

Work-around for County Agencies using SSIS and the Adoption Assistance Eligibility Determination—when the Tribe has Legal Responsibility

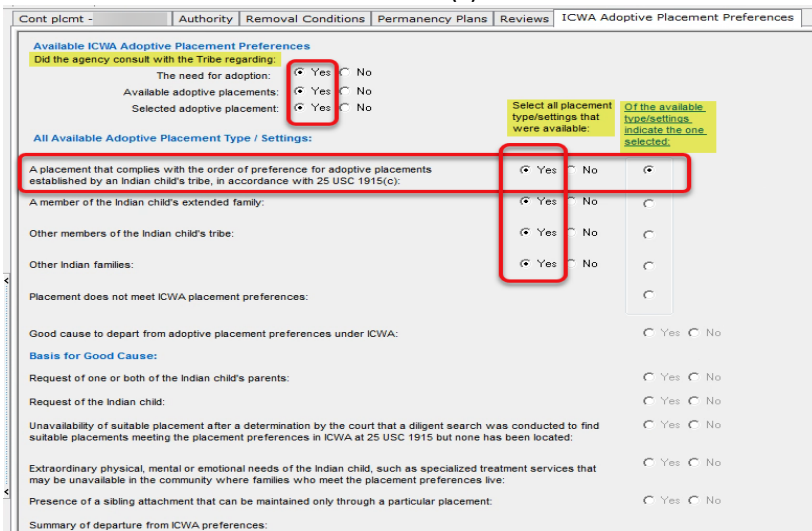
The Adoption Assistance Eligibility Determination logic does not consider whether there has been a prior transfer to tribal court when determining whether ICWA Adoptive Placement Preferences are required when a county agency is financially responsible for the placement, but the tribe has legal responsibility. **This will be fixed in a future release.**

Current work-around for county agencies

If the child needs to have the Adoption Assistance Eligibility Determination created, and they have had a prior transfer to tribal court, but the ICWA Adoptive Placement Preferences are being required on the AA Eligibility Determination:

Create an **ICWA Adoptive Placement Preferences** record for the child on their **Continuous Placement** and answer the following questions as follows:

- “Did the agency consult with the Tribe regarding” – select “Yes” for all
- “Select all placement type/settings that were available” – select “Yes” for all
- “Of the available type/settings, indicate the one selected” – select the first one: “A placement that complies with the order of preference for adoptive placements established by an Indian child’s tribe, in accordance with 25 USC 1915(c)”



The screenshot shows the 'ICWA Adoptive Placement Preferences' form. Red boxes highlight the following areas:

- Did the agency consult with the Tribe regarding:**
 - The need for adoption: ☒ Yes ☐ No
 - Available adoptive placements: ☒ Yes ☐ No
 - Selected adoptive placement: ☒ Yes ☐ No
- Select all placement type/settings that were available:** ☒ Yes ☐ No
- Of the available type/settings, indicate the one selected:** ☒ Yes ☐ No
- All Available Adoptive Placement Type / Settings:**
 - ☒ A placement that complies with the order of preference for adoptive placements established by an Indian child's tribe, in accordance with 25 USC 1915(c): ☒ Yes ☐ No
 - ☐ A member of the Indian child's extended family: ☐ Yes ☐ No
 - ☐ Other members of the Indian child's tribe: ☐ Yes ☐ No
 - ☐ Other Indian families: ☐ Yes ☐ No
 - ☐ Placement does not meet ICWA placement preferences: ☐ Yes ☐ No
- Good cause to depart from adoptive placement preferences under ICWA:** ☐ Yes ☐ No
- Basis for Good Cause:**
 - Request of one or both of the Indian child's parents: ☐ Yes ☐ No
 - Request of the Indian child: ☐ Yes ☐ No
 - Unavailability of suitable placement after a determination by the court that a diligent search was conducted to find suitable placements meeting the placement preferences in ICWA at 25 USC 1915 but none has been located: ☐ Yes ☐ No
 - Extraordinary physical, mental or emotional needs of the Indian child, such as specialized treatment services that may be unavailable in the community where families who meet the placement preferences live: ☐ Yes ☐ No
 - Presence of a sibling attachment that can be maintained only through a particular placement: ☐ Yes ☐ No
- Summary of departure from ICWA preferences:**

This will satisfy the requirement on the Adoption Assistance Eligibility Determination.

Once the fix is installed, the Adoption Assistance Eligibility Determination will check to see if there has been a Transfer to tribal court for each child where ICWA applies = Yes. If there has been a transfer to tribal court, it will display the Date of transfer to tribal court. As long as the "Date of transfer to tribal court" is before the Continuous Placement Discharge Date (which it should be if it transferred prior to the adoption finalization), then the ICWA Adoptive Placement Preferences will not be required.

SSIS Worker/Fiscal - 20.2.2.12 - [Sam]

File View Searches/Logs Tools Window Help

Samuel Richard

- Address/Phone/Email/State Detail
- Adolescent Services
- Name/Race
- ICWA
- Relationship
- Education
- Employment
- Diagnosis/Disability/Substance
- Health/Insurance
- Medication/Checkup
- CWB/Infant and Toddler Intervention
- CMH Screenings and Assessments
- Court Actions
- Permanency
 - Continuous Placements
 - Placements/Locations/Absences
 - Child Ward
 - Previous Parent Verifications
 - Sibling Verifications
 - Barriers to Adoption
 - SAE Status Verifications
 - Adoptive Placement Verifications
 - Adoptive placement - 4/28/2020
 - Adoption Assistance
 - Eligibility Determination
 - Eligibility Determination - Draft
 - Northstar History
 - MAPCY/DOC Assessments
 - SEY/STY
 - Workgroups & Intakes
 - Client Eligibility Log
 - Healthcare Eligibility from MMIS
 - Supplemental Healthcare Eligibility
 - Fiscal Details
 - Special Studies
 - Service Outcomes
 - Attached Files
 - Documents

Setup Document Properties Discussions Required Documents

2 required fields needed to complete.

Document template: Northstar Adoption Assistance Eligibility Determination

Description: Northstar Adoption Assistance Eligibility Determination

Status: Draft

Status change date: 5/7/2020 1:53:25 PM Initial submission date:

Document

Document: Northstar Adoption Assistance Eligibility Determination

Agency

Agency: County Test data base

Agency name: County Test data base

Participant

Participant: Samuel Richard

Name: Samuel Richard

Date of birth: 04/08/2013

18th birthday: 04/08/2031

Citizenship status: U.S. Citizen/naturalized citizen

Child ward verification

Child ward: Tribal guardianship 01/15/2020

Legal status: Tribal guardianship

Continuous placement dates: 01/20/2016 - present

Placement location dates: 07/01/2016 - present

Adoptive parent 1: Shirley Jones

Adoptive parent 1 citizenship status:

Adoptive parent 2:

Adoptive parent 2 citizenship status:

Removal from home: Court ordered

Best interest statement: Yes

ICWA applies: Yes

ICWA adopt plcmnt pref: [ICWA adopt plcmnt pref" is required.]

FC pymt prior to guardianship:

IV-E FC pymt during cont plcmnt: No

Address

Address: 86 2nd Avenue NW

Action

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