



## TRIBAL COURT–STATE COURT FORUM

### MINUTES OF OPEN MEETING WITH CLOSED SESSION

June 8, 2023

12:15 - 1:15 p.m.

Via Zoom

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**Advisory Body Members Present:** *Hon. Abby Abinanti, Co-chair, Hon. Joyce Hinrichs, Cochair, Hon. Richard Blake, Hon. Leonard Edwards (Ret.), Hon. Ana España, Mr. Christopher Haug, Hon. Joni Hiramoto, Hon. Winston Keh, Hon. Lawrence King, Hon. Kristina Lindquist, Hon. Devon Lomayesva, Ms. Merri Lopez-Keifer, Hon. Nicholas Mazanec, Hon. April Olson, Hon. Mark Ralphs, Hon. Victorio Shaw, Hon. Allen Sumner, Hon. Alison Tucher, Hon. Christine Williams, Hon. Joseph Wiseman.*

**Advisory Body Members Absent:** *Hon. April Attebury, Hon. Tara Flanagan, Hon. Patricia Lenzi, Hon. Dorothy McLaughlin, Ms. Andrea Pella, Hon. Stephen Place, Ms. Christina Snider, Hon. Dean Stout, Ms. Stephanie Weldon.*

**Others Present:** *Ms. Vida Castaneda, Ms. Audrey Fancy, Ms. Ann Gilmour, Ms. Tracy Kenny, Mr. Ray Mata, Ms. Amanda Morris, Ms. Christy Simons.*

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#### OPEN MEETING

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##### **Call to Order and Roll Call**

The chair called the meeting to order at 12:16 p.m. and took roll call.

##### **Approval of Minutes**

The advisory body reviewed and approved the minutes of the April 13, 2023, Tribal Court–State Court Forum meeting. Motion to approve by Judge Lawrence King and seconded by Judge Ana España. The motion carried.

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#### DISCUSSION AND ACTION ITEMS (ITEMS 1–3)

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##### **Item 1**

###### **Cochairs Report**

No report

##### **Item 2**

###### **Discretionary Tribal Participation Rules and Forms Proposal**

*Presenter: Ann Gilmour, Attorney, Center for Families, Children & the Courts, Judicial Council of California*

Ann Gilmour provided the committee with an update on the Discretionary Tribal Participation Rules and Form Proposal. The comment period has ended. Commenters generally agreed with the proposal but suggested changing the placement within the rules to reflect that it will only apply to juvenile cases and

not to family law, and probate guardianship cases. Proposed changes to the rule and form do not substantially change the language and are highlighted in yellow in the materials. The committee decided to endorse the proposal with agreed edits to the rule and form on the condition of the result of the impending Brackeen case decision.

**Item 3**

**Tribal Diversion Memorandum of Understanding between the Yurok Tribe, the Humboldt County Superior Court, and the Humboldt County District Attorney's Office**

*Presenters: Hon. Abby Abinanti, Chief Judge of the Yurok Tribal Court, Hon. Joyce Hinrichs, Judge of the Superior Court of California, County of Humboldt*

The co-chairs briefed the committee on the Tribal Diversion Memorandum of Understanding between the Yurok Tribe, the Humboldt County Superior Court, and the Humboldt County District Attorney's Office. With the memorandum in place, ideally this model can be replicated throughout the state with a level of statutory authority. This program is evolving and growing to provide support to more Yurok families and not just Yurok members.

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**A D J O U R N M E N T**

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There being no further open meeting business, the meeting was adjourned at 12:07.

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**C L O S E D S E S S I O N**

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**Item 1**

**Legislative Update**

***Closed session under rule 10.75(d)(10) proposed legislation, rules, or forms***

*Presenter: Tracy Kenny, Supervising Attorney, Office of Governmental Affairs, CFCC*

Adjourned closed session at 1:15 p.m.

Approved by the advisory body on August 10, 2023.