

**NATIONAL AMERICAN INDIAN
COURT JUDGES ASSOCIATION'S**

43RD ANNUAL MEETING

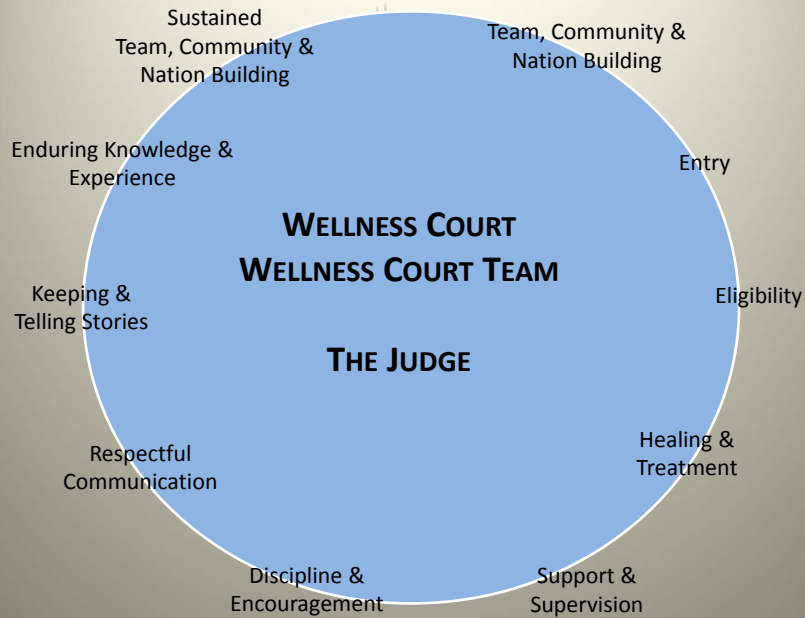
<<Supporting the Spectrum of Tribal Justice>>

