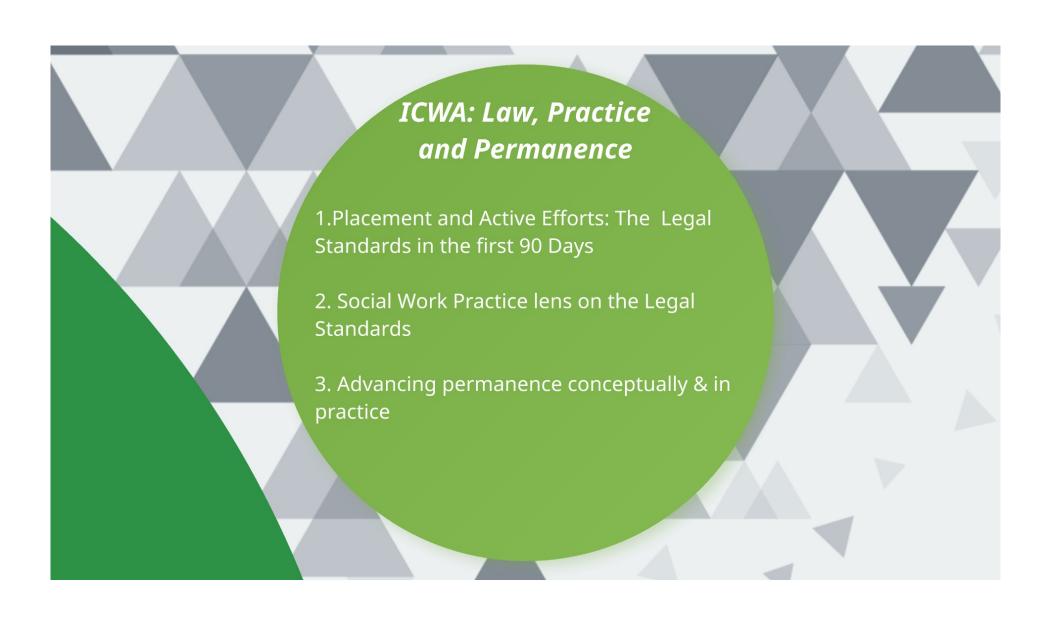


Permanency, in the context of this training means permanent connections for children and youth. This can be in the form of reunification or finding another permanent home and includes connections to the child's biological family, community, and culture. This training presents information, strategies, and concepts that, if pursued during the first 90 days of a child welfare case, may positively impact permanency efforts and outcomes.

Goals for this Webinar

Additional Concepts to Get Started

Let's see what we know...



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Permanency

"Permanency is not a philosophical process, a plan, or a foster care placement, nor is it...a relationship that lasts only until the child turns age 18. Permanence should bring physical, legal and emotional safety and security within the context of a family relationship and allow multiple relationships with a variety of caring adults." --Gerald P. Mallon, D.S.W., at The Hunter College of Social Work, New York.

Beyond 18...



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Let's see what we know...

To understand where we are we going, we have been...



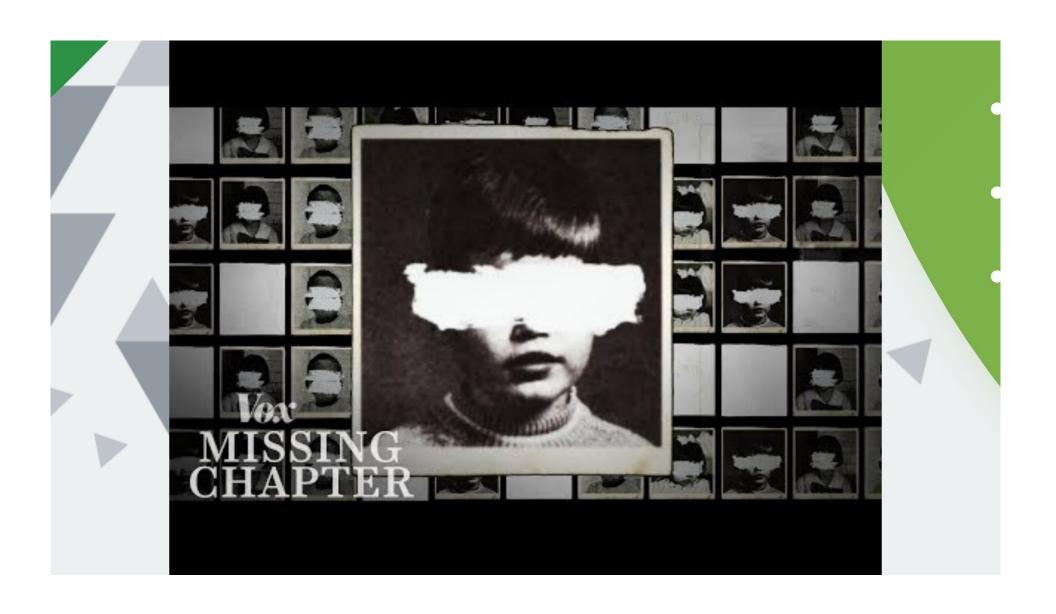
- 1979 BIA Guidelines promulgated
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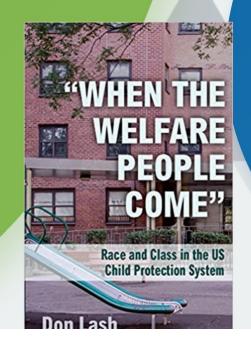










