

REDDING RANCHERIA TRIBAL GOVERNMENT POLICIES

Chapter TP 7-650

Suspension of Programs Policy



May 28, 2024

REDDING RANCHERIA TRIBAL GOVERNMENT POLICIES
Chapter TP 7-650
Suspension of Programs Policy

Index

<u>Text</u>	<u>Page</u>
SECTION 1: PURPOSE	2
SECTION 2: BACKGROUND AND INTENT	2
SECTION 3: DELEGATED AUTHORITY	2
SECTION 4: DEFINITIONS	3
SECTION 5: PROGRAMS TO BE CONSIDERED	3
SECTION 6: HOUSING SITUATIONS AND PROGRAM ACCESS	4
SECTION 7: SHORT TERM CUSTODY	5
SECTION 8: REVIEW	5

REDDING RANCHERIA TRIBAL GOVERNMENT POLICIES

Chapter TP 7-650

Suspension of Programs Policy

SECTION 1: PURPOSE

Any Redding Rancheria programs available to Tribal Member children will not be accessible to a parent who does not have custody of their child. Instead, the current guardian will have access to these programs or funds for the child. This policy means that a Tribal Member parent who has lost custody cannot access the child's program funds while they do not have custody. The aim is to ensure that the person responsible for the child's care can appropriately access the funds, allowing the child to benefit from the Tribal Programs. The Tribal Member parent is being suspended from access, not the Tribal Member child.

SECTION 2: BACKGROUND AND INTENT

Background:

Programs authorized pursuant to the General Welfare Ordinance are intended to promote the general welfare of the Redding Rancheria by ensuring that all eligible members have access to support as needed to address its purpose.

It is important to Tribal Council to protect the general welfare of Tribal Member children. In doing so, Tribal Council has secured and implemented programs and funds that are available for Redding Rancheria Tribal member children.

Intent:

This Policy intends that programs and funds available to Redding Rancheria Tribal Member children will not be issued to their parent if they do not have custody of their children as ordered through Tribal Court or another court of appropriate jurisdiction, such as Shasta County Court.

Once the parent has gained back custody of their children that parent can then become eligible again to participate in programs and receive funds for their child.

In regards to this policy, the Redding Rancheria staff that manages these programs will always consider the welfare of the child in order to protect their best interest. They will use discretion on all requests and ensure that items purchased are age appropriate.

SECTION 3: DELEGATED AUTHORITY

The Chief Executive Officer is hereby delegated all administrative authority to carry out the day-to-day operations of this policy. Such authority shall include but not limited to:

- (a) Recommending to the Tribal Council such policy decisions necessary to assure the efficient and effective administration of this policy in accordance

REDDING RANCHERIA TRIBAL GOVERNMENT POLICIES

Chapter TP 7-650

Suspension of Programs Policy

with its stated purpose.

- (b) Coordinating with, obtaining assistance of, and providing administrative direction to third parties engaged by the Redding Rancheria to assist in the administration of this policy, including, but not limited to Legal Counsel, Tribal Court, and Tribal Court Administration.
- (c) Initiate any legal proceedings as necessary to protect the Tribe's interests with regard to this policy.
- (d) Recommend amendments or changes to this policy as needed at any time to Tribal Council.

SECTION 4: DEFINITIONS

As used within this chapter, the following terms shall mean:

- (a) Chief Executive Officer: The Chief Executive Officer of the Redding Rancheria.
- (b) Tribal Court: The Redding Rancheria Tribal Court.
- (c) Guardian: A parent or non-parent who has the care and custody of a tribal member child pursuant to a Guardianship Order or an order following disposition.

SECTION 5: PROGRAMS TO BE CONSIDERED

- (a) All Education Programs including but not limited to:
 - (1) Youth Activities
 - (2) Private School
 - (3) Field Trips
 - (4) Tutoring
 - (5) Monthly family events
 - (6) Child care Assistance
 - (7) Johnson O' Malley

REDDING RANCHERIA TRIBAL GOVERNMENT POLICIES

Chapter TP 7-650

Suspension of Programs Policy

- (8) School clothes allowance
- (9) Report card incentive
- (10) Christmas present/money distribution

The following programs may be suspended subject to the provisions of the specific Program policies.

- (b) Member's Benefits Programs including but not limited to
 - (1) Minor Member Travel
 - (2) Supplemental Health
 - (3) General Welfare Trust Access
- (c) Other Programs including but not limited to
 - (1) Sponsorship program

SECTION 6: HOUSING SITUATIONS AND PROGRAM ACCESS

The purpose of this section is to define the types of housing situations that a child could be placed in and how to gain access of the programs for the child.

- (a) Tribal Member child is placed with a Tribal Member family member or other Tribal Member as their guardian
 - (1) In this case, the Tribal Member guardian would have authority to request program funding and services directly from the designated staff person in charge of that program on behalf of the child.
- (b) Tribal Member child is placed with a non-Tribal Member parent or guardian
 - (1) In these cases, the parent or guardian would have authority to request program funding and services directly from the designated staff person in charge of that program on behalf of the child. The staff will use their best discretion when reviewing these requests to ensure they are appropriate for the child. Should concerns arise, they will be brought to Tribal Council for review.
 - (2) If there are issues with misuse of funding, a Tribal Member family member of the child may request of Tribal Council to review requests

REDDING RANCHERIA TRIBAL GOVERNMENT POLICIES

Chapter TP 7-650

Suspension of Programs Policy

by the non-Tribal Member family member. As fiduciary of the Tribal Member child, the Tribal Council has full authority to grant or deny the Tribal Member family member the ability to review the request of the non-Tribal Member family member on behalf of the child.

- (c) Tribal Member child has joint custody between a Tribal Member parent and a non-Tribal Member parent or guardian
 - (1) In cases where there is joint custody between a Tribal Member parent and a non-Tribal Member, the Tribal Member parent would have full authority to access the Tribal Member programs on behalf of the Tribal Member child.
- (d) When the Tribal Member parent is incarcerated and loses custody of the Tribal Member child, please see section 6 subsection (a) and (b).
- (e) When the Tribal Member parent of a Tribal Member child has passed away, please see section 6, subsection (a) and (b).

SECTION 7: SHORT TERM CUSTODY

This section will outline programs that a short term guardian can and cannot access on behalf of the child:

- (a) In the case that a child has been placed in short term custody, the temporary guardian may request access to any regular programs that the child is currently using such as tutoring and private school payments.
- (b) The short term guardian will not have access to annual payments such as school clothes money, minor member travel.
- (c) The child can still receive any gifts or incentives from the Tribe such as Christmas gifts and report card money.
- (d) Should concerns arise, these requests should be brought to Tribal Council for review.

SECTION 8: REVIEW

The CEO shall review this policy each year and shall make such recommendations, if any, for its amendment as appropriate for the effective administration hereof.

REDDING RANCHERIA TRIBAL GOVERNMENT POLICIES
Chapter TP 7-650
Suspension of Programs Policy

Legislative History:

Originally Adopted by Tribal Council Resolution #032-05-28-2024 dated May 28, 2024.