*THE JUDGES' ROLE IN TRIBAL
HEALING TO WELLNESS COURTS*

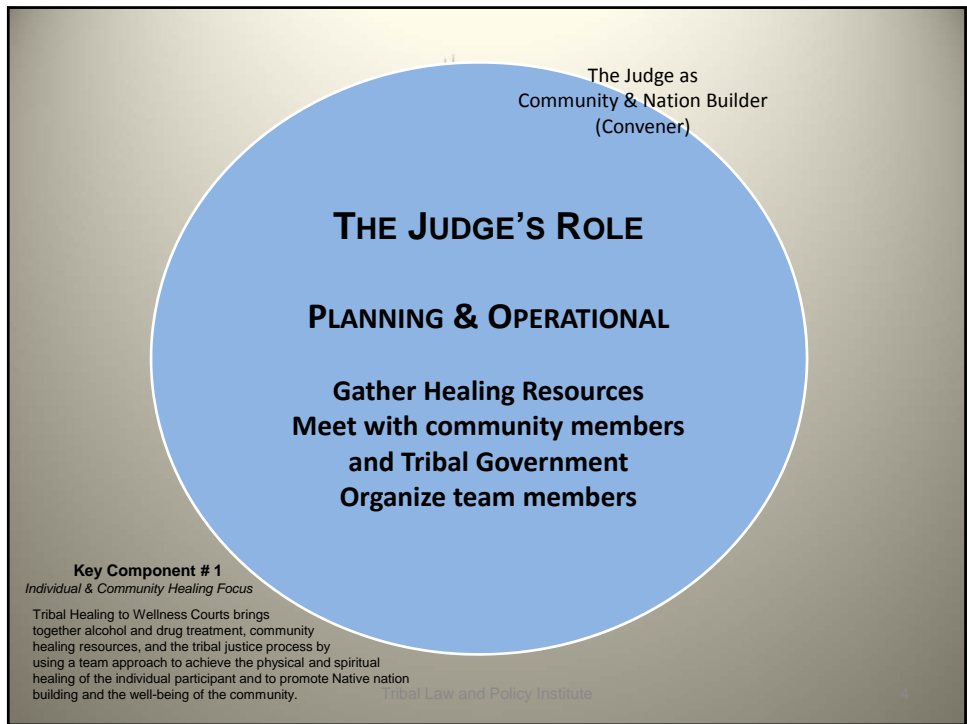
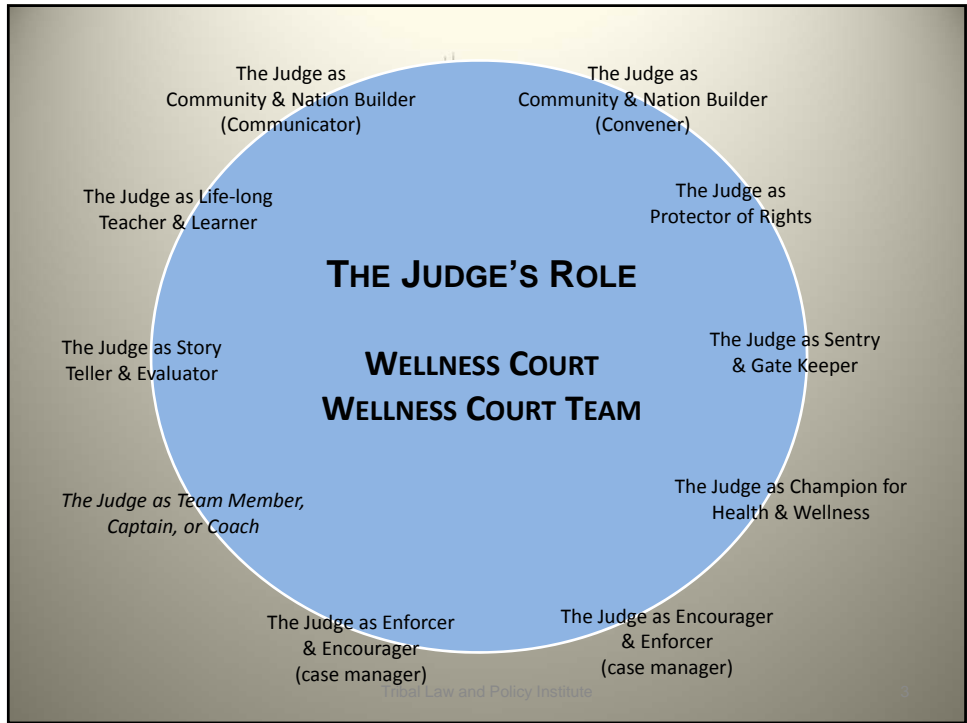
Presenters:

Joseph Thomas Flies-Away & Carrie Garrow
Tribal Law & Policy Institute Consultants

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The Judge as
Protector of Rights

THE JUDGE'S ROLE:

**Written Processes
Participant Notice
Creative Referral
Exercise of Sovereignty**

Key Component # 2
Referral Points & Legal Process

Participants enter the Tribal Wellness Court through various referral points and legal processes that promote tribal sovereignty and the participant's due (fair) process rights.

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The Judge as
Sentry & Gate Keeper

THE JUDGE'S ROLE:

**Beyond the Criminal Docket
Screening for Target Population
Readiness to Change**

Key Component # 3
Screening & Eligibility

Eligible court-involved substance-abusing parents, guardians, juveniles, and adults are identified early through legal and clinical screening for eligibility and are promptly placed into the Tribal Wellness Court.

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THE JUDGE'S ROLE:

**Familiarity with Treatment
Familiarity with Specific Program and
Phased Treatment
Role Model**

The Judge as Champion for
Health & Wellness

Key Component # 4
Treatment & Rehabilitation

Tribal Wellness Court provide access to holistic, structured, and phased alcohol and drug abuse treatment and rehabilitation services that incorporate culture and tradition.

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THE JUDGE'S ROLE:

**Encouragement + Discipline =
Effective Case Management**

Familiarity with Drug Testing

The Judge as
Encourager & Enforcer
(Co-Case Manager)

Key Component # 5
*Intensive Supervision (Case Management
and Alcohol/Drug Testing)*

While participants and their families benefit from effective team-based case management, participants are monitored through intensive supervision that includes frequent and random testing for alcohol and drug use.

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THE JUDGE'S ROLE:

Progressive sanctions and incentives
Deemphasize punishment
Fairness - Consistency

The Judge as
Enforcer & Encourager
(Co-Case Manager)

Key Component # 6
Sanctions & Incentives

Progressive rewards (or incentives) and consequences (or sanctions) are used to encourage participant compliance with Tribal Wellness Court requirements.

