**Indian Child Welfare Act (ICWA)**

***Haaland v. Brackeen Decision Summary***

This webpage describes the Haaland v. Brackeen case, in which the United States Supreme Court upheld ICWA on June 15, 2023.

<https://narf.org/cases/brackeen-v-bernhardt/#:~:text=The%20court's%20decision%20affirmed%20the,who%20fought%20to%20protect%20it>.

***Cultural Connectedness and Indigenous Youth Well-Being Fact Sheet***

This fact sheet succinctly describes the importance of connectedness for Indigenous youth, and it describes ways that service providers can help these youth feel connected to their culture.

National Indian Child Welfare Association (2018)

[https://www.nicwa.org/wp-content/uploads/2019/11/2019-10-30-Cultural-Connectedness-](https://www.nicwa.org/wp-content/uploads/2019/11/2019-10-30-Cultural-Connectedness-Fact-Sheet.pdf) [Fact-Sheet.pdf](https://www.nicwa.org/wp-content/uploads/2019/11/2019-10-30-Cultural-Connectedness-Fact-Sheet.pdf)

***Bureau of Indian Affairs 2016 Guidelines for Implementing the Indian Child Welfare Act***

These guidelines are intended to assist those involved in child custody proceedings in understanding and uniformly applying the Indian Child Welfare Act (ICWA) and U.S. Department

of the Interior regulations. While not imposing binding requirements, these guidelines provide a

reference and resource for all parties involved in child custody proceedings involving Indian children. These guidelines explain the statute and regulations and provide examples of best practices for the implementation of the statute. These guidelines replace the 1979 and 2015 versions of the Department’s guidelines.

<https://www.bia.gov/sites/bia.gov/files/assets/bia/ois/pdf/idc2-056831.pdf>

***ICWA’S Irony***

This law review article asserts that ICWA’s defenders should stop trying to justify the different treatment of Indian children and families under the Act and, instead, assert that the Act’s protections simply ensure Indian families receive the same protections as other families. Marcia Zug

American Indian Law Review, Vol. 45, No. 1 (2021)

<https://digitalcommons.law.ou.edu/cgi/viewcontent.cgi?article=1724&context=ailr>

***Indian Child Welfare Act (ICWA)***

This website includes current news, sample notice and consent forms, quick reference sheets, practice guides, and training modules.

Bureau of Indian Affairs <https://www.bia.gov/bia/ois/dhs/icwa>

***Indian Child Welfare Act Desk Guide***

This concise document is a general reference to the major provisions of ICWA and the laws and policies regarding the application of the law in different jurisdictions.

Casey Family Programs

<https://narf.org/nill/documents/20111100_ICWA_guide_Casey.pdf>

***Indian Child Welfare Act: Existing Information on Implementation Issues Could be Used to***

***Target Guidance and Assistance to States***

This report is a comprehensive analysis of the factors that influence placement decisions for children subject to ICWA; the extent to which, placement for such children have been delayed. and federal oversight of states’ implementation of ICWA.

U.S. Government Accountability Office (Apr. 2005)

<https://www.gao.gov/products/gao-05-290>

***A Practical Guide to the Indian Child Welfare Act***

This online document is intended to answer questions and provide a comprehensive resource of information on ICWA with links to thousands of state and federal resources updated through September 2011.

Native American Rights Fund (2011)

<https://narf.org/nill/documents/icwa/index.html>

***Quick Reference Sheet on Active Efforts***

This fact sheet succinctly describes what constitutes active efforts in ICWA cases and refers to the 2016 BIA Regulations

U.S. Department of the Interior, Bureau of Indian Affairs <https://www.bia.gov/sites/bia.gov/files/assets/bia/ois/ois/pdf/idc2-041405.pdf>

***Trigger Points: Current State of Research on History, Impacts, and Healing Related to the***

***United States’ Indian Industrial/Boarding School Policy***

This research document is a thorough review of the literature regarding the impacts of boarding schools on Native Americans in the United States, and the remedial measures known to address those impacts.

Native American Rights Fund (2019)

<https://www.narf.org/nill/documents/trigger-points.pdf>

***A Guide to Compliance with the Indian Child Welfare Act (Oct 2021).*** This publication includes a detailed description of ICWA and its regulations in a question and answer format.

National Indian Child Welfare Association (2021)

[https://www.nicwa.org/wp-content/uploads/2021/12/NICWA\_11\_2021Compliance-Guide.pdf\](https://www.nicwa.org/wp-content/uploads/2021/12/NICWA_11_2021Compliance-Guide.pdf%5C)

***Contemporary Attachment and Bonding Research: Implications for American Indian/Alaska Native Children and their Service Providers (Feb 2020).*** This research paper describes how recent child and adolescent development research supports ICWA’s placement provisions.

National Indian Child Welfare Association (2020).

<https://www.nicwa.org/wp-content/uploads/2020/03/Contemporary-Attachment-and-Bonding-Research-Final.pdf>

***Setting the Record Straight: The Indian Child Welfare Act Fact Sheet.*** The fact sheet addresses describes common misperceptions in how ICWA impacts Native American children and families and state courts.

National Indian Child Welfare Association (2018).

<https://www.nicwa.org/wp-content/uploads/2018/10/Setting-the-Record-Straight-2018.pdf>