

**6.75 Hours of Continuing Education Credit Approved for CJE, GALs, SWs, Court Admin
CLE Credit event code 255935: 6.75 total (5.25 standard and 1.5 elimination of bias)**

Minnesota Judicial Branch

Minnesota Department of Human Services

CJI

Children's Justice Initiative

Understanding and Applying ICWA: Purpose, Strategies, Practice, and Resources

Friday June 8, 2018

Hilton Garden Inn
Conference Center
4351 17th Ave. S.
Fargo, ND
Click [here](#) for directions

Faculty

Hon. Jamie Cork, District Court Judge, Dakota County
Hon. Jessica Ryan, Tribal Attorney; Chief Judge, Lower Sioux Indian Community
Maya Tester, Assistant Hennepin County Attorney
Hon. Korey Wahwassuck, District Court Judge, Itasca County

8:00 – 8:30	Registration and Networking (<i>coffee and soda provided</i>)
8:30 – 9:00 .50 Standard credit	Opening Ceremony, Introductions and Learning Objectives <ul style="list-style-type: none">• Recognize the historical, philosophical, and legal underpinnings of the ICWA• Understand your role in ensuring positive outcomes for Indian children, their families, and tribes• Understand how to apply the letter and spirit of ICWA, federal regulations, and MIFPA
9:00 – 9:45 .75 Elimination of bias	Historical and Cultural Perspectives Leading to the ICWA <ul style="list-style-type: none">• Myths and Realities• History of Federal Indian Policy: Dealing With the “Indian Problem”• Boarding Schools & Adoption Project: Policies and Practices Necessitating the ICWA
9:45 – 10:30 .75 Elimination of bias	Trauma: Historical, Personal, and Intergenerational <ul style="list-style-type: none">• Overview of Trauma• Disproportionality Then and Now• What Disproportionality Means for Indian Children
10:30 – 10:45	Break

10:45 – 12:00

1.25 Standard

Understanding and Applying the Requirements of ICWA, Regs, and MIFPA

- Congressional and State Legislative Findings and Goals
- Minnesota Tribal State Agreement (TSA)
- Definitions
- When ICWA Applies
- Exclusive and Concurrent Tribal Court and State Court Jurisdiction
- Transfer to Tribal Court
- Tribal Lineage Inquiry by Social Services Agency and Court

12:00 – 12:45

Lunch (provided by CJI)

12:45 – 2:30

1.75 Standard

Understanding and Applying the ICWA Requirements (*continued*)

- Notice of State Court Proceeding by Social Services Agency
- Notice of Hearings by Court Administration
- How to Contact a Tribe
- Intervention in State Court Proceedings
- Full Faith and Credit for Tribal Court Orders
- Standards of Proof and Required Evidence
- Emergency Removal Proceedings
- Improper Removal of Child
- Foster Care Proceedings

2:30 – 2:45

Break

2:45 – 4:30

1.75 Standard

Understanding and Applying the ICWA Requirements (*continued*)

- Active Efforts
- Qualified Expert Witnesses
- Placement Preferences
- Appointment of Counsel
- Voluntary Consent to Foster Care and TPR
- Petition to Invalidate Proceedings
- Maintaining and Accessing Records

4:30

Wrap Up and Adjourn

- Action Steps for your CJI Team
- Evaluation

Faculty and Planning Committee

Hon. Jamie Cork, District Court Judge, Dakota County

Hon. Anne McKeig, Associate Justice, Minnesota Supreme Court

Judith Nord, CJI Staff Attorney, State Court Administrator's Office

Hon. Jessica Ryan, Tribal Attorney; Chief Judge, Lower Sioux Indian Community

Shannon Smith, Executive Director, Indian Child Welfare Act Law Center

Maya Tester, Assistant Hennepin County Attorney

Hon. Corey Wahwassuck, District Court Judge, Itasca County

Victoria White, Child Welfare Training System, Minnesota Dept. of Human Services

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