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# *Juvenile Justice SUDS Committee for the Shoshone Bannock Tribes Operations Plan*

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## **PUPRPOSE AND FUNCTION**

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The Shoshone Bannock Tribal Court Administrator has the authority to manage the Juvenile Justice Substance Use Disorder System (JJ SUDS) funding and can delegate authority to Juvenile Probation Officers as needed. The Tribal Court Administrator also has the responsibility to manage the budget allocated to the Shoshone Bannock Tribes. The Idaho Department of Juvenile Corrections (IDJC) will provide monthly expenditure reports to the Tribes which will assist in monitoring treatment claims and expenses as they are submitted by providers. This JJ SUDS funding is held at the IDJC. The Shoshone Bannock Tribe will be allocated a budget and have spending authority over those funds being held at the IDJC.

## **TRIBAL PLAN AND OPERATIONAL PROTOCOLS FOR SUDS**

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Below we have outlined each of the areas designated for the Tribal JJ SUDS Operations:

### Determining Funding:

The Tribes will screen participants who may be eligible for Medicaid, private insurance, Drug Court funding (if available), etc., and make appropriate referrals for services while ensuring compliance of 42 CFR 36.61-Payor of Last Resort. Clients who are eligible for other funding will NOT be referred to the provider using JJ SUDS forms or procedures.

Once a client has been identified to need JJ SUDS funded services, the Tribes will complete the forms listed below for submission to the IDJC SUDS staff, via electronic drop box or email, to initiate the treatment services:

- JJ SUDS Authorization Form
- JJ SUDS Release of Information Form

### Intake: Initial Screening for Needed Services and Funding Availability

**Risk Assessment:** a risk assessment tool that has been validated for use with clients will be administered to all clients involved in the Tribe's Juvenile Justice System. This risk assessment tool will be administered to identify those clients needing further assessment to determine risk and substance use level.

The Tribes will utilize current tribal systems to meet the needs of clients not needing further assessment.

### Initial Assessment:

All participants accessing treatment funding must complete a GAIN I Assessment, which recommends the clinically appropriate level of care. The Shoshone Bannock Tribes will use approved providers who meet standards for Qualified Substance Use Disorder Professionals (QSUDP) or QSUDP Trainees to complete this initial assessment.

The Tribes will have assessments conducted by a GAIN certified Business Psychology Associates Health provider.

The provider will return completed assessment results to the referring Tribal personnel as soon as possible to begin treatment planning.

### Determining Level of Service & Recovery Support Services (RSS) Needs:

Based on the completed assessment, treatment providers will provide the referring Tribes with their recommendations for the appropriate level of care (level I, level II.1, level III.5), or RSS. The Tribes will review the recommendations, consider funding sources/budget utilization, treatment planning and probation requirements, and decide what service will be authorized in accordance with the services available for funding on the JJ SUDS Rate Matrix (JJ SUDS does not fund level 0.5 services.) *See Service Authorized section.*

Tribes will complete new JJ SUDS Authorization forms, authorizing treatment services, throughout the duration of the treatment episode.

### Delivery & Authorized Service Plan Including RSS Needs:

Tribes will work with the referred treatment provider and family to develop the service plan and authorize the timeframe and cost of treatment. The Tribes will approve the Authorization and Release of Information forms, and send copies to the provider and IDJC staff.

**Service Delivery:** The Tribes will use approved BPA Health providers. The treatment provider will send documentation of missed appointments, updates and concerns to the referring Tribes. Staffing will be a reimbursable service to assist with time involved in communication. Treatment providers will collaborate with the referring Tribal Probation Officer on ensuring the juveniles have services which fit their treatment needs.

**Services Authorized:** Tribes will use IDJC's JJ SUDS Rate Matrix to provide consistent services throughout the statewide treatment system. A copy of the current Rate Matrix is posted on the IDJC Public Website: [http://www.idjc.idaho.gov/?page\\_id=278](http://www.idjc.idaho.gov/?page_id=278). If a service is needed which is not listed on the official Rate Matrix, the Tribes will submit a proposal to the IDJC JJ SUDS Program Supervisor in order to establish a new service, if possible.

### Continuous Case Management:

The referring Tribes will work directly with treatment providers and families to ensure progress in treatment is being made and report to IDJC any requests for additional authorizations for services. The Tribal Court Administrator or delegated probation officer will have final approval on all authorizations.

### Payment Authorization:



Tribes will use the existing BPA Health Network of providers to ensure that quality services are being provided to clients, with established quality assurance auditing practices. All BPA Health providers will be required to use the current billing process through Web Infrastructure Treatment Services (WITS). IDJC will pay claims submitted electronically by providers through WITS. Any non-BPA Health provider will only be considered with approval from the IDJC SUDS Program Supervisor in order to ensure contract compliance, quality assurance, clinical oversight, and payment procedures are in place.

Performance Measures:

The Tribal Court Administrator or designee will provide and review any performance data, as agreed upon, and as requested by the IDJC. IDJC will complete a program evaluation and report associated outcomes to the Tribes to ensure effective service delivery.