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THE JUDGE'S ROLE:

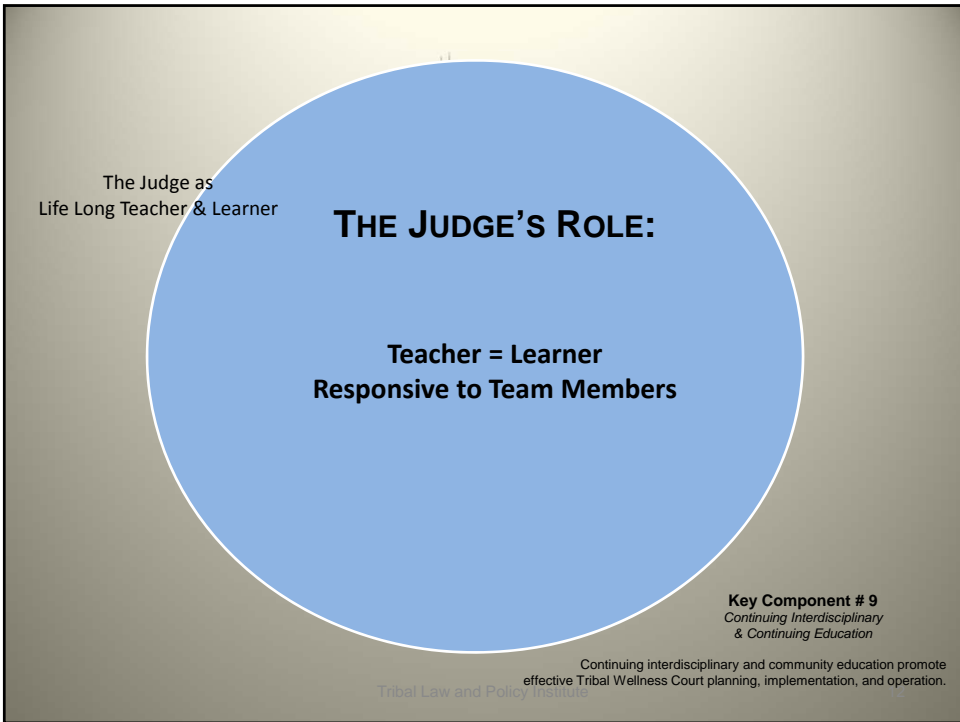
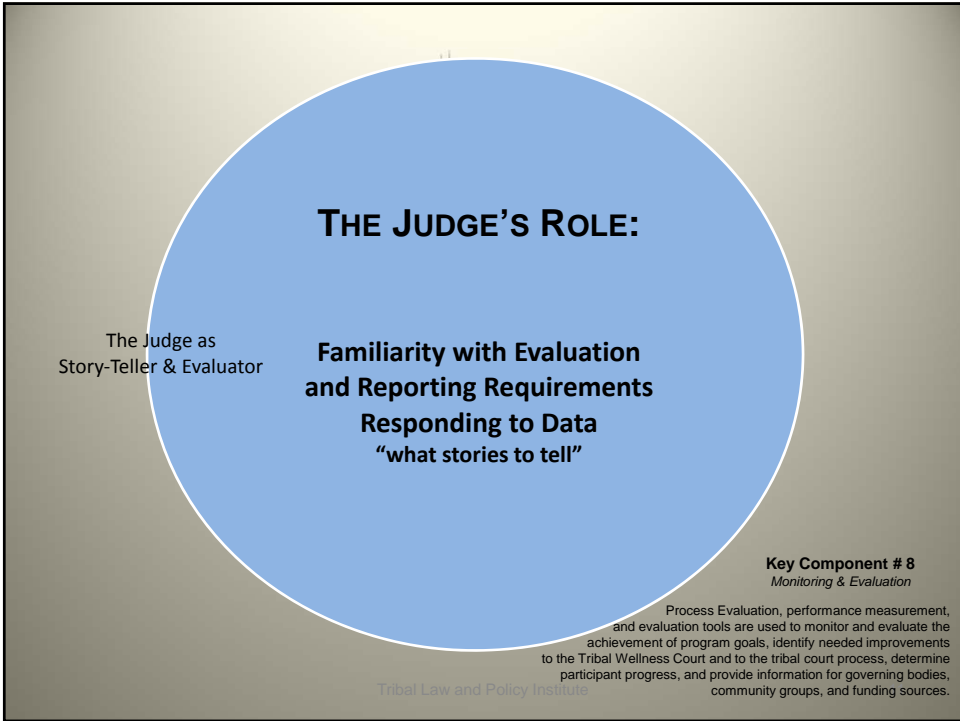
Significance of 3 Minutes
Confidentiality
Facilitating Team

