further services, meeting regularly and apprising the worker of any change in circumstances, housing, employment, therapy, etc.;
3. That the mother will consistently, appropriately and adequately parent children and know age appropriate expectations;
4. That the mother engage in and complete a psychological evaluation and follow through on any and all recommendations for further treatment;
5. That the mother obtain and maintain a stable and suitable residence for herself and her children;
6. That the mother participate in a parenting classes for age appropriate parenting classes for her children;
7. That the mother stay free from illegal drugs and show her ability to live free from drug dependency by complying with all required drug testing;
8. That the mother participate in a substance abuse assessment and follow through with all recommendations as deemed appropriate;
9. That the mother sign all consents for the release of information from all service providers (see example);

**NON ICWA COMPLIANT RECOMMENDED CASE PLAN FOR FATHER**

*(Hispanic Nationality)*

1. Same as mother's
2. " "
3. " "
4. " "
5. " "
6. " "
7. ' "
8. " "
9. " "

10. That the father follow all conditions of probation/parole conditions as evidenced by no further violations of probation.

**NON ICWA COMPLIANT RECOMMENDED CASE PLAN FOR CHILD(REN):**

*(4 Children, No Plan Submitted)*

- Recommended Case Plan for Mother
  
- Recommended Case Plan for Father
  
- Recommended Case Plan for Indian Children

**RECOMMENDED CASE PLAN FOR MS. TS:**

*(Enrolled Tribal Member with \_\_\_\_\_ Tribe):*

1. *That TS participate in a joint case planning meeting between social worker and Tribal representatives ( date ) in order to solicit and identify culturally-appropriate services available through extended family members, Indian service providers, the \_\_\_\_\_ Tribe, and any other Tribal programs pertinent to her mental, medical, and spiritual health needs;*
  
2. *That TS will call (designate by what date) to schedule an appointment for a mental health assessment from United Indian Health Services and follow through with the recommended treatment plan as provided in the assessment/intake evaluation;*
  
3. *That TS cooperate with the acting social worker by accepting and acting on all referrals for all services as identified, meeting regularly and apprising the social worker of any change in circumstances related but not limited to housing, employment, therapy, etc.;*
  
4. *That TS will discuss with the social worker what expectations are required of her in order to appropriately and adequately parent her children according to their individual ages and specific needs, if any;*
  
5. *That TS accept all referrals to seek housing with her Tribe's \_\_\_\_\_ Tribal Housing Program specialist or to Sonoma County Housing Authority in order to obtain a stable and safe residence for herself and her children;*
  
6. *That TS participate in parenting classes such as New Beginnings Indian Parenting series offered at Sonoma County Indian Health Project, Ribbons Tribal Parenting offered at*

\_\_\_\_\_ Rancheria, or Traditional Swaddling by \_\_\_\_\_ at Yurok Tribe and as deemed age appropriate for her children;

7. That TS agree to visit her children for three hour supervised visits one time a week monitored by social worker or Tribal representative until children are transitioned to unsupervised visits between the children and their mother;
8. That TS refrain from using any and all illegal drugs and alcohol and demonstrate her ability to live free from drug dependency by complying with all required and random drug testing as deemed necessary by the social worker or drug and alcohol counselors;
9. That TS participate in a culturally-appropriate alcohol and drug assessment offered at Sonoma County Indian Health Project Behavioral Health, \_\_\_\_\_ Tribal TANF Program, or \_\_\_\_\_ Tribe, or DAAC and follow through with all recommendations as referred for residential, drop-in, day-treatment, or aftercare services;
10. That TS sign all consents for the release of information in order to exchange and discuss any pertinent information with all service providers as identified in her service plan for herself and her children.

#### **RECOMMENDED CASE PLAN FOR MR. AP**

(Hispanic Nationality)

1. That AP be offered a culturally appropriate case plan as determined between the social worker and his children's ICWA Advocate/Tribal Representative;
2. That AP will follow through with a psychological evaluation at Southwest Clinica and follow through with the recommended treatment plan;
3. That AP discuss with the social worker what expectations are required of him in order to appropriately and adequately parent his children according to their individual ages and special needs;
4. That AP accept all referrals to seek housing with Sonoma County Housing Authority in order to obtain a stable and safe residence for himself and his children;
5. That AP participate in Indian parenting classes offered at Sonoma County Indian Health Project, Southwest Clinica or La Casa and as deemed age appropriate for his children;
6. That AP agree to visit his children for supervised visits one time a week monitored by social worker or Tribal representative until children are transitioned to unsupervised visits between the children and their father;

7. That AP participate in a culturally-appropriate alcohol and drug assessment offered at Southwest Clinica, Sonoma County Indian Health Project Behavioral Health, or Drug Abuse Alternatives Center (DAAC) and follow through with all recommendations as referred for residential, drop-in, day-treatment, or aftercare services;
8. That AP sign all consents for the release of information in order to exchange and discuss any pertinent information with all service providers as identified in his service plan for himself and his children.
9. That AP follow all conditions of probation/parole conditions as evidenced by no further violations of probation.

**RECOMMENDED CASE PLAN FOR CHILD(REN):**

Names and ages of all Indian children identified tribal affiliation:

1. That (Child's name) continue to be current on his/her medical and dental examinations and immunizations as patients at \_\_\_\_\_ Indian Health Services
2. That \_\_\_\_\_ continue to participate in mental health counseling with \_\_\_\_\_ Ph.D, a Native American therapist or \_\_\_\_\_ LCSW/MSW or \_\_\_\_\_ title, at \_\_\_\_\_ Indian Health Project, Inc.;
3. That \_\_\_\_\_ participate in age appropriate weekly cultural education projects and activities prepared, directed, and documented by her/his family; Tribal representatives and other Indian service providers for the \_\_\_\_\_ tribal children;
4. That \_\_\_\_\_ be allowed to continue to visit with their extended families at a minimum of \_\_\_\_\_ hour(s) a week according to the families and the children's respective schedules supervised and monitored by the \_\_\_\_\_ department or their ICWA Advocate and/or Tribal representative;
5. That \_\_\_\_\_ be allowed to participate in other identified cultural or religious ceremonies as identified by either family and according to the children's and families respective schedules.