I. Statement of the Problem

The is one of
reservations located in the state of is known as a "progressive"
even though it adheres to a traditional religious and cultural calendar. However,
its secular government, established by the constitution, is known to incorporate
many projects in order to protect the overall welfare of the people. As a result, the
employs an extensive department and fully operational court system
that helps provide justice to injured parties in the
The total land base for the
is approximately acres making it the largest of all in
Currently there are tribally enrolled members with over members residing on
the reservation. The total reservation population including non-Indians is around
Like most tribal governments, does not monitor, or for that
matter, know the exact number of sex-offenders residing within jurisdiction.
Most convictions come from federal prosecutions. However, some sex offenders are
convicted in state court as well as other tribal courts. Currently, there is no system to
adequately identify which offenders are convicted in other tribal courts and federal sex
offenders may possibly be non-compliant with the state registry and "hiding" on the

reservation. The uncertain number of sex offenders living within the community poses a safety risk to the community at large.

Also, recognizes the fact that the are diverse in not only population, but also the number of businesses within each community that bring a significant amount of contact with travelers and non-local residents to community members. Also, the religious and cultural calendars provide a challenge in monitoring sex offenders and keeping them from potential contact with their former victims and their families because sex offenders may still participate in traditional religious ceremonies. So, the challenge of addressing this problem will be unique as to not create any undue burden on traditional way of life while trying to design a comprehensive program to administer the SORNA regulations through an effective implementation plan.

Furthermore, the passed a statute in titled,

"Sex Offender Registration." However, the law is not enforced by any
law enforcement agency or social service department. Even though it requires all
sex offenders to register, provides no office or officer to register and acquire
the data needed to properly monitor these offenders. Also, there are not any composed
regulations or protocols regarding sex offenders in

In order to adhere to the tradition of protecting the people, the Council prioritized the issue of sex offender registration and notification as an immediate need. So, Council adopted a resolution in 2007 in accordance with Section 127 of the Adam Walsh Act ("AWA" or "Act"), to create an office to monitor and register sex offenders living within . As a result, Council directed the

create an office to implement a plan that will address the need to find out who is a sex offender, locate the sex offenders, and monitor the sex offenders residing in accordance with the Act and its SORNA provisions.

The goals and objectives are designed to implement a strategy that will ensure can protect children and other adults from the sex offender's reentry into that communities, prevent the community members from any sexual encounters or exploitation, and to honor the victim's who are suffering through this kind of difficult situation. The goals, if accomplished, will make certain that is compliant with the SORNA provisions, that victims will be contacted in a timely manner as well as the community, and create a regulatory scheme that will enhance the existing laws and to enforce the SORNA provisions. It's important to meet these goals in order to fully utilize any software that may become available for employ for the purposes of monitoring sex offenders with the specified required information for the duration of the monitoring and verification to enter the offender into the Dru Sjodin National Sex Offender Registry. Additionally, recognizes the fact that most offenders are convicted at the federal level, where no registry exists, and in needs to strengthen its ties to the light of that fact, in addition to the United States Department of Justice and the United States Probation Office. With that in mind, will create partnerships with the offices that will have the greatest impact regarding information as to the offender, the victim, and the sentencing requirements involving probation and the requirements for compliance of that obligation.

II. Program Design and Implementation Plan: Goals, **Objectives, and Implementation Strategy**

Goal 1 – Develop and train a specialized unit of law enforcement with the primary duty of registering and monitoring sex offenders living

within the many duty of registering and monitoring sex offenders living
Objective 1.A – Create a new staff position, that will register and monitor sex offenders;
Implementation Strategy -
will provide a detailed job description of the new staff position and
will hire the Officer by the first quarter of the grant
year. Next, the will work with the Tribal Prosecutor, the Captain of the
Police Department, the Victim Advocate, and the
designated Probation Officer to form an initial working committee and implement the rest
of the implementation plan. The will be a fully trained and commissioned
officer that will also enforce the general laws of
quarter of the grant year, the will take steps to become cross-deputized as a state
officer and federally cross-commissioned officer by the end of the grant year.
Objective 1.B - Provide technical support and training to tribal officers, probation officers, and traditional officers charged with enforcing the sex offender to become compliant with the tribal, state, and federal SORNA provisions;
Implementation Strategy -
The will seek local, regional, and national training to attend. Also, the
will notify the initial working committee of trainings that they should attend. As a
result of this training, the will provide technical support to the probation office
and the Prosecutor when they are working with sex offenders or related issues.

