



JUDICIAL COUNCIL  
OF CALIFORNIA

TRIBAL COURT-STATE COURT FORUM

[www.courts.ca.gov/forum.htm](http://www.courts.ca.gov/forum.htm)  
[forum@jud.ca.gov](mailto:forum@jud.ca.gov)

TRIBAL COURT-STATE COURT FORUM

**OPEN MEETING AGENDA**

Open to the Public (Cal. Rules of Court, rule 10.75(c)(1))

THIS MEETING IS BEING RECORDED

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**Date:** October 9, 2014  
**Time:** 12:15–12:45 p.m.  
**Location:** Conference Call  
**Public Call-In Number** 1-877-820-7831 and enter Passcode: 4133250

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Meeting materials will be posted on the advisory body web page on the California Courts website at least three business days before the meeting.

Agenda items are numbered for identification purposes only and will not necessarily be considered in the indicated order.

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**I. OPEN MEETING (CAL. RULES OF COURT, RULE 10.75(C)(1))**

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**Call to Order and Roll Call**

**Approval of Minutes**

Approve minutes of the August 21, 2014, Tribal Court–State Court Forum meeting.

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**II. PUBLIC COMMENT (CAL. RULES OF COURT, RULE 10.75(K)(2))**

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**Public Comment**

This meeting will be conducted by teleconference. As such, the public may only submit written comments for this meeting.

**Written Comment**

In accordance with California Rules of Court, rule 10.75(k)(1), written comments pertaining to any agenda item of a regularly noticed open meeting can be submitted up to one complete business day before the meeting. For this specific meeting, comments should be e-mailed to [forum@jud.ca.gov](mailto:forum@jud.ca.gov) or mailed or delivered to 455 Golden Gate Avenue, San Francisco, CA 94102, attention: Jennifer Walter. Only written comments received by 12:15 p.m. on October 8, 2014 will be provided to advisory body members.

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### III. DISCUSSION AND POSSIBLE ACTION ITEMS

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#### Item 1

##### Cochairs' Report

- [CJEO Informal Ethics Opinion](#)
- [Legislative Updates](#)

**SB 406: Tribal Court Civil Money Judgment Act**, which will simplify and clarify the process by which tribal court civil money judgments are recognized and enforced in California.

Chaptered as Stats. 2014, Ch. 243, effective January 1, 2015.

[http://www.leginfo.ca.gov/pub/13-14/bill/sen/sb\\_0401-0450/sb\\_406\\_bill\\_20140822\\_chaptered.pdf](http://www.leginfo.ca.gov/pub/13-14/bill/sen/sb_0401-0450/sb_406_bill_20140822_chaptered.pdf)

##### **SB 940 Uniform Adult Guardianship and Protective Proceedings**

**Jurisdiction Act (UAGPPJA) Proposed for California:** The California Judicial Council approved submission of comments to the California Law Revision Commission (CLRC) 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 in California. After the summer legislative recess, this bill will be heard by the Assembly and is currently on the consent calendar. The California Judicial Council supports this bill.

Chaptered as Stats. 2014, Ch. 553; some portions effective January 1, 2015 and others January 1, 2016.

[http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=201320140SB940](http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140SB940)

#### Item 2

##### **A Report on the World Indigenous Legal Conference "Past, Present, Future"**

The World Indigenous Legal Conference 2014 examines legal issues affecting Indigenous Peoples worldwide. In 2014 the annual National Indigenous Legal Conference was combined with the World Indigenous Legal Conference in Brisbane Australia. The conference addressed: indigenous knowledge: practice and research; human rights; indigenous women and children; economic independence; relationships to land; and criminal justice. Judge Sanchez and Judge Bird are organizing the next World Indigenous Legal Conference in 2016, which will take place in Syracuse, New York.

Presenters: Hon. Deborah Sanchez, Judge, Los Angeles Superior Court  
Hon. Peggy Bird, Chief Judge, Laguna Pueblo Court, Pueblo of Laguna

#### Item 3

##### **Inyo-Bishop Cross Cultural Exchange**

Presenter: Hon. William Kockenmeister, Chief Judge, Bishop Paiute Tribal Court

#### Item 4

##### **Indian Child Welfare Act Cases**

- [In re Abigail A., 226 Cal.App.4th 1450 \(2014\)](#) (rev. granted)

- [In re J.S. \(4th Appellate District, issued 9/11/14 and modified so as not to be unpublished 9/25/14\)](#)

Fourth District Court of Appeal, in an unpublished opinion, followed the Third District Court of Appeal case of Abbigail A, and held that the child did not fall within the Indian Child Welfare Act even though a great grandparent was an enrolled member and the tribe confirmed the child was eligible for membership.

Presenters: Hon. Jerilyn Borack, Judge, Sacramento Superior Court  
Ms. Jennifer Walter, Supervising Attorney, Tribal/State Programs of the  
Judicial Council's Center for Families, Children & the Courts

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**IV. ADJOURNMENT**

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**Adjourn**