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| **healing to wellness court** 1  *The Judge as Team, Community & Nation Builder* **Key component Bench Card** | | | | | | | |
| **Tribal Healing to Wellness Court brings together alcohol and drug treatment, community healing resources, and the tribal justice process by using a team approach to achieve the physical and spiritual healing of the individual participant, and to promote Native nation building and the well-being of the community.** | | | | |
| Key Concepts, Considerations, & Questions   |  |  | | --- | --- | | **Community & Nation Building** | Does the Wellness Court contribute to   1) human capital/citizen development and  2) community peace and well-being? | | Does the Wellness Court  1) inspire innovation, and  2) require unique governmental institution(s), structure(s), and/or relationship(s)? | | **Healing Focus** | Does the Wellness Court cultivate collaboration between treatment, healing resources and the judicial system? | | Does the Wellness Court enhance the reach and impact of existing human resources and service providers? | | **Teamwork & Collaboration** | Does the Wellness Court promote and model teamwork? | | Does the Wellness Court stimulate and sustain team-building? | | | | | “Excerpt from Statute, P & P, Court Rules, etc.”  “Alumni Quote” | | | |
| ***Jurist – Judicial roles & responsiblities*** | | | | | | | |
| Functions and Formalities | | Community Connection – Present Wellness Court to Community  Tribal Council Connection – Solicit official approval from tribal leadership  Court Capability – Assure adequate resources are gathered to implement Wellness Court | | | | □ | |
| Legal Process  & Procedures | | Propose alternate procedures, particularly case transfer - between dockets/other Courts  Promulgate alternative procedures by Court Rule  Publish procedures thoroughly (recognizably distinct from the norm) | | | | □ | |
| Ethics & Protocol | | Identify and disclose potential conflicts of interest  Allow for teaching and learning when apparent and applicable  Distinguish between Court determinations and decisions entered for Defendants and Participants  Assure knowledge, familiarity, and relationships with Citizens/Community cause no bias | | | | □ | |
| Legal Context & Considerations  *(Assure no conflict with existing law)* | | Constitution  Code  Council Resolution  Common Law  Court Rule  Custom | | | | □  □  □  □  □ | |
|  | | | | | | | |
| SUGGESTED  Practices  Training  Coaching  Support | |  |  | | --- | --- | | Team Building Activity | □ | | Community Presentation | □ | | Advisory/Steering/Community Committee Meeting | □ | | Regular Team Meeting | □ | | Training (update) | □ | | MOUs/MOAs (update) | □ | | | **Related NADCP Core Competency**  # 7 - Judge “effectively leads the team to develop all the protocols and procedures of the program.” | | | |  |
| See Process & Procedure Bench Card 11 & 13 | | | |
| Resources/  Technology | [www.WellnessCourts.org](http://www.WellnessCourts.org), [www.home.tlpi.org](http://www.home.tlpi.org), [www.ndci.org](http://www.ndci.org), [www.american.edu/spa/jpo/initiatives/drug-court/](http://www.american.edu/spa/jpo/initiatives/drug-court/) , [www.ndcdr.org](http://www.ndcdr.org), [www.drugcourtonline.org](http://www.drugcourtonline.org) | | | | | |  |
| “*A Tribal Court is a critical player in the process of nation building; It advances sovereignty, helps uphold the constitution . . . preserves tribal customs . . . enhances a Native nation’s self-governance capabilities and expands the possibilities for the nations’ future*.”  Flies-Away, Garrow, & Jorgensen | | | | | | | |