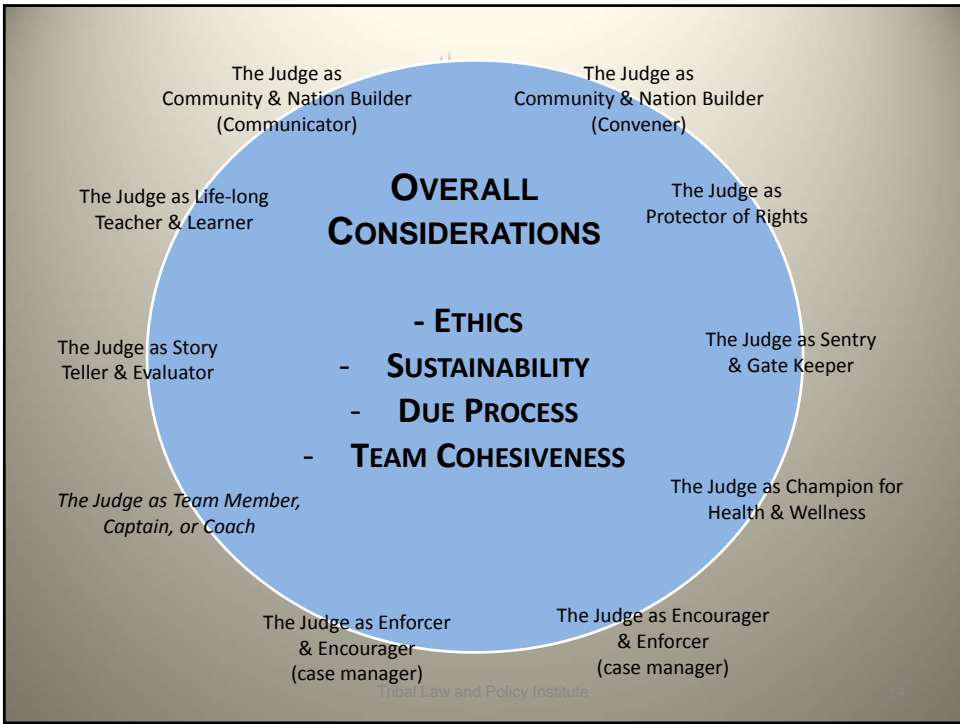
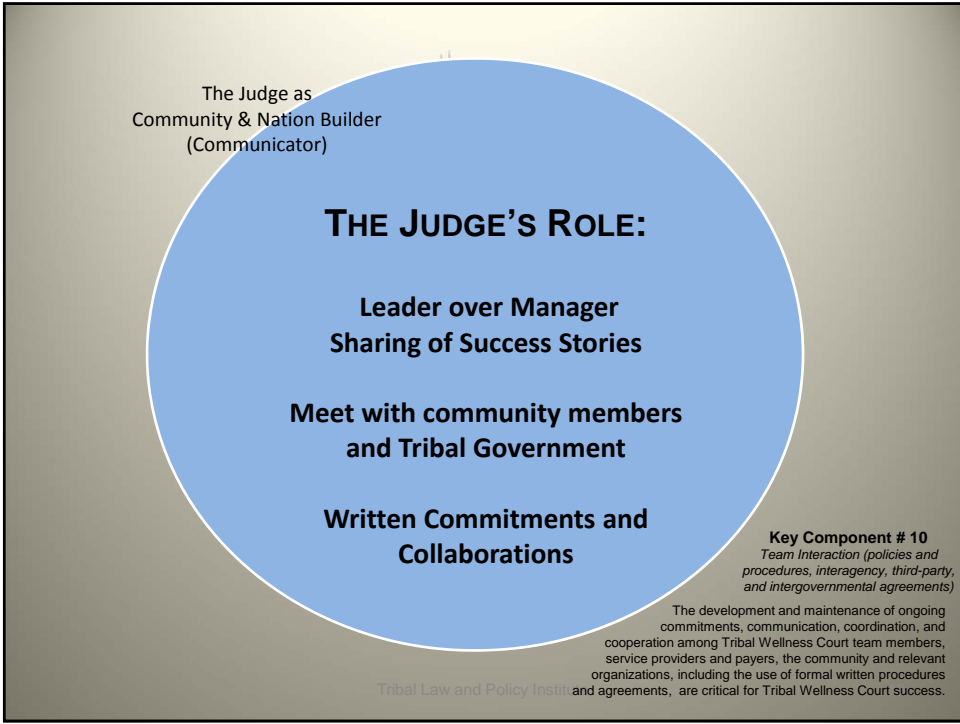
The Judge as Team Member,
Captain or Coach

