



September 1, 2011

## **SORNA Substantial Implementation Review Confederated Tribes of Warm Springs**

The U.S. Department of Justice, Office of Justice Programs, Office of Sex Offender Sentencing, Monitoring, Apprehending, Registering, and Tracking (SMART) would like to thank the Confederated Tribes of Warm Springs for the extensive work that has gone into its effort to substantially implement Title I of the Adam Walsh Act, the Sex Offender Registration and Notification Act (SORNA). The SMART Office has completed its review of the Confederated Tribes of Warm Springs's SORNA substantial implementation packet and has found that the Confederated Tribes of Warm Springs has substantially implemented SORNA.

On May 9, 2011, the Confederated Tribes of Warm Springs submitted a substantial implementation package that included eleven exhibits, including background information on the tribe and its criminal justice system, courts, and police department, policies and procedures regarding sex offender registration, the tribe's sex offender registration law and relevant additional laws, as well as forms and memoranda of agreement with other law enforcement agencies. In addition, email and phone correspondence with Rich Vigil, Registry Administrator, filled in gaps in information and procedure, which informed our review.<sup>1</sup>

Our review of these materials follows the outline of the SMART Office Substantial Implementation Checklist-Revised, which contains 14 relevant sections addressing the SORNA requirements. Under each section, we indicate that the Confederated Tribes of Warm Springs meets the SORNA requirements of that section.

### **I. Immediate Transfer of Information**

The Confederated Tribes of Warm Springs meets all of the SORNA requirements in this section.

### **II. Offenses that Must Be Included in the Registry**

The Confederated Tribes of Warm Springs meets all of the SORNA requirements in this section.

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<sup>1</sup>The SMART Office had email and phone correspondence with Rich Vigil, Registry Administrator, in August 2011.

### **III. Tiering of Offenses**

The Confederated Tribes of Warm Springs meets all of the SORNA requirements in this section.

### **IV. Required Registration Information**

The Confederated Tribes of Warm Springs meets all of the SORNA requirements in this section.

### **V. Where Registration is Required**

The Confederated Tribes of Warm Springs meets all of the SORNA requirements in this section.

### **VI. Initial Registration: Timing and Notice**

The Confederated Tribes of Warm Springs meets all of the SORNA requirements in this section.

### **VII. Initial Registration: Retroactive Classes of Offenders**

The Confederated Tribes of Warm Springs meets all of the SORNA requirements in this section.

### **VIII. Keeping the Registration Current**

The Confederated Tribes of Warm Springs meets all of the SORNA requirements in this section.

### **IX. Verification/Appearance Requirements**

The Confederated Tribes of Warm Springs meets all of the SORNA requirements in this section.

### **X. Public Registry Website Requirements**

The Confederated Tribes of Warm Springs meets all of the SORNA requirements in this section.

## **XI. Community Notification**

The Confederated Tribes of Warm Springs meets all of the SORNA requirements in this section.

## **XII. When a Sex Offender Fails to Appear for Registration**

The Confederated Tribes of Warm Springs meets all of the SORNA requirements in this section.

## **XIII. When a Confederated Tribes of Warm Springs has Information that a Sex Offender may have Absconded**

The Confederated Tribes of Warm Springs meets all of the SORNA requirements in this section.

## **XIV. Other Considerations**

### **Conclusion**

The Confederated Tribes of Warm Springs has put forth exceptional work and effort in adopting SORNA and enhancing its sex offender registration and notification system. However, there are provisions identified in this report that should be addressed in order for the Confederated Tribes of Warm Springs to fully implement SORNA.

We encourage you to continue your efforts towards fully implementing the provisions of SORNA. If at any time you require assistance or clarification on implementation, do not hesitate to contact the SMART Office.