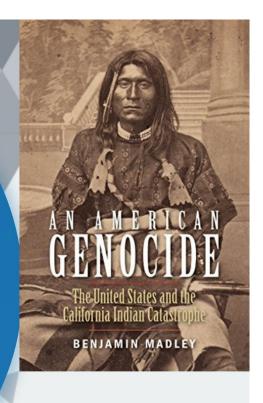


In the late 70's Congress heard:
Removal rate of approximately 25-35% for Indian children and the devastating outcomes for removed children - human rights issue

The Congressional history states "[t]he wholesale separation of Indian children from their families is perhaps the most tragic and destructive aspect of American Indian life today."



Different laws for Indian Children=ICWA, assed October 1978 at a **remedial** statute



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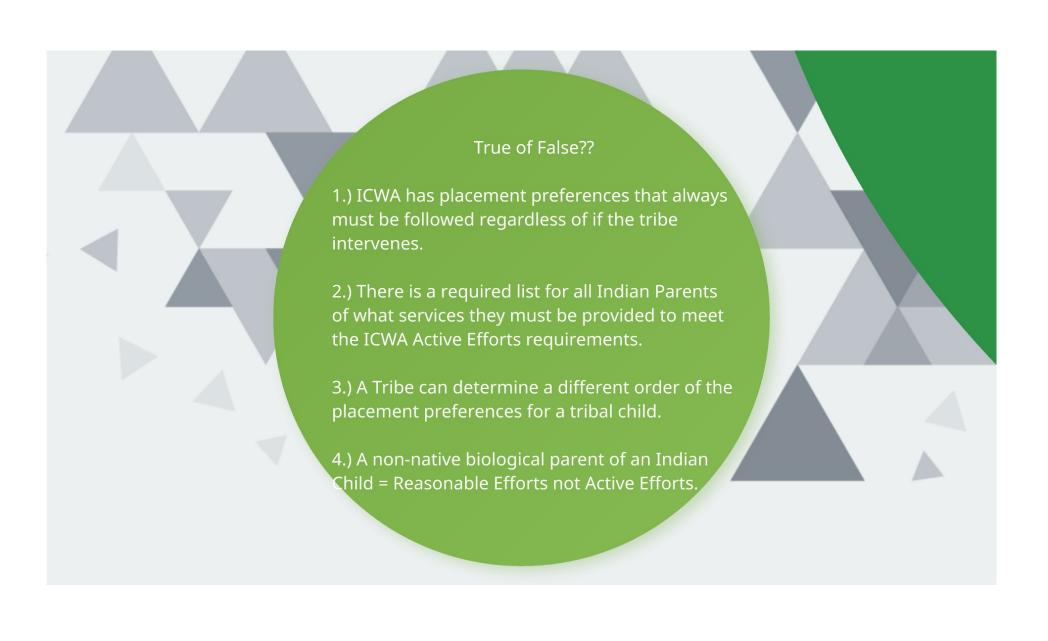