Key Component # 7
Judicial Interaction

Ongoing involvement of a Tribal Wellness Court judge with Tribal Wellness Court team and staffing and ongoing Tribal Wellness Court judge interaction with each participant are essential.

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TLPI has a multitude of resources available for tribal justice systems, including specifically for

- Tribal Healing to Wellness Courts
- Tribal-State-Federal Collaboration

See the Tribal Court Clearinghouse at www.tlpi.org



Tribal Court Clearinghouse www.tlpi.org

Training Events Calendar

Today ← → October 2012 Print Week Month Agenda

Mon	Tue	Wed	Thu	Fri	Sat	Sun
Oct 1	2	3	4	5	6	7
Tuition Free: Handling Domestic Violence Cases in Tribal Court Training	Tuition Free: NAHASDA-LIHTC Compliance for Professional Certification	Save the Date! Government-to-Government	Webinar: Bullying	Frontiers in Intervention Research with Native Children	Webinar: USDA R	
8	9	10	11	12	13	14
Tuition Free: Hands-On Tribal Housing Maintenance	Tuition Free: Justice In Our Communities: Investigating	Save The Date! BSSN Anishinaab	EMERGING LEADERS: Rebuilding	Tuition Free: Secret Life of Tribal C		
15	16	17	18	19	20	21
Tuition Free: Pathways Home: A Native Homeownership Guide	22nd Annual Indian Land Consolidation Symposium	Investigation and Litigation of Civil	2012 National Tribal Judicial Conf	10th Annual Am	National Congr	
Webinar: Healing	Tribal Housing Financial Management	Tribal and Federal Training on Wildlife and Pollution	2012 Indigenous	Save The Date! 2012 AFN Confer	Tribal Rights, Sovereignty and Eco	
22	23	24	25	26	27	28
National Congress of American Indians 69th Annual Convention	Tribal Probation Fall Academy Week 3	Tuition Free: Arizona Indian Country Spring Summit	Tribal Housing Admissions & Occupancy Program Management	Adults Working with Native Youth: Walking the Found	Tuition Free: Justice In Our Communities: Investigating	
+1 more	+2 more	+1 more				

TLPI Publications

Promising Practices
(forthcoming 2013)



Textbooks –
to be mailed to every tribal court
Tribal Constitutions – forthcoming 2013
Tribal Codes – forthcoming 2014



Tribal Healing to Wellness Court Publications include,
Preliminary Overview (1999, update forthcoming 2013)
Tribal 10 Key Components (2003, update forthcoming 2013)
Judge's Bench Book (forthcoming 2013)
Program Development Guide (forthcoming 2013)
Treatment Guidelines




(NRC4Tribes) has joined the Children's Bureau Training and Technical Assistance (T/TA) Network to provide and broker training and technical assistance to support the enhancement of Tribal child welfare systems.


www.NRC4Tribes.org


13th National Indian Nations Conference
Justice for Victims of Crime


December 6 – 8, 2012 Agua Caliente Reservation, California





*Strength from Within:
 Rekindling
 Tribal Traditions
 to assist
 Victims of Crime*


 Office for Victims of Crime
OVC
 JUSTICE FOR VICTIMS
 JUSTICE FOR ALL




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For More Information . . .

TLPI believes in providing resources free of charge, or at minimal cost, whenever possible.

Visit www.tlpi.org

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