



JUDICIAL COUNCIL
OF CALIFORNIA

TRIBAL COURT-STATE COURT FORUM

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TRIBAL COURT-STATE COURT FORUM

MINUTES OF OPEN MEETING

October 19, 2022
9:30 a.m. - 4:00 p.m.

Advisory Body Members Present: *Hon. Abby Abinanti, Co-chair, Hon. Joyce Hinrichs, Co-chair, Hon. April Attebury, Hon. Richard Blake, Hon. Ana España, Hon. Tara Flanagan, Mr. Christopher Haug, Hon. Winston Keh, Hon. Lawrence King, Hon. Patricia Lenzi, Hon. Devon Lomayesva, Ms. Merri Lopez-Keifer, Hon. Nicholas Mazanec, Hon. Dorothy McLaughlin, Hon. April Olson, Hon. Stephen Place, Hon. Mark Ralphs, Hon. Victorio Shaw, Ms. Christina Snider, Hon. Dean Stout, Hon. Alison Tucher, Hon. Christine Williams, Ms. Stephanie Weldon,*

Advisory Body Members Absent: *Hon. Leonard Edwards (Ret.), Hon. Joni Hiramoto, Hon. Kristina Lindquist, Hon. Andrea Pella, Hon. Delia Sharpe, Hon. Allen Sumner, Hon. Mark Vezzola, Hon. Joseph Wiseman.*

Others Present: *Ms. Mae Ackerman-Brimburg, Ms. Vida Castaneda, Ms. Audrey Fancy, Ms. Ann Gilmour, Professor. Carole Goldberg, Ms. Anne Hadreas, Hon. Katherine Lucero, Ms. Amanda Morris.*

OPEN MEETING

Call to Order and Roll Call

The co-chairs called the meeting to order at 9:00 a.m.

Approval of Minutes

The Forum approved the August 11, 2022, meeting minutes with the following correction: Correct Judge Joseph Wiseman's attendance from absent to present. Motion to approve by Judge King, seconded by Judge Williams. Motion carried; minutes approved.

DISCUSSION AND ACTION ITEMS (ITEMS 1-5)

Item 1

Welcome and Introductions

Judges Abinanti and Hinrichs welcomed all the Forum members and introduced themselves. Forum members and staff present also introduced themselves.

Item 2

Setting the Stage for Collaboration: Looking Back and Moving Forward. The continuing relevance of the “Roadmap for Making Native America Safer” the report of the Indian Law and Order Commission

Presenter: Professor Carole Goldberg, ILOC Commissioner and Jonathan D. Varat Distinguished Professor of Law Emerita at the UCLA School of Law

Professor Goldberg gave an over-view of Public Law 280 (PL-280) and its effects on tribal and state legal jurisdiction in California including a discussion of the problems that tribes and states have experienced operating under PL-280. She then discussed the work of the Indian Law and Order Commission under the Tribal Law and Order Act of 2010 with a particular emphasis on the Commission’s recommendations for how states and tribes in PL-280 might work together to address some of the justice challenges created by PL-280.

Item 3

Office of Youth and Community Restoration (OCYR) and Tribal Youth

Presenter: Hon. Katherine Lucero, Director, Office of Youth and Community Restoration, Health, and Human Services Agency

Judge Lucero gave an overview of the work and mandates of the OCYR. She then discussed how the OCYR plans to collaborate with tribes and tribal courts in developing plans to identify tribal youth and ensure tribes are notified and engaged when tribal youth will be returning under County realignment plans.

Item 4

Murdered and Missing Indigenous Peoples & California Response

Presenters: Ms. Merri Lopez-Keifer, Director, Office of Native American Affairs, Office of Attorney General Rob Bonta, California Department of Justice,

Ms. Stephanie Weldon, Director, Office of Tribal Affairs, California Department of Social Services,

Hon. Lawrence King, Chief Judge of the Morongo Tribal Court, and

Ms. Mae Ackerman-Brimburg, Senior Attorney, National Center for Youth Law.

Ms. Mae Ackerman-Brimburg and Judge King discussed the concept of harm reduction in relation to youth impacted by commercial sexual exploitation and how the principles of harm reduction can be incorporated into courtroom practice. They also presented on the Court Harm Education Guide & Bench Cards being developed by the CSEC Action Committee of the California Child Welfare Council. Next Ms. Merri Lopez-Keifer and Ms. Stephanie Weldon discussed the work of their respective agencies related to the issue of Murdered and Missing Indigenous People and in particular children who go missing from foster care.

ADJOURNMENT

There being no further business, the meeting was adjourned at 4:10 p.m.

Approved by the advisory body on December 8, 2022.