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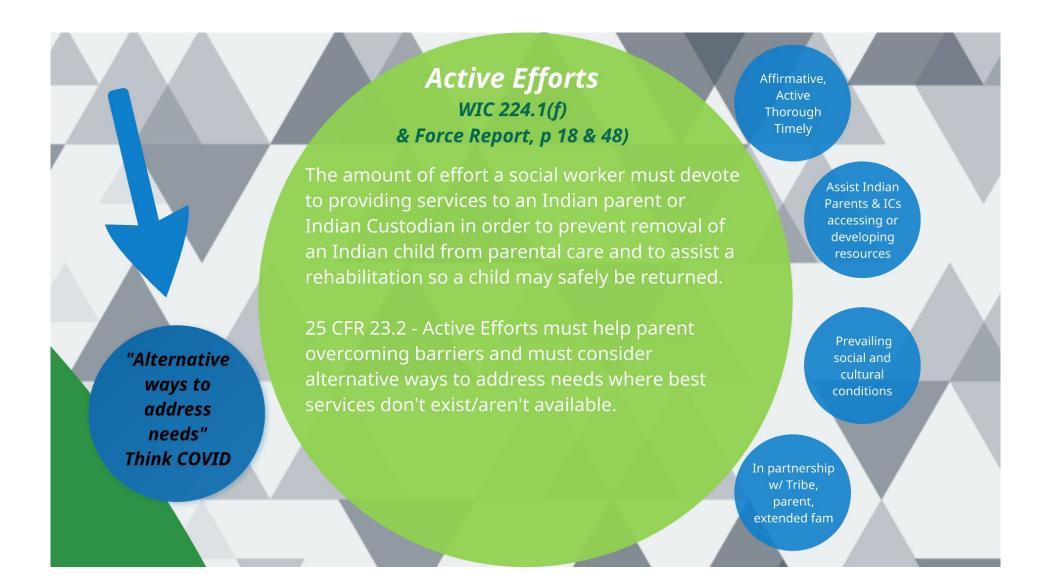
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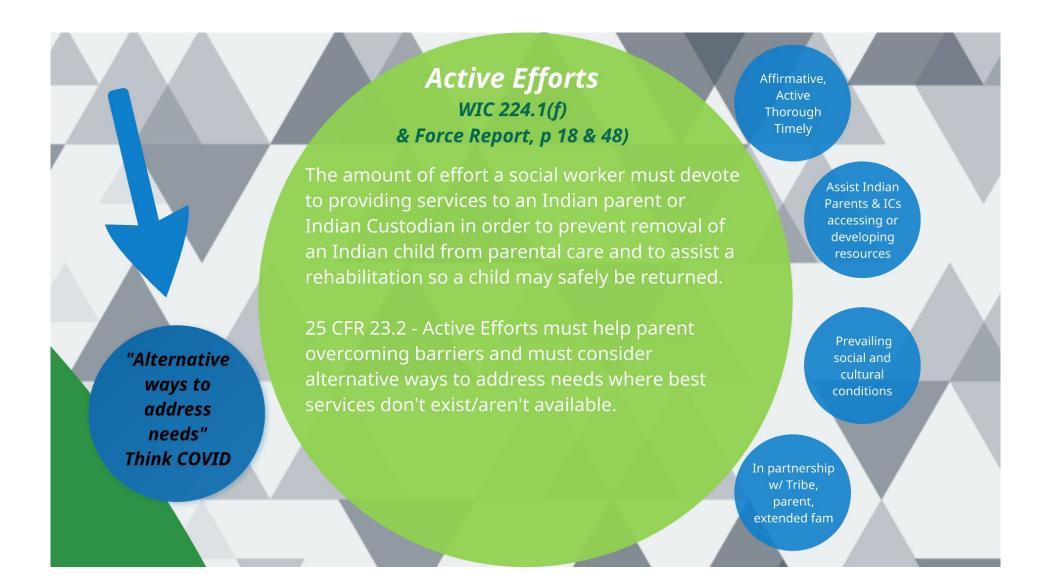
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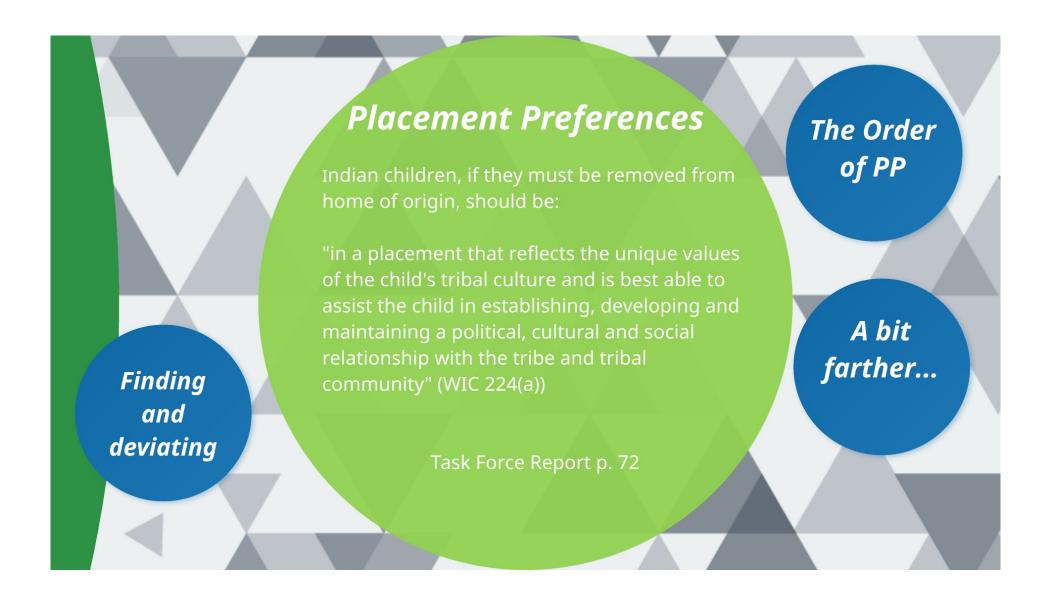












The Order...

- A.) For less than adoption (FC, G'ship)
 - 1. Member of Extended Family
 - 2. Foster home licensed, approved OR specified by the Tribe.
 - 3. An Indian Foster Home licensed by a non-Indian authority
 - 4. Institution approved or operated by Indian org that has program suitable to the child's needs.
- B.) For Adoption
 - 1. Member of Extended Family
 - 2. Other members of the Child's Tribe
 - 3. Another Indian family

For both types the Tribe can establish a different order by Resolution, which must be followed as long as least restrictive setting.

