Do Tribal and State Elder Abuse Programs Intersect?

Cynthia LaCounte, OAIANNHP Director
Overview

• Tribal focus on Elder Abuse and Neglect since 1985...WHERE HAS IT TAKEN US? WHERE ARE WE NOW?
  – Yakama Nation, Washington
  – Navajo Nation, Arizona
  – Great Lakes Inter-Tribal Council, Wisconsin
Introduction

• Who funds tribal elder abuse from ACL?
  – Eligible entities for OAA Title VII funds for elder justice are only State, not Tribes.
  – OAA Title VI funds can be used for elder justice programs but additional funds are not allocated.
What are the Cold Hard Facts?

- Department of Justice
  - OVC
  - VAWA
- Administration for Native Americans (pilots)
- Center for Disease Control?
- Bureau of Indian Affairs?
- Indian Health Service?
- States?
- Non-profits?
- Tribes?
- ??
There’s No Room for Secrets in Indian Country

• Tell us about your programs!
  – Funding?
  – Goals?
  – Objectives?
Who Coordinates with Your State?

- Does your Tribe receive state funds for elder abuse?
- Does your Tribe receive services for elder abuse?
- Does your tribe report elder abuse to the state for their follow-though?
- Do you collaborate with your state to work on elder abuse cases together?
- If you work with your state who provides follow-up after the report?
DATA, DATA, DATA

• If your Tribe has an elder abuse program are you collecting data on?
  – Types of abuse
  – Perpetrator characteristics
  – Resolution
  – Follow-through
  – Prevention of further abuse
ACL OAIANNHP is trying to collect elder abuse data from tribal programs so that we have information to seek funding and collaborations. If you have a program in place, PLEASE contact Cynthia for discussions.

Thank you.
Summary

For more information about ACL
U.S. Department of Health and Human Services, Administration for Community Living, Washington DC 20201

Cynthia LaCounte, Director, Office for American Indian, Alaskan Native and Native Hawaiian Programs

Phone: 202-795-7380 Email: cynthia.lacounte@acl.hhs.gov Web: http://olderindians.acl.gov
National Indigenous Elder Justice Initiative (NIEJI): Using NIEJI as a Resource

Tribal/State Elder Justice Collaborations That Work

Jacque Gray, NIEJI Director
October 10, 2018

“Restoring respect and dignity by honoring Indigenous elders”
NEIJI Resources

- **Elder Abuse**
  Types of elder abuse and the warning signs

- **Tribal Elder Protection Team Toolkit**
  A step-by-step guide for developing a successful model for addressing elder abuse in Indian Country

- **News & Events**
  News, events, conference and seminars

- **Publications**
  Newsletter articles, research reports and other documents

- **Presentations**
  Presentations/poster presentations from related meetings and conference

- **Product Examples**
  Items created by elder abuse prevention grantees

- **Websites & Tools**
  Related websites
-State/Tribal Hotline Map

- Training: Online Interactive Modules
  - Elder Abuse
  - Financial
  - Social Services
  - Caregiving
  - Policy
  - Healthcare NEW!
  - Legal NEW!

-NIEJI Innovation Grant
  - Native Elder Abuse Innovation Awards
  - Native Elder Maltreatment Survey
National Indigenous Elder Justice Initiative

Most cases of elder abuse are undetected, under reported, and unresolved resulting in injury, financial decimation, and even death. The National Indigenous Elder Justice Initiative (NIEJI) was created to address the lack of culturally appropriate information and community education materials on elder abuse, neglect, and exploitation in Indian Country.

Elder Abuse Warning Signs

- Learn more about the types of abuse and the warning signs

Native Elder Protection Team Toolkit

A step-by-step guide for developing a successful model for addressing elder abuse in Indian Country. The Toolkit is designed to help you identify and implement a tribal elder protection team.

