

CIP Committee Meeting
April 28, 2015
Cedar Shores
10:30 a.m. to 2:00 p.m.

1. **Attending:** Judge Davis, Vicki Burger, Judge Myren, Becky Morlock-Reeves, Corey Brubakken, Susan Compaan, Amy Benda, Tim Johns, Virgena Wieseler (phone), and Sara Kelly
2. **Previous Meeting Minutes:** There were no changes noted by committee members, Tim Johns moved to approve, Judge Davis second, motion carried.
3. **Conference Updates:** Sara Kelly updated the committee on: the confirmed dates, September 15 Rapid City & September 17 Sioux Falls, contracts with speakers (Chadwick Sapenter, Hollie Strand, Charlie Appelstein, and John Borgstedt) and the venue (Hilton Garden Inn – Rapid City, Sioux Falls Convention Center) are secured. Sara stated the Sioux Falls venue dictated the conference didn't have breakout sessions this year due to space limitations. Judge Myren suggested asking a question on the conference evaluation if breakout sessions are preferred or not. This could help in looking for venues in Sioux Falls.

Sara stated the registration is open and currently there are 57 people registered. Sara also stated the website; ujscjc.sd.gov has been revised to be more user-friendly and appealing. Sara handed out the draft agenda and asked for input on the times listed for registration, speakers, and breaks. The committee agreed with the times listed. Sara stated the Save the Date postcards have been mailed out and an electronic copy has been sent out to CASA programs and the Justice for Children Committee. The CIP Committee will receive an electronic copy as well.

Sara stated Denise Wilson is working on getting continuing education credits for the conference from mental health and social work boards.
4. **CIP Annual Self-Assessment Report and Case File Review:** Sara Kelly shared the annual self-assessment report with the board. This is an assessment set by the Children's Bureau. Sara asked the committee if they would like to see any other statistical information from the case file review. Sara asked if they'd like to see statistics on the number of judges on an A&N case. The committee agreed they'd like to see judicial statics. Judge Myren asked if the cases that don't meet standards are addressed to find out why not. Judge Myren suggested a summer legal inter could dig into those cases to determine what the reason, for not meeting the standards, was. Sara stated she will talk to Suzy Kappes, UJS Legal Services Director, to see if an intern is available to do this. Judge Davis commented that with the new judges a 45 minute session on A&N cases may be a topic at the judicial conference. Davis stated he will talk to Denise Wilson about adding this to the judicial conference.
5. **Request for Training Grant funds: Child's Voice conference, October 3, 2015:** Sara Kelly stated the Sanford Children's Child's Voice submitted a

proposal for CIP Training funds to help sponsor the speaker, Victor Vieth. After some discussion, the committee agreed to support the cost up to \$3000.

6. **Request for Letter of Support – NCJFCJ:** Sara Kelly shared a request she receive from the National Center of Juvenile and Family Court Judges for a letter of support. The request is for a grantee to look into juvenile dependency (A&N) cases at the state court closet to the tribe they will work with to determine if the A&N case could have been a human/sex trafficking case and then handled differently. After lengthy discussion, it was decided the decision or recommendation was not in the scope of authority of the CIP Committee.
7. **New Members: Replacements for Dave Valandra & LuAnn Van Hunnik:** Virgena Wieseler recommended Lisa Fleming, Regional Manager for DSS, to replace LuAnn. The committee agreed. Virgena also suggested Ella Rae Stone for Dave's replacement. Judge Myren suggested the ICWA specialist from Standing Rock Sioux Tribe, Raquel Franklin. Vicki Burger suggested the ICWA Specialist from Flandreau Sioux Tribe and will send the name and contact information to Sara Kelly. Judge Davis asked Sara to contact Dr. Melody Schopp for a department of education member. Timothy Johns suggested contacting someone from the School Superintendents Association. Judge Myren suggested Terry Nebelsick, Huron School District. Sara will follow up with the names suggested.
8. **Legislative Updates:** Virgena Wieseler updated the committee on SB 70 Mandatory Reporter and SB 71 Jolene's Law Task Force. Virgena stated the change in mandatory reporting is to have the person reporting the incident to their authority to be available to DSS for further questioning at the time of the referral or soon after the initial report to DSS. Jolene's Law Task Force did not received legislative support to continue for another year; Governor Daugaard moved the task force under the department of health so they could continue to the end of the year. Virgena said their focus has been on education and capturing data for analysis. Virgena also stated a state's attorney was appointed to the task force.
9. **Child and Family Service Review and IV-E Federal Review:** Virgena gave an overview of the IV-E review that is taking place in May and the preparation of the Child and Family Service Review that will be scheduled in 2016. Virgena will send Sara Kelly the power point slides that outline the DSS outcomes data on safety and permanency outcomes. Virgena also updated on the committee on a work group that is developing a foster parent handbook on understanding the court process and ICWA, they are also developing a foster parent's bill of rights. Judge Myren asked for a copy of the bill of rights that could be shared with all the judges. Virgena also stated the centralized intake call center was activated January 12, 2015.
10. **Annual CIP Meeting – June 9 – 11, 2015:** Sara Kelly stated she received an invite letter from the Associate Commissioner of the Children's Bureau encouraging each state to bring a team of CIP Director, Judge, Child Welfare

Director, and law enforcement to the meeting. The topic of discussion this year is the Presidential Initiative to Combat Trafficking. Sara Kelly has contact the DCI, Judge Davis and Myren are not able to make it, Nancy Allard, Director of Trial Court Services, will attend. Corey Brubakken was asked to attend and he is able to do so. Sara stated she has informed Virgena Wieseler and is waiting to hear back from her.

11. **Temporary Custody Hearings:** Amy Benda stated that temporary custody hearings, now that they are taking testimony and this has increase the time of the hearing, which then delays the start of other hearing and is becoming an issue with scheduling, having attorneys present at the other hearings, as they are delayed and pushed back to later time. Amy asked if other counties are experiencing this issue and if so is there anything the committee should be doing to address it.

Judge Myren stated they are handling the hearing as such in the Fifth Circuit. Judge Myren also commented that the judge is probably aware of the situation and is adjusting court accordingly. If the issue isn't resolved it could be addressed with the Presiding Judge. Vicki Burger stated the judges and state's attorneys are working to ensure the hearings are handled thoroughly. Myren also commented that some judges are handling temporary custody hearings on the side of caution due to the federal court ruling. Judge Davis stated that until there is a final ruling on the decision on the ICWA interpretation of it at the temporary custody hearing the scheduling will be an issue.

Old Business: Sara Kelly asked the committee if they would like to continue to pursue/support defining advocacy center in statute. Judge Myren asked for a refresher on why this came to be initially. Sara stated a few years ago when a private business opened up and called themselves child and family advocates it cause confusion to child welfare professionals and community individuals. In an effort to curb someone without license, certification, or a member of a national organization and potentially doing harm to a child abuse case, Casey Murschel, SD Child Advocacy Center Association asked if the committee would help in supporting a child advocacy center in statute. The committee had started on this with Todd Schlekeway taking the lead, but it was stalled when Todd resigned from the state legislature. After discussion, the committee agreed to have Sara contact Casey Murschel and check if this is still a concern of the association and if she has done anything more with it.

12. Next Meeting:

- **CIP Grant Awards – Conference call (Grants are due May 5, 2015)**

The committee will meet May 19, 2015, via conference call, at 12:00 noon (CST), 11:00 am (MST). Sara Kelly will email the grant applications, requests, award history and award suggestion and SD CASA Commission meeting minutes to the committee prior. Sara will email the call in number and passcode.