"Types" of home placements

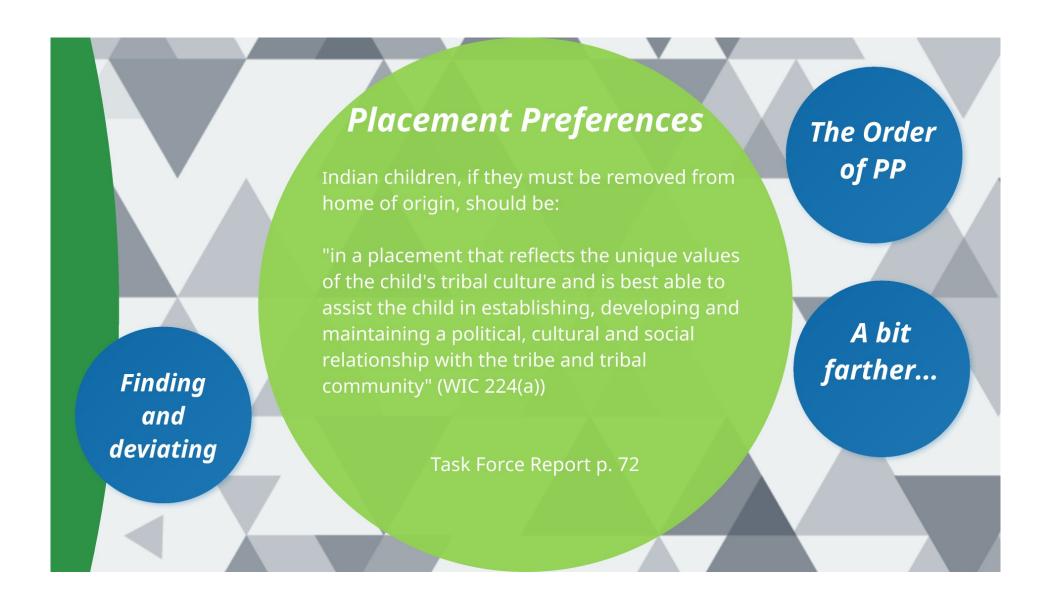


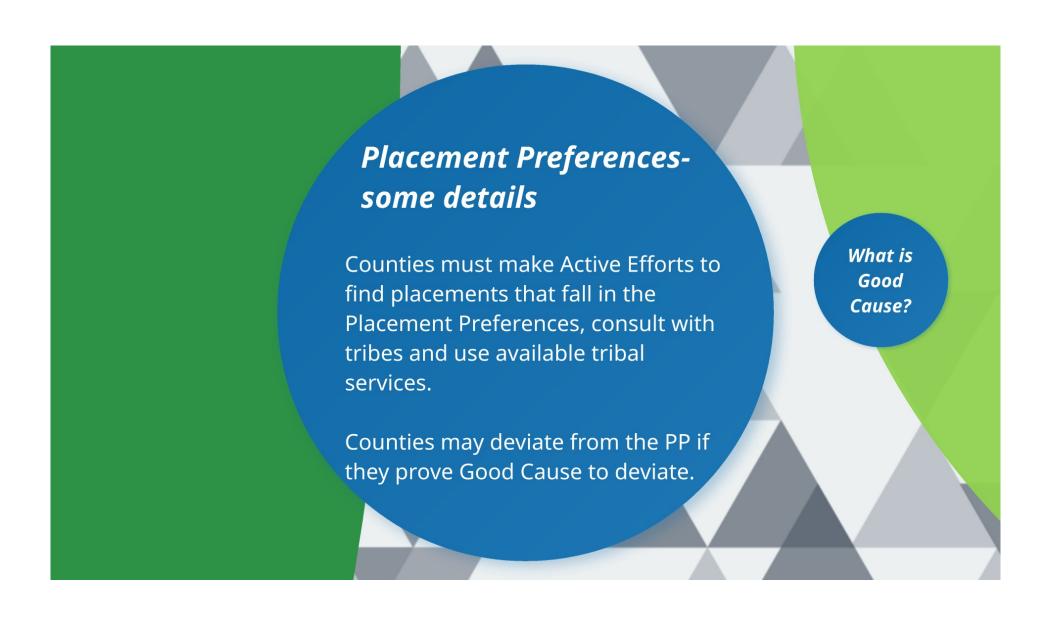
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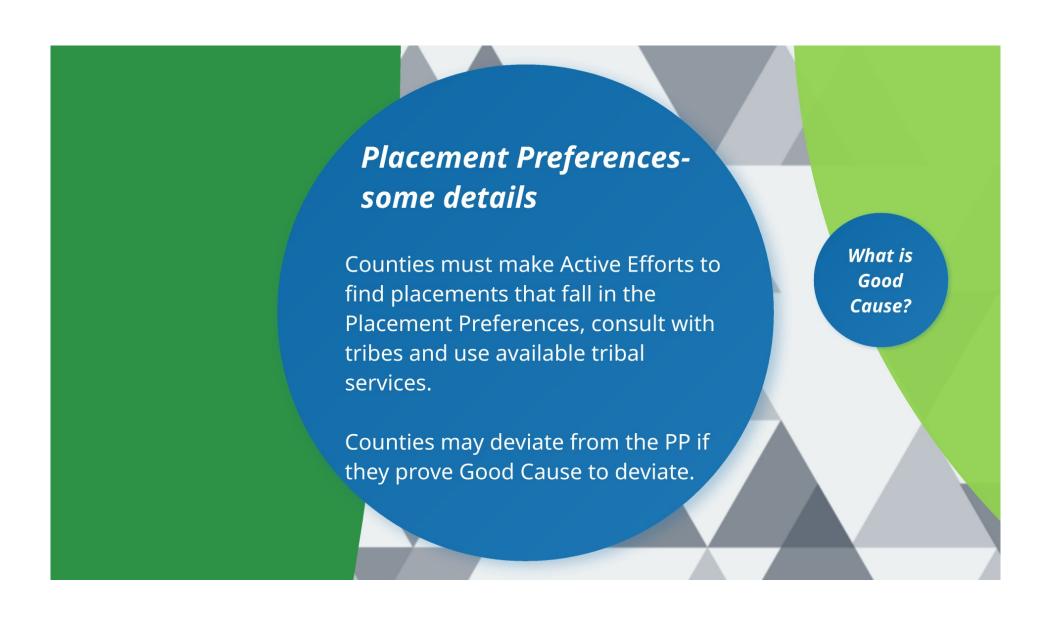


