

OFFICE OF JUVENILE JUSTICE
AND DELINQUENCY PREVENTION

2021 TRIBAL YOUTH VIRTUAL NATIONAL CONFERENCE

Strengthening Resilience, Promoting Healing, Restoring Culture



**SHAPING BRIGHTER FUTURES WITH
AMERICAN INDIAN, ALASKA NATIVE YOUTH
AND TRIBAL COMMUNITIES**

MARCH 29 - APRIL 2



2021 OJJDP Tribal Youth National Conference

Probation and Supervision in the Tribal Juvenile Healing to Wellness Court

Thursday, April 1, 2021

10:15am AKT/ 11:15am PT/ 12:15pm MT/ 1:15pm CT/ 2:15pm ET

Session Facilitators:

Dave McArthur, White Earth Nation

Kristina Pacheco, Tribal Law and Policy Institute

**Anna Clough, Tribal Youth Resource Center,
Tribal Law and Policy Institute**

Opening in a Good Way



Today's Facilitators



- **Dave McArthur- White Earth Nation, Juvenile Healing to Wellness Court**
- **Kristina Pacheco- Tribal Law and Policy Institute**
- **Anna Clough- Tribal Youth Resource Center, Tribal Law and Policy Institute**



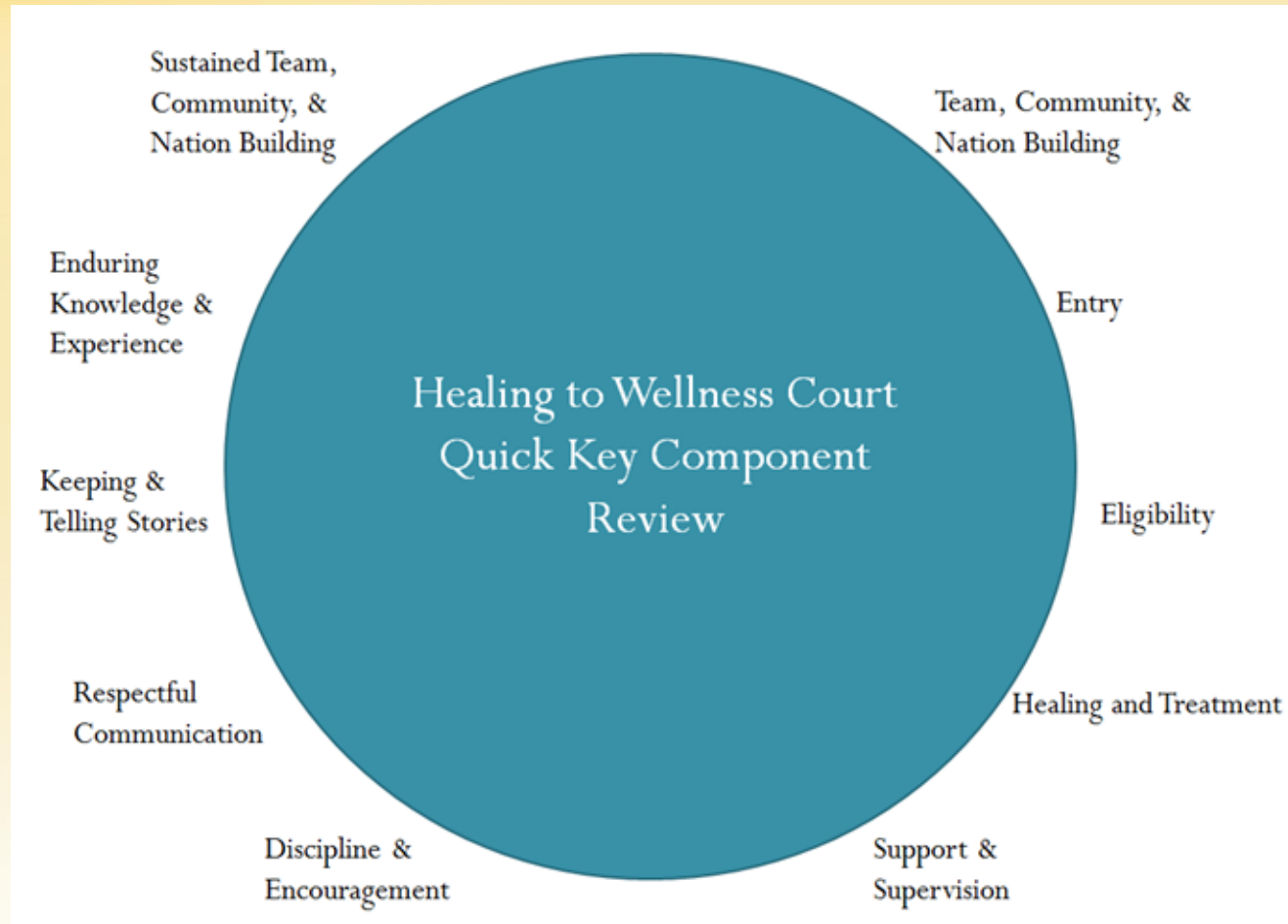
Objectives

- Review the role of probation and supervision within the JHWC framework.
- Consider customary approaches in probation and supervision and promising probation/supervision approaches to support youth behavior change.
- Discuss issues that may impact effective supervision and strategies to support positive engagement with youth and families.



Tribal Healing to Wellness Court

The Key Components



<http://wellnesscourts.org/tribal-key-components/index.cfm>

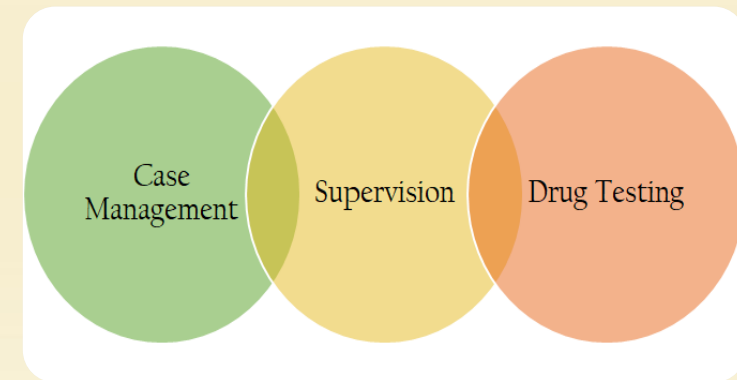


Probation/Supervision in the Juvenile Healing to Wellness Court

- **Healing to Wellness Courts**

- Key Component 5: *Intensive Supervision***

- “Participants are monitored through intensive supervision that includes frequent and random drug testing, while participants and their families benefit from effective team-based case management.”*