Training and Technical Assistance:

IDJC will provide technical assistance and training on the SUDS System to the Shoshone Bannock Tribes as requested. It is the Tribal Court Administrator's responsibility to request training and assistance as needed. Daily operations will be supervised by the Tribal Court Administrator and/or designee to ensure the following:

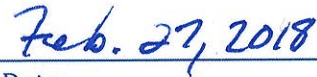
- That procedures outlined in this document are followed
- That probation staff have the training and support they need to feel confident in using the JJ SUD system
- Timely processing of authorizations and referrals
- Quality data

**OPERATIONS PLAN AUTHORIZATION:**

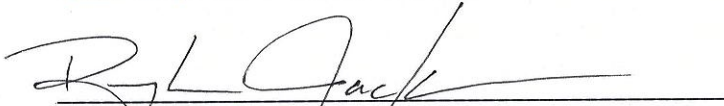
By the authorizing signature below, the Shoshone Bannock Tribes confirm the procedures outlined in this document have been adopted for SUDS funding and use.



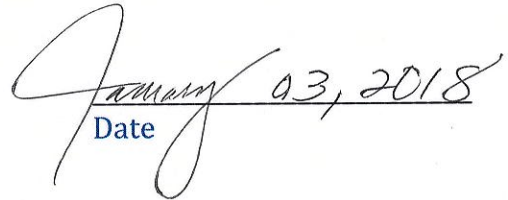
Nathan Small  
Chairman, Fort Hall Business Council



Date



Rosphine Jack  
Shoshone Bannock Tribal Court Administrator



Date

**RESOLUTION**

**WHEREAS**, the Fort Hall Business Council has the ultimate responsibility for budget approvals and overseeing the administration of all Tribal funds, as well as those funds awarded to the Shoshone-Bannock Tribes through contracts, grants, and cooperative agreements, regardless of the source; and

**WHEREAS**, the Idaho Department of Juvenile Corrections (IDJC) through the Juvenile Justice Substance Use Disorder System (JJ SUDS) has state funding in which the Shoshone-Bannock Tribes' Tribal Court can apply to assist Native American Juveniles on the Fort Hall Indian Reservation who may have substance abuse issues; and

**WHEREAS**, an Operation Plan developed by the JJ SUDS Committee for Idaho Indian Tribes to provide JJ SUDS treatment services and recovery support services to Individual or Parent Services through certified health care providers; and

**WHEREAS**, the Tribal Court Administrator has authority to manage the JJ SUDS funding or can delegate authority to Juvenile Probation Officers, as needed, JJ SUDS authorized the Tribes to utilize a Tribal Certified Census to determine funding allocation to the Tribes. The state funding is held at the IDJC JJ SUDS and health care providers are to send invoices to JJ SUDS for payment. JJ SUDS may pay eligible parents/guardians for other services but, not limited to mileage, household needs, bill payments, vehicle repairs, etc.;

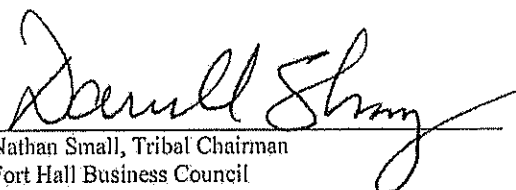
**NOW, THEREFORE, BE IT RESOLVED BY THE BUSINESS COUNCIL OF THE SHOSHONE-BANNOCK TRIBES**, that Tribal Court is hereby approved to apply for state funding provided by the Idaho Department of Juvenile Corrections (IDJC) through the Juvenile Justice Substance Use Disorder System (JJ SUDS) which shall serve Native American Juveniles or Parents who may have substance abuse issues. A Tribal Certified Census shall be utilized to determine state funding allocation to Tribal Court; and

**BE IT FURTHER RESOLVED**, that the Court Administrator is authorized to manage JJ SUDS funding or the Court Administrator "can delegate authority to Juvenile Probation Officers, as needed,"; and

**BE IT FURTHER RESOLVED**, that the Tribal Chairman or official designee is authorized to sign the application and all other appropriate documents required for submission of the application.

Authority for the foregoing resolution is found in the Indian Reorganization Act of June 18, 1934 (48 Stat., 984) as amended, and under Article VI, Section 1 (a, g, r) of the Constitution and Bylaws of the Shoshone-Bannock Tribes of the Fort Hall Indian Reservation of Idaho.

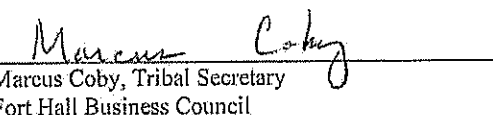
Dated this 09<sup>th</sup> day of January 2018

  
Nathan Small, Tribal Chairman  
Fort Hall Business Council

**S E A L**

**CERTIFICATION**

**I HEREBY CERTIFY**, that the foregoing resolution was passed while a quorum of the Business Council was present by a vote of 4 in favor, 1 opposed (DS), 1 absent (LRE) and 1 not voting (NS) on the date this bears.

  
Marcus Coby, Tribal Secretary  
Fort Hall Business Council

**CTRT-2018-0013**

**ADDENDUM**

**Immunity:** The parties agree neither the execution of this Agreement, nor any provision contained herein, shall act, nor be interpreted to act, as a waiver of the sovereign immunity of the Shoshone-Bannock Tribes. The Shoshone-Bannock Tribes hereby specifically preserves and maintains its sovereign immunity and any and all rights appurtenant thereto.



Initials: CAC  
(Non-Tribal Contracting Party)

Dated: 3/20/2018