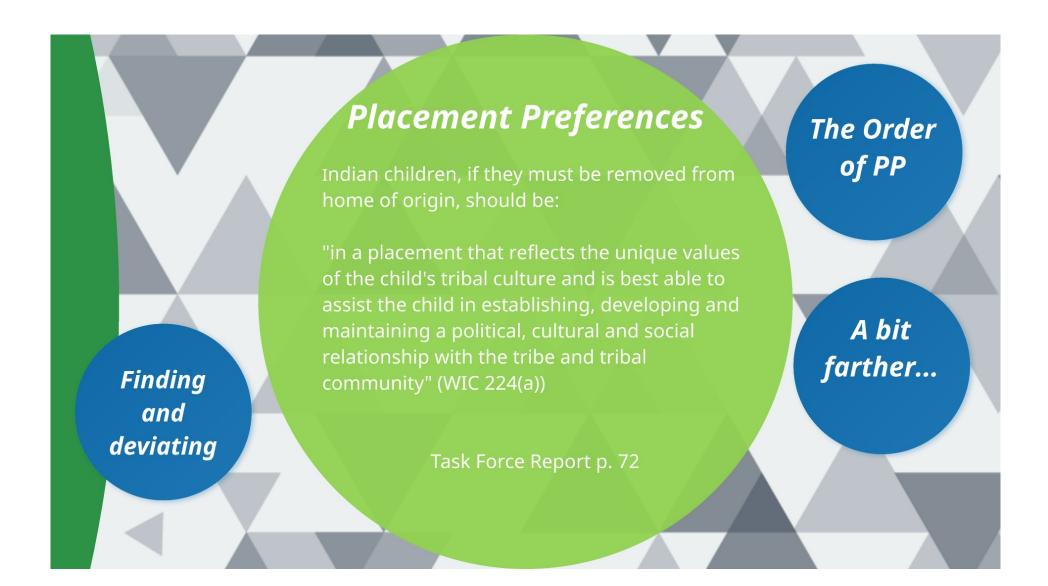
Good Cause deviations

The court may deviate from the placement preferences based on:

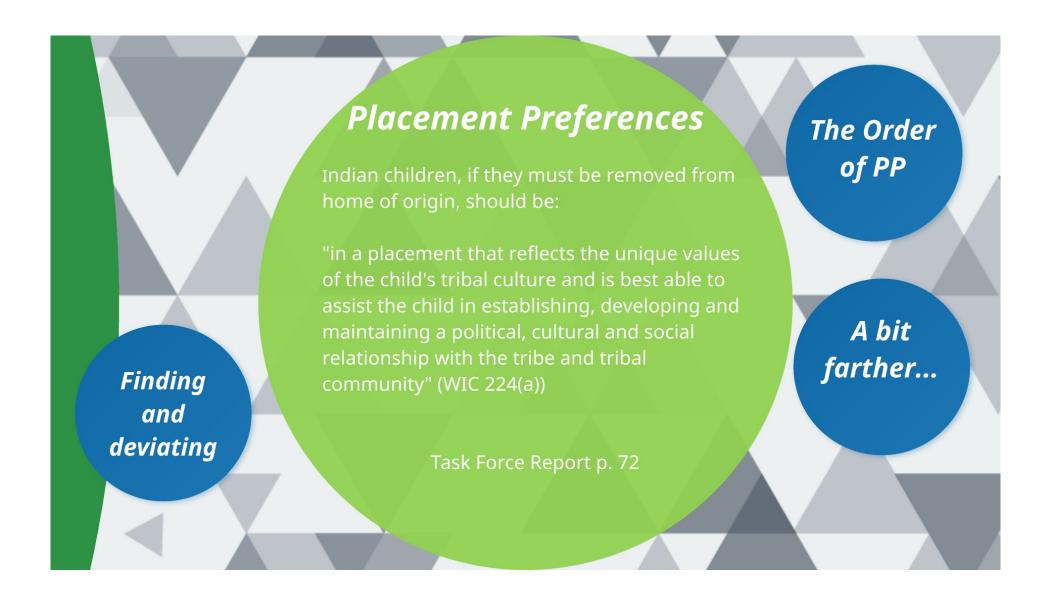
- 1. The request of Indian child's parents.
- 2. The request of the child, if the child has capacity.
- 3. Protecting sibling attachment.
- 4. The extraordinary physical, mental, or emotional needs of the Indian child.
- 5. The unavailability of a suitable placement after a diligent search and none has been located.