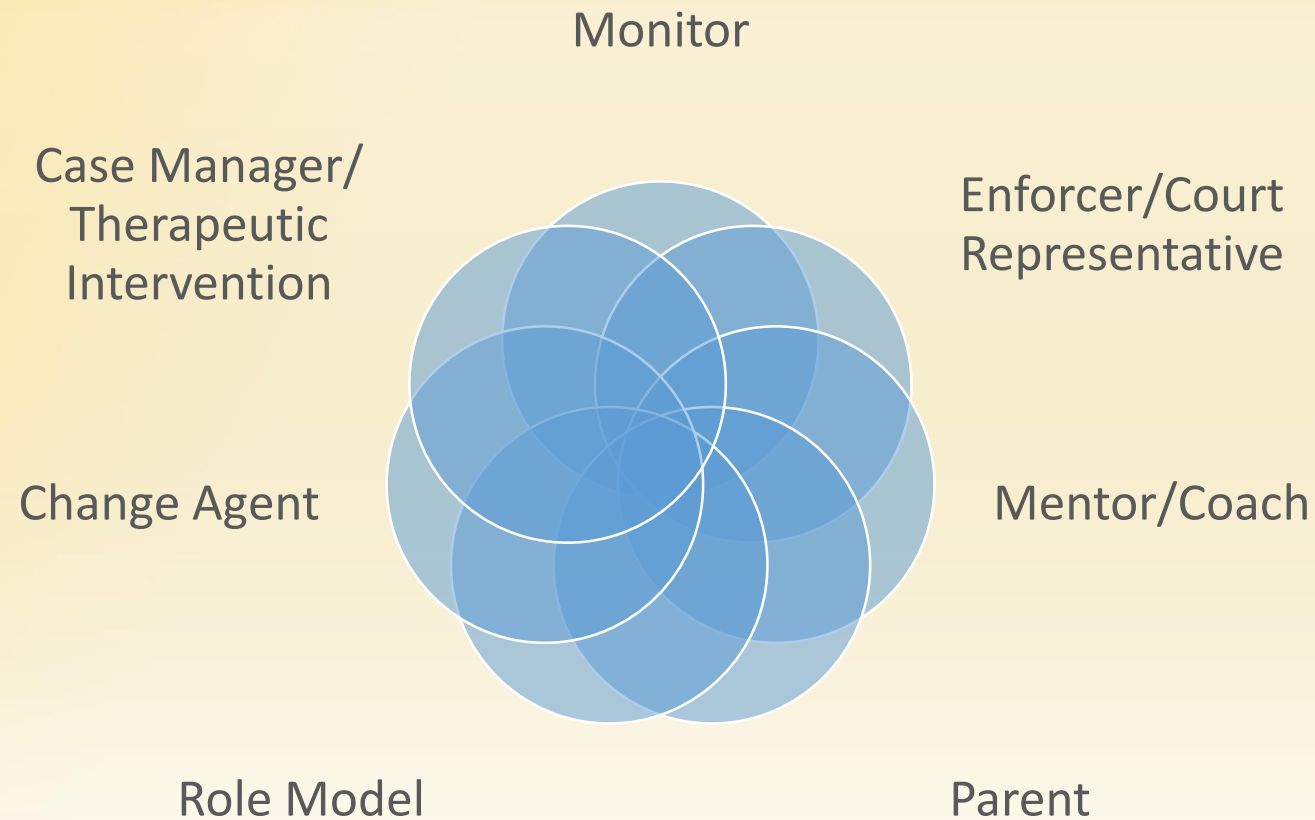


Probation/Supervision in the Juvenile Healing to Wellness Court

- **Supervision**
 - **Juvenile Probation Officer/Case Manager/Case Coordinator**
 - **Critical role within the JHWC framework**
 - **Encourages youth** through Engagement and Relationship-Building (Mentor/Role Model/Adult Support)
 - **Promotes well-being** of Youth and Family
 - **Supports accountability and safety**
 - **Allows youth to remain in their community**



Probation and Supervision- Officer Perceptions on Role¹



Youth on Probation: Bringing a 20th Century Service Into a Developmentally Friendly 21st Century World, Shwartz, 2017.
<https://njdc.info/wp-content/uploads/2017/10/Youth-on-Probation-Monograph.pdf>



Probation Practices: Changing Our Approach

Deficit and Problematic Approaches in Probation ¹

Low-risk Offenders and Others who could be diverted to other programs/services.

Standardized conditions that are high in number/Lengthy terms of probation.

Excessive fines and fees.

Lack of collaboration with families and partner agencies.

Deficit-based and punitive responses.

1. The Annie Casey Foundation, Transforming Juvenile Probation A Vision for Getting It Right, 2018



Probation Practices: Changing Our Approach

Problematic Practices

- Indeterminate Lengths of Probation
- Move Further into System increasing likelihood of delinquent behavior
- Violations of Probation/Terms
- Rescind or Remand
- Out-of-home Placement



White Earth Nation Juvenile Healing to Wellness Court



- *Nitam animikiiaa aya aa waa kaa iqan*
(First Thunderbeing House)
- *Niigaan Waaseyaaban*
(Wellness Court Program)
- *Niizhoo anaamo bemaadizid onji nibi*
(Dually Involved Youth Program)
- *Giiwitaashkaa neyaab*
(Circle Back Program)

