Peterson, Susan

From: McDougall, Regina
Sent: Tuesday, March 29, 2011 5:28 PM
To: Peterson, Susan
Subject: FW: [SCJALEGISLATIVE] FW: Washington ICWA
Attachments: 5656-S E H2383 1.pdf

Please add this bill and the email to the list for Friday. thanks

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From: SCJA Legislative Committee [mailto:SCJALEGISLATIVE@LISTSERV.COURTS.WA.GOV] **On Behalf Of** Warning, Steve
Sent: Tuesday, March 29, 2011 10:57 AM
To: SCJALEGISLATIVE@LISTSERV.COURTS.WA.GOV
Subject: [SCJALEGISLATIVE] FW: Washington ICWA

Please review and comment.
Kitty-Ann, do you see any issues now?

From: Hassett, Stephen (ATG) [mailto:StephenH@ATG.WA.GOV]
Sent: Tuesday, March 29, 2011 10:18 AM
To: Warning, Steve; Kitty-Ann.vanDoorninck@co.pierce.wa.us
Subject: Washington ICWA

Judges Warnings and van Doorninck:

Attached is the latest version of the proposed WA ICWA. This was amended by and then passed out of Rep. Ruth Kagi's Early Learning and Human Services Committee and is now before the full House. As there is no identified fiscal impact at this point, I think it will easily be adopted by the House.

The amendments are fairly minor and address concerns raised by private adoption attorneys about the effect of the bill on voluntary private adoptions. I have highlighted the additions or changes in yellow, although this doesn't show what language was deleted. The most significant deletion was subsection (2) of section 19. But while this was a major point of contention for the adoption attorneys, it simply incorporated a provision from the federal ICWA into state statute. Since the federal provision remains binding on the state, deleting the subsection doesn't seem to do much.

<<5656-S E H2383 1.pdf>>

The House amendments were drafted after meetings that included tribal representatives, Mark Demaray for the American Academy of Adoption Attorneys, House and Senate staffers, and a DSHS rep and myself, so it is likely the Senate will agree to them once the bill passes the House. It's likely that this is pretty much what the final bill will look like.

Steve Hassett

Senior Counsel

Office of the Attorney General

Social and Health Services Division

Phone: (360) 586-6503

Fax: (360) 586-6662

E-mail: Stephenh@ATG.WA.GOV

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