A placement shall not depart from the preferences based solely on ordinary bonding/attachment that flowed from time spent in a non-preferred placement

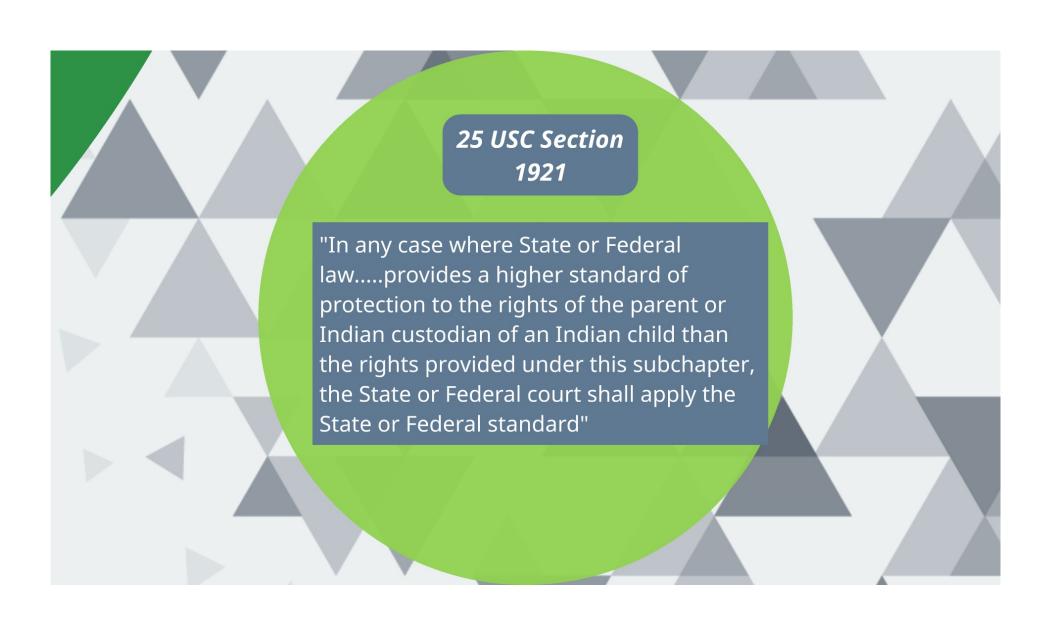










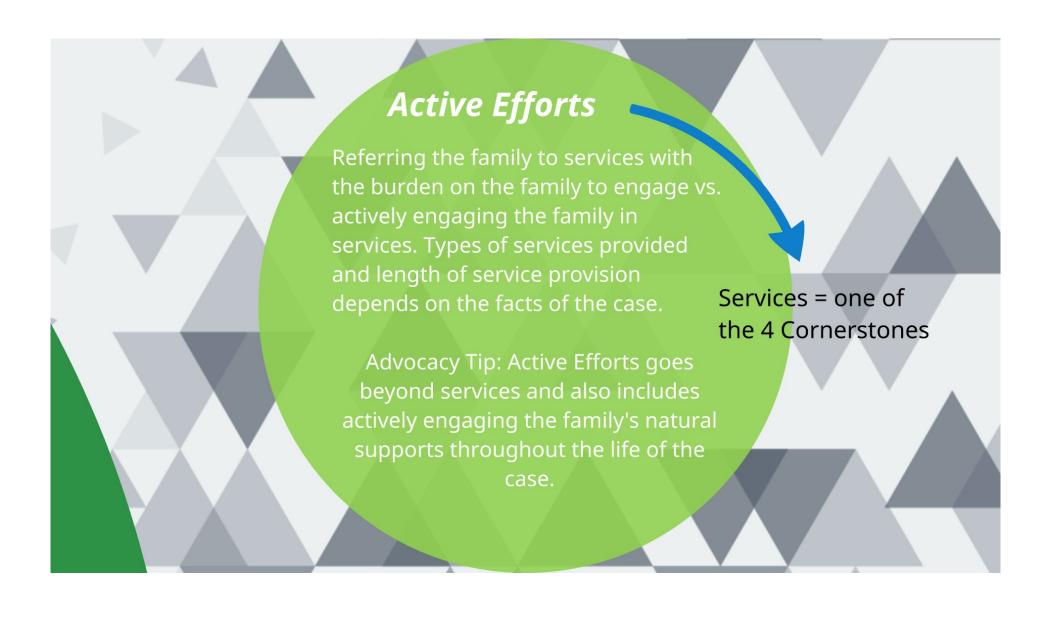




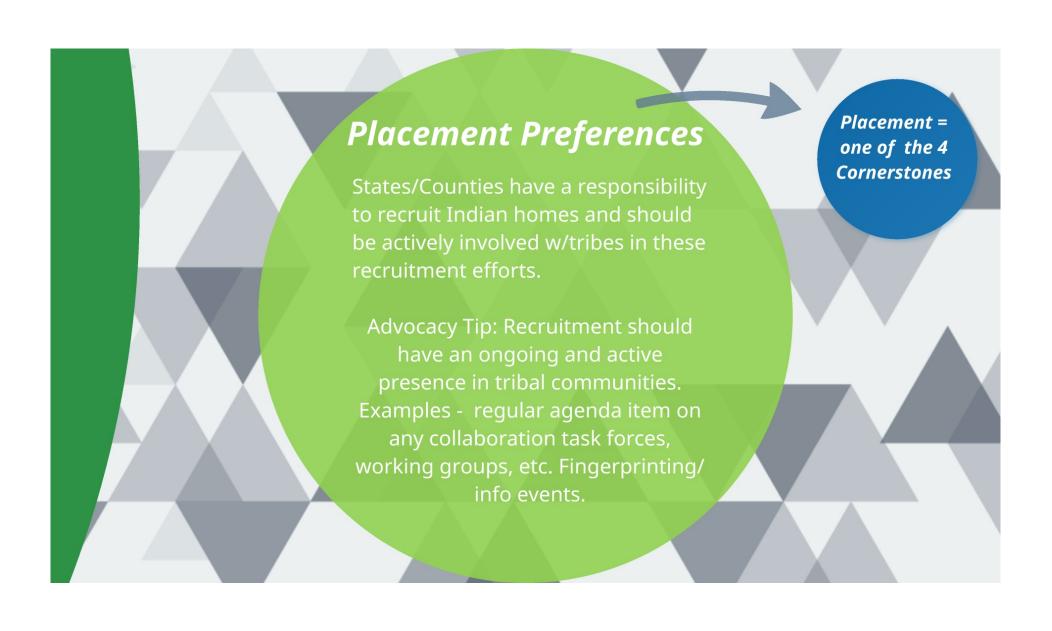




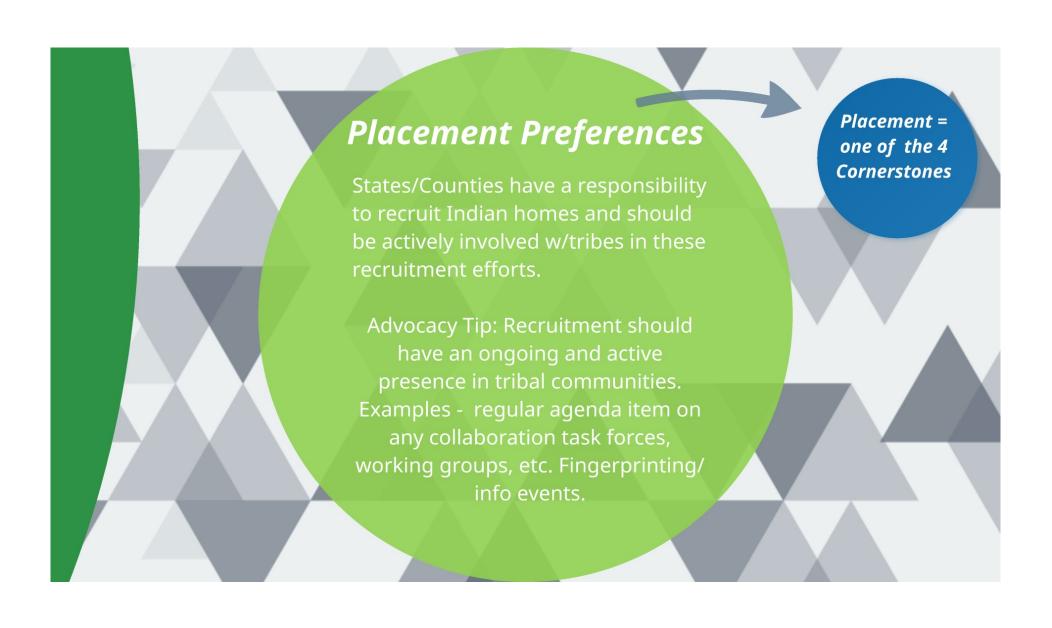














Family Finding Active Efforts

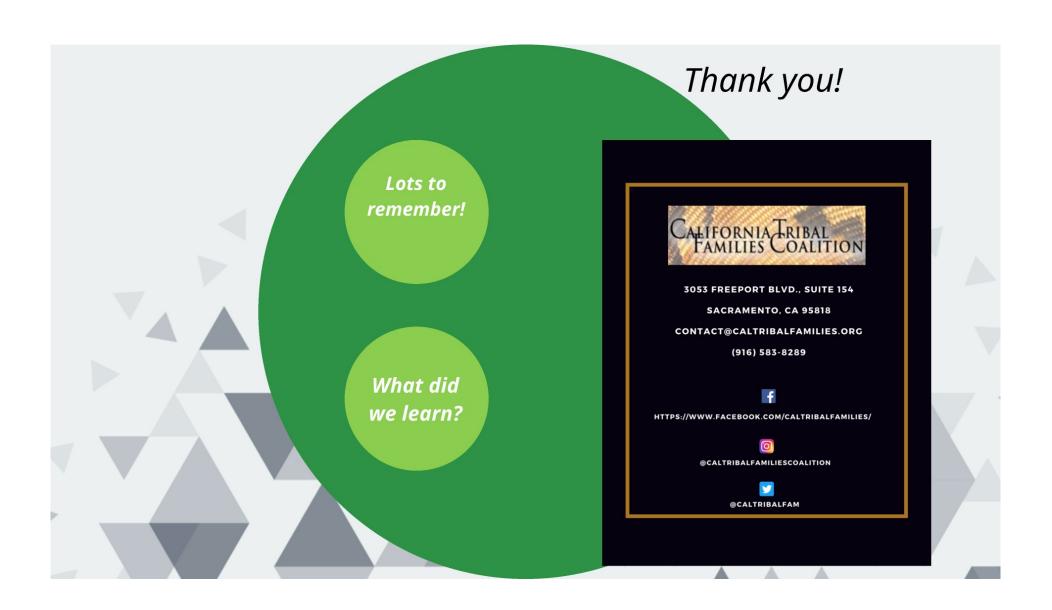
County worker should perform and thoroughly document a diligent search to comply with ICWA's placement preferences. This should include, at a minimum:

- · Contact with tribe's social service program/designee
- · Contact the child's extended family
- Contact with other tribes and Native organizations with available placement resources
- Search of state and county lists of foster homes

Note: ICWA placement preferences apply regardless of whether the child's tribe intervenes in the case or whether the child's tribe can identify a preferred placement home.

ACL 18-42





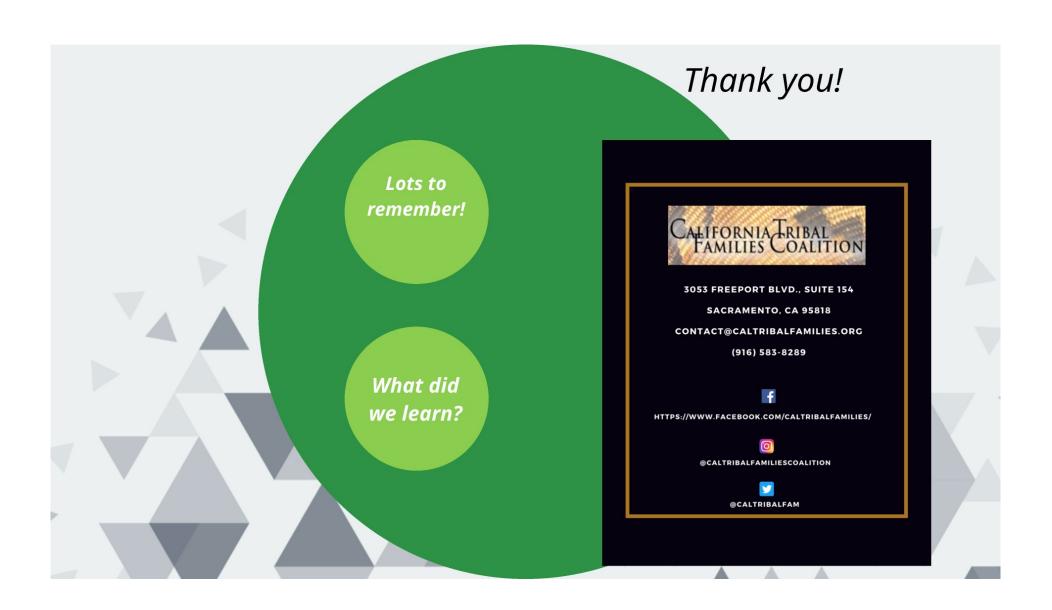
That's a whole lot of information....

There are many excellent resources out there that help navigate the Minimum Federal Standards and California State law. You do not have to memorize! For example, the Judicial Council of California has a 4 page summary. Caution: Always be sure the resources are up to date!

ACL 19-71: Tribally Approved Homes

ACL 18-42: Family Finding and Engagement

Resource Family Approval Written Directives 7.0: https://advokids.org/resource-family-approval-rfa-program/v7-rfa-wd_1-13-21-final/



Let's test ourselves...

- 1.) ICWA has placement preferences that must be followed regardless of if the tribe intervenes. **TRUE**
- 2.) There is a required list for all Indian Parents of what services they must be provided to meet the ICWA Active Efforts requirements. **FALSE**
- 3.) A Tribe can designate a different order of placement preferences for a tribal child. **TRUE**
- 4.) A non-native biological parent of an Indian child gets Reasonable Services not Active Efforts. **FALSE**

Reflection: What does being an ICWA champion and ally mean to you??

