

Indian Boarding Homes Program

Protocol for the evaluation of claimants alleging placement periods following June 1992

Introduction

This document outlines the protocol for evaluating claimants who indicate placements after June 1992 (“post-1992 claimants”).

Protocol

1. Immediately following the acceptance of this protocol by all parties, on October 2, 2025, the Claims Administrator will commence submitting post-1992 claims to Canada for review.
2. As the review of placement responsibility may require additional steps outside of those required to establish placement in the IBHP, post-1992 claimants will be sent to Canada in a separate report that will accompany the established reports sent for pre-1992 claimants.
3. The Claims Administrator will submit for Canada’s review, all previously submitted post-1992 claimants that were not already established as having been placed in the IBHP, for a secondary review.
4. The evaluation of post-1992 claimants will follow the same procedures outlined in the Claims Protocol, and will only include claims that meet the following criteria:
 - a. The claim form includes all required information, and
 - b. The Primary Class Member did not opt out of the settlement, and
 - c. The Application is unique (i.e., not a duplicate submitted for a Primary Class Member for whom another Application has already been processed).
5. Information that will be provided for post-1992 claimants will include the following, in alignment with the Claims Protocol:
 - a. Required Information that will be provided for all claims:
 - i. Name of Class Member
 - ii. Date of Birth

- iii. Age / Grade of Claimant during their first and last year of participation
- iv. The City / Town / Village/ First Nation or Reserve where the private home was located
- v. Time period at home placement
- vi. Indian Status Card Number / Band Number / Disc # / Beneficiary # OR Reason for exclusion

b. Information that will be provided dependent on Claimant's submission:

- i. Middle Name or Name before Marriage
- ii. School name and type
- iii. Name(s) of other children placed at the same Boarding Home
- iv. Name(s) of the Boarding Home Parent(s)

- 6. The Claims Administrator's report template will provide a section for Canada to provide information (if available) on placement responsibility per claimant.
- 7. Upon the receipt of post-1992 reports from the Claims Administrator, Canada will review its files to determine whether the claimant participated in the IBHP (in alignment with established practices as set out in paragraphs 15 to 17 of the Claims Protocol.
- 8. The review to determine whether the claimant was placed in IBHP post-1992 will be performed in accordance with the Claims Protocol, with results being provided to the Claims Administrator within 120 days.
- 9. Only if Canada is able to confirm that the claimant participated in the IBHP, Canada will then review its files to determine whether Canada was responsible for the individual's placement in the IBHP.
- 10. The review to determine whether Canada was responsible for the claimant's placement in the IBHP will then be performed following the review as to whether the claimant participated in the IBHP.
- 11. The results of the review to determine responsibility will be provided to the Claims Administrator within 60 days of the expiration of the 120 day review period described in paragraph 8 above.
- 12. Upon the receipt of the report from Canada, the Claims Administrator will review results and identify instances of claimant placement in IBHP attributable to Canada.

13. Absence of any information related to placement responsibility will not be considered sufficient to determine whether a claimant was placed by Canada. The Claims Administrator will prompt claimants to provide additional information showing Canada was responsible for placement.
14. In accordance with the Missing Information protocol, claimants will be offered a period of one year to provide evidence establishing that Canada was responsible for their placement. If no information is provided after the year, the claim will be denied.