Online Interactive Education

- Caregiving
- Elder Abuse
- Financial Information
- Healthcare
- Legal
- Policy
- Social Services

Learn more
Publications

NIEJI Publications

- **Protecting the Sacred Tree: Conceptualizing Spiritual Abuse Against Native American Elders**
  Gray, J., LaBore, K., Carter, P.
  June 2018 (Advance online publication)

- **Custody of Grandchildren Information for Grandparents**
  February 2018

- **Disrespect of Our Elders: Elder Abuse in Indian Country**
  Gray, J.
  November 2017

- **Contributing Factors to American Indian/Alaskan Native Elders' Quality of Life Fact Sheet**
  Lyons, L., Wheeler, M., Gray, J., Bluehouse, R., Gomez, T., Morgan, R.
  August 2015

- **Identity Theft Among American Indian and Alaskan Native Elders Fact Sheet**
  Riley, D., Wheeler, M., Gray, J., Bluehouse, R., Gomez, T., Morgan, R.
  July 2015

- **Technology Use Among American Indian/Alaskan Native Elders Fact Sheet**
  Azure, W., Wheeler, M., Gray, J., Bluehouse, R., Gomez, T., Morgan, R.
  July 2015

- **American Indian FAQs**

Other Publications

- **Elder Abuse Issues in Indian Country**
  U.S. Administration on Aging
  Jackson, M.Y., Sappier, T.
  June 2005

- **Lifelong Disparities among Older American Indians and Alaska Natives**
Presentations

- What is Elder Abuse?
- Financial Exploitation, Fraud, & Identity Theft
- NIEJI Resources
- Tribal EPT Toolkit
- Developing an Elder Protection Code
- Elder Abuse and Grandparent Abuse
- Research on Elder Abuse in Indian Country
- And others
Poster, fact sheets, place mats

Ways to Love Our Elders

LISTEN • Hug them • Be PROUD of them • Tell them you LOVE them • Take them out to eat • Open the door • Steady them so they won’t fall • Brush their hair • Have them teach you TRADITIONS • Spend time with them • Make them a cup of tea • Cook their favorite food • Take them to a movie • Take them out for a meal • Sing together • Dance • Sweep the floor • Wash their clothes • Take out the trash • Be PATIENT, let them take their time • Clean their yard • Talk with them • Spend your own money on them • Make sure they are dressed warmly for the weather • Bring children to VISIT • Play games together • Pray with them • RESPECT their spiritual beliefs • Give birthday gifts • Remember them on holidays • Tell them the latest news (gossip) • Shake their hands • Make their bed • HELP them get dressed for the day • Clean out the stove • Check their windows & doors • Fix the fence or gate • Feed the dogs & horses • Make fry bread • RESPECT their history • Ask about their childhood • Ask them to tell you a story • Tell a story • Talk about what you did today • Read the newspaper • Be KIND & RESPECTFUL • Include them in your family plans so they won’t be alone • Let grandma relax at gatherings instead of cooking • Tell a good JOKE • Clean their jewelry • Make jewelry, do bead work, weave or sew • Check to see if they are okay • Chop & haul wood • Offer to pay their utility bill • Buy some groceries, potatoes or flour • Play their favorite song • Wash the vehicle • Take CARE of their medications • Let them keep & enjoy their gifts • Bring them your favorite food • Treat grandma like a lady, open doors for her & let her go first • Give their change back, when they ask you to buy something for them • Give a cheerful greeting, say “Hello, Goodnight, I LOVE you.” • LEARN to make traditional foods • Offer to interpret forms • Give them a library card • Let them be by themselves • Ask them • Make sure • Make sure it is a safe place to be • work • Return

Spot scams from a mile away.

An official publication of the U.S. Government
NIEJI Training Modules

- Legal
- Policy
- Financial Exploitation
- Health Care
- Social Services
- Caregivers
NIEJI Innovation Grant

NIEJI Innovation Grant is focused upon development of innovative ways to address the issue of elder abuse among American Indian, Alaska Native, and Native Hawaiian programs.

The NIEJI Innovation Grant provides opportunities for tribes to:

- Develop elder abuse protection programs
- Gather tribal data about elder abuse in Indian Country
- Produce additional training modules for professionals on working with elder abuse in Indian Country

Opportunities

- [Native Elder Abuse Innovation Awards 2017 Announcement (RFP)]
- [Elder Maltreatment Survey]
NIEJI Innovation Grants

Cycle 1
- Confederated Salish & Kootenai Tribes (MT)
- Eastern Band of Cherokee (NC)
- Maniilaq Association (AK)
- Muckleshoot Tribe (WA)
- Ponca Tribe (NE)
- St. Regis Mohawk Tribe (NY)
- Shoshone-Bannock Tribe (ID)
- Spirit Lake Tribe (ND)

Cycle 2
- Knik Tribe (AK)
- Little Traverse Bay Band of Odawa Indians (MI)
- Oneida Nation (WI)
- Pascua Yaqui Tribe (AZ)
- Standing Rock Sioux Tribe (ND/SD)
- White Earth Band of Chippewa (MN)
- Wichita & Affiliated Tribes (OK)
- Winnebago Tribe (NE)
Innovation Grantees

NIEJI Innovation Grant
Native Elder Abuse Innovation Awards
Map of Grantees (Cycle 1 & Cycle 2)
Jacque Gray, NIEJI Director
Jacqueline.gray@und.edu
(701) 777-6780
National Indigenous Elder Justice Initiative

Phone: 701-777-6780
Toll-free Number: 855-834-1572
E-mail: info@nieji.org
Website: http://www.nieji.org

Thank You!
Shoshone-Bannock Tribes
Adult Protection Services

ELDER ABUSE MULTDISCIPLINARY TASK FORCE
& COMMUNITY BOARD OF GUARDIANS

Marcia Hall
mhall@sbtribes.com
Work (208) 236-1073 Cell (208) 220-1007
SHOSHONE–BANNOCK TRIBES
ADULT PROTECTION SERVICES

ELDER ABUSE
MULTIDISCIPLINARY TASK FORCE COMMITTEE
ELDER ABUSE
MULTIDISCIPLINARY TASK FORCE

The Elder Abuse Multi-Disciplinary Task Force Committee requires the coordinated efforts in promoting physical, mental, social and spiritual wellness. The approach allows the team to immediately share information and eliminate duplicate efforts.

RESOLUTION

WHEREAS, the Adult Protection Services entitled the Shoshone-Bannock Tribes' Elder Abuse Multidisciplinary Task Force Committee to coordinate efforts in promoting physical, mental, social and spiritual wellness. The Elder Abuse Multidisciplinary team of professionals' works from one central location to investigate reported elder abuse. This approach allows the team to immediately share information and eliminate duplicate efforts.

WHEREAS, the Elder Abuse Multidisciplinary Task Force plays a key role in the community's response to elder abuse and the benefits in strengthening community relationships, promoting teamwork and cooperation, providing assistance on cases referred for guardianship, helping elders secure improved medical care, and enhancing clinicians' understanding of services;

WHEREAS, the Elder Abuse Multidisciplinary Task Force Committee is organized and sanctioned under the Shoshone-Bannock Tribes Elder and Adult Protection Code and is formally referred to as the Adult Protection Team;

NOW, THEREFORE, BE IT RESOLVED BY THE BUSINESS COUNCIL OF THE SHOSHONE-BANNOCK TRIBES, FOR THE SHOSHONE-BANNOCK TRIBES' ELDER ABUSE MULTIDISCIPLINARY TASK FORCE COMMITTEE establisheid by the Adult Protection Services is hereby approved to coordinate efforts in promoting physical, mental, social and spiritual wellness.

Authority for the foregoing resolution is found in the Indian Reorganization Act of June 18, 1934 (48 Stat. 196) as amended and including, but not limited to, Article IV, Section 1 G) of the Shoshone-Bannock Tribes Constitution and bylaws of the Fort Hall Reservation.

Dated this 31st day of July 2018

[Signature]
Nathan Small, Chairman
Fort Hall Business Council

SEAL

CERTIFICATION

I HEREBY CERTIFY that the foregoing resolution was passed while a quorum of the Business Council was present by a vote of 6 in favor and 1 not voting (NY) on the date this was [Signature]

Donna T. Bolingbroke, Tribal Secretary
Fort Hall Business Council

LWOK 2018-0642
OBJECTIVES

- Coordinate care of patients
- Promote continuity of care
- Update members about new services, programs, legislation
- Identify service gaps and system problems
- Planning and carrying out coordinated investigations or care planning
- Advocate for change
The Elder Abuse Multidisciplinary Task Force Committee is organized and sanctioned under the Shoshone-Bannock Tribes Elder and Adult Protection Code and is formerly referred to as the Adult Protection Team.

- 477 Consumer Services Program representative
- Diabetes Program representative
- Community Health Nurse(s)
- Counseling & Family Service representative
- Fort Hall Housing Authority Representative
- Southeast Idaho Council of Government Adult Protection Services Representative
- Elderly Nutrition Representative
- Patient Navigator representative
- Fort Hall Emergency Medical Services representative
- Other Disciplines (will be notified by referral on a case by case basis)
MEETINGS

- The last Tuesday each month the committee meets from 8:00 am to 9:30 am at the Tribal Court Jury Deliberation Room or designated area(s). A structured agenda is provided, which include such items as introductions, reviews of confidentiality, reflect on current and future clients in need or updates on services or developments in the case.
- Adult Protection Services will take minutes
- Alternate Secretary shall take minutes in the absence of the Secretary
- List of hospitalized patients, patient seen at local ERs, patients referred to consultants, and Community Health Nursing are reflected in committee minutes
SHOSHONE–BANNOCK TRIBES
ADULT PROTECTION SERVICES

COMMUNITY BOARD OF GUARDIANS
COMMUNITY BOARD OF GUARDIANS

Board members are given the opportunity to serve as a volunteer court-appointed guardian/conservator for a person that is in need of assistance in making critical decisions regarding their health, finances, and well-being.
The volunteer Board will consist of five community volunteers, who are trained to serve on the Board as guardians and conservators.

To act in the best interests of the person and to use the judgement and care which persons of prudence discretion and intelligence exercise in the management of their own affairs.

To solicit, locate, and obtain individuals to volunteer and serve as guardians for individuals who need guardians and conservators to be appointed under the Shoshone-Bannock Tribes Elder and Adult Protection Code, when no family member or other qualified person has volunteered to serve.
The Board shall consist of five members.

Members of the Board shall be community volunteers interested in assisting persons needing guardians and/or conservators.

Board applicants shall apply through the Tribes’ Personnel Department and shall be appointed by the Council. The Board shall review applicants that apply and make appointment recommendations to the Council.

Each volunteer Board member will undergo the HIPA certification training with Tribal Health & Human Services each year.

The volunteer Board members will adhere to the Shoshone-Bannock Tribes Privacy Act.

All said ward files will be stored in the Adult Protection Services office in locked cabinet.

Terms of office shall be for four years and shall be staggered. A number of members equaling, or most closely exceeding, one-half shall be initially appointed for three years.

No person shall be appointed for more than three successive terms or twelve successive years on the Board.

No person shall be a member of the Board who is also an employee of the Court.

Board members and officers shall serve without pay.

Each Board shall elect its own officers.

The Board shall petition the Court to be appointed guardian or conservator only as a last resort.
There’s a three (3) page “Referral Application” that will need to be submitted to the Adult Protection Services Office.
RESOLUTION

WHEREAS, the Adult Protection Services established the Shoshone-Bannock Tribes Board of Community Guardians (the "Board") to serve as court-appointed guardians and/or conservators for those persons in need of guardianship and/or conservatorship and for whom there is no person or corporation qualified and willing to act in such capacity; and

WHEREAS, there is a need to solicit, locate and obtain individuals to volunteer and serve as guardians for individuals who need guardians and conservators to be appointed under the Shoshone-Bannock Tribes Elder and Adult Protection Code, when no family member or other qualified person has volunteered to serve; and

WHEREAS, each Board member is given the opportunity to serve as a court-appointed guardian/conservator for a person that is in need of assistance in making critical decisions regarding their health, finances and well-being;

WHEREAS, the Board member shall visit these individuals at least once a month and generally more often, especially on special occasions such as birthdays and holidays. Individual Board members shall report on each individual, each month, to the entire Board;

NOW, THEREFORE, BE IT RESOLVED BY THE BUSINESS COUNCIL OF THE SHOSHONE-BANNOCK TRIBES, that the Adult Protection Board of Community Guardians Bylaws is hereby approved as attached hereto. The Board shall serve as court appointed guardians and/or conservators for those persons in need of guardianship and/or conservatorship and for whom there is no person or corporation qualified and/or willing to act in such capacity; and

BE IT FURTHER RESOLVED, the Board shall report annually in writing to the Shoshone-Bannock Tribal Court Chief Judge of its activities for the preceding year.

Authority for the foregoing resolution is found in the Indian Reorganization Act of June 18, 1934 (48 Stat., 984) as amended and including, but not limited, to Article VI, Section 1 (r) of the Shoshone-Bannock Tribes Constitution and Bylaws of the Fort Hall Reservation.

Dated this 31st day of July 2018

[Signature]
Nathan Small, Chairman
Fort Hall Business Council

SEAL

CERTIFICATION

I HEREBY CERTIFY, that the foregoing resolution was passed while a quorum of the Business Council was present by a vote of 6 in favor and 1 not voting (NS) on the date this bears.

[Signature]
Donna T. Bollinger, Tribal Secretary
Fort Hall Business Council

LWOR-2018-0644
ADULT PROTECTION SERVICES
2011–2018 EVENTS
INDIAN TRUST PROBATE
SHOSHONE-BANNOCK TRIBAL COURTS ELDERS PROBATE SERVICES
& DEPARTMENT OF THE INTERIOR, OST DEPARTMENT
Gus Kerndt
OST Trustee

American Indian Probate Reform Act

DATE
Wednesday, July 25, 2012

TIME
5:30 PM-7:30 PM

LOCATION
Shoshone-Bannock Tribal Justice Center

CERTIFIED FAMILY HOMES (CFH)
A Division of Licensing & Certification

Did you know that you could be paid to care for an elderly or disabled adult person living in your home?

Graeme and Leonard Smith
Date: February 18, 2016 Time: 6:00 pm Where: Justice Center Court Room 1

Get Free Legal Aid

Get Free Legal Aid

SHOSHONE-BANNOCK TRIBES TRIBAL COURT
ADULT PROTECTION SERVICES
Senior Resource Guide

Get Free Legal Aid
TRIBAL COURTS ELDER, ADULT PROTECTION SERVICES, IDAHO LEGAL AID SERVICES, INC.

FRED G. ZUNDEL
Attorney At Law & Miranda Hedges, LSW

Get Free Legal Aid

Get Free Legal Aid

Get Free Legal Aid
"It's an Honor to be an Elder"
Elder Abuse Awareness Fair

MOVING ON WITH GRIEF
Led by Miranda Hedges, L.S.W.
Encompass Home Health & Hospice Social Worker

WHERE: Wednesday, June 11, 2014
PLACE: Elderly Nutrition Dining Room
TIME: 6:00 PM -7:00 PM

"Light Refreshments will be served & Door Prizes"

"It's an Honor to be an Elder"
Elder Abuse Awareness Fair

Get Free Legal Aid

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Get Free Legal Aid
8th Annual
Taking A Stand Against Elder Abuse
Shoshone-Bannock Tribes
Hotel & Event Center
May 16 & 17, 2019
For More Information: (208)236-1073
QUESTIONS?