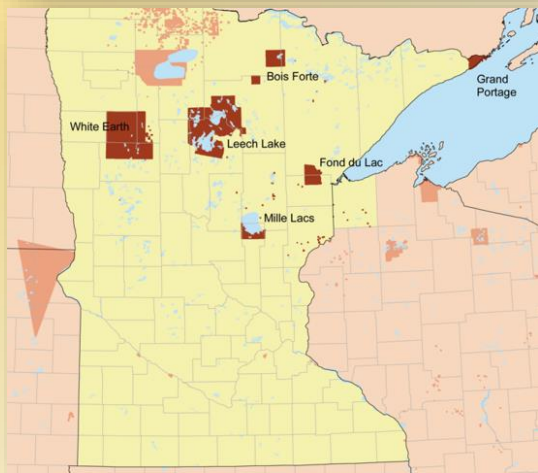


Photo Still from: "No More" White Earth Nation Cultural Division, Video (2016)
<https://www.youtube.com/watch?v=UF0LoUifeDo&t=988s>



White Earth Nation Juvenile Healing to Wellness Court

- **White Earth Nation, White Earth Reservation Juvenile Healing to Wellness Court**
 - **9-12 month individualized program**
 - **Culturally-specific and integrates trauma informed approach**
 - **State/Tribal/Federal Partnerships**
 - **Coordinated Services, Behavioral Health, ICW, and Court System**



Photo Still from: "No More" White Earth Nation Cultural Division, Video (2016)



White Earth Nation Juvenile Healing to Wellness Court

- **White Earth Nation, Circle Back**
 - **Indian Child Welfare and Court Collaborative Case Management**
 - **Diversion- Avoid Suspension/Clear School Records**
 - **Support for Youth- Cultural Guidance; Engagement; Skill Building; Teachings; Connectedness**



Photo Still from: "No More" White Earth Nation Cultural Division, Video (2016)



White Earth Nation Juvenile Healing to Wellness Court

- **White Earth Nation, White Earth Dually Involved Youth**
 - **Indian Child Welfare and Court Collaborative Case Management.**
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Photo Still from: "No More" White Earth Nation Cultural Division, Video (2016)



Probation and Supervision

Onboarding

- Qualifications
- Expectations
- Collaboration

Supervision/Services

- Youth
- Families
- Community Values
- Team Values/Norms

Training

- Youth Development
- Interdisciplinary Engagement
- Trauma-Informed Care

Team Support/Self-Care

- Crisis/Safety
- Complex Dynamics
- Community



Probation and Supervision: Transformation



Transforming Probation Practice ¹

- Probation is purposeful to support growth, behavior change, and supports long-term success for youth with serious and repeat offenses.
- Expectations and Goals
- Positive Relationship Building
- Family Engaged Case Planning
- Improve Decision Making and Build Skills
- Incentives and Opportunities

1. The Annie Casey Foundation, Transforming Juvenile Probation A Vision for Getting It Right, 2018

Engaging with Tribal Youth and Families

Suggested Practices:

- Cultural Guidance/Spiritual Guidance
- Restorative Approaches
- Readiness to Engage
- Safety- Supporting Youth History of Trauma
Exposure or Current Exposure to Abuse/Neglect



THE TRIBAL YOUTH RESOURCE CENTER

www.TribalYouth.org



Envisioning a future
where Indigenous youth
thrive through traditional
lifeways.



The Tribal Youth Resource Center is a part of the [Tribal Law and Policy Institute](#) and is supported by Grant #2018-MU-MU-K001 awarded by the Office of Juvenile Justice and Delinquency Prevention, Office of Justice Programs, U.S. Dept. of Justice.

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OJJDP

*Enhancing safety.
Ensuring accountability.
Empowering youth.*

www.OJJDP.gov

Session Evaluation

Please remember to fill out the workshop evaluation.

Workshop Information:

Thursday, April 1, 2021

10:15am AKT/ 11:15am PT/ 12:15pm
MT/ 1:15pm CT/ 2:15pm ET

Session D2: Probation and Supervision
in the Tribal Juvenile Healing to
Wellness Court



Closing in a Good Way





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