Furthermore, the will conduct a series of trainings for tribal officers so that officers will know and understand what kind of dangers sex offenders may pose, how a sex offender may re-offend, and what is required of a registered sex offender in accordance to the SORNA provisions. The will ensure that all hired commissioned officers will be trained on the dangers of sex offenders by the end of the grant year. Additionally, the Director will impose mandatory training on all new officer hires for similar training. Also, the will provide additional training to officials on safety and notification strategies by the end of the grant year. The employee trainings, community awareness sessions in each village by the end of the third quarter of the grant year. The will need the support of the community at-large in order to create a web of safety from any sex offender that may pose a threat. In support of this endeavor, the Prosecutor will enlist the to help create the curriculum for the community outreach trainings by the end of the second quarter of the grant year. and the Prosecutor will be responsible for the implementation of the SORNA provisions and will need to be fully trained on the provisions. So, the and the Prosecutor will attend national training sessions within the grant year to ensure will be compliant with Section 2 of the Act and have a fully operational is aware that the deadline is July 27, 2009, for a office by October 1, 2010.

fully operational registry however, in order to become fully compliant will seek an extension in order to fulfill the terms of the grant.

Goal 2 – Establish multi-jurisdictional partnerships in order to communicate effectively with other local jurisdictions and their officers charged with enforcing the SORNA provisions

Objective 2.A – Create partnerships with local law enforcement to protect the from sex offenders who have absconded from complying with both jurisdictions' registry program;

Implementation Strategy -

The will be responsible for locating points of contact in local tribal and county jurisdictions regarding sex offender compliance in those jurisdictions. Once those parties are identified, the will then initiate meetings to discuss possible partnerships of monitoring sex offenders that may travel or stay in neighboring counties or surrounding tribal reservations. The will accomplish this task by the end of the second quarter of the grant year.

Also, the will help provide support to United States Federal Marshalls or county sheriffs seeking sex offenders who have absconded from their jurisdictions and may be "hiding" within the will provide the necessary officers to help facilitate the tracking and/or arrest of the sex offender, depending upon the level of danger the offender poses to the community.

Objective 2.B – Improve and enhance technological information sharing as it relates to sex offender registration and notification compliance and accountability among local jurisdictions;

Implementation Strategy -

The will be responsible for improving and enhancing technological information sharing to other jurisdictions by utilizing a local website of all registered sex

offenders living on reservation. The will also provide the necessary access to other compliance officers from other jurisdiction for more detailed information of a sex offender who absconded from In addition to providing information to local jurisdictions, the website will also provide information to the general public and to the local businesses regarding sex offenders. The will accomplish this objective by the end of the third quarter of the grant year. will also meet with the Department of Public Safety to create a partnership that will allow for tribal court convicted sex offenders to be included on the state website and any other technological information system. As of now, the Center uses a LiveScan finger printing system that is connected to seeks to upgrade the Live Scan system in order to more compliant with the regulations outlined by the Adam Walsh Act and also to interface with the state of The will also meet Department of Public Safety in order to remedy this problem, so with the information sharing can occur utilizing that equipment as well. The will accomplish this task by the end of the third quarter of the grant year. Police Department enjoys complete access Currently, the will research methods to use this system with its full potential to help monitor sex offenders who are currently facing a warrant in other jurisdictions and may be living on The will accomplish this task by the end of the third quarter of the grant year.

Objective 2.C – Attend the local bi-monthly Federal Sex Offender Task Force meetings.

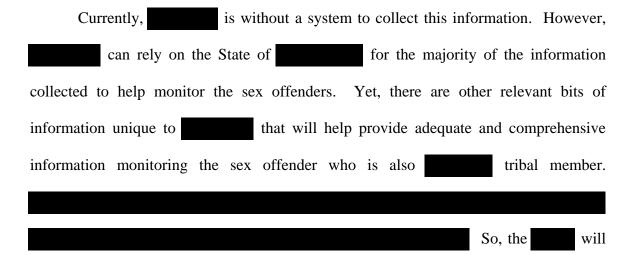
Implementation Strategy -

The prosecutor, and the designated probation officer will attend the bimonthly federal sex offender task force meetings to help coordinate the communications between the local jurisdictions. The task force meetings are also attended by other tribal representatives and it will provide an opportunity for the to identify points of contact for those tribes that have sex offender SORNA enforcement officials. Also, the meetings provide updates for both federal and state implications regarding the Act and how the Act is impacting their overall efforts to monitor sex offenders. As a result, these meetings will provide information necessary to remain consistent with the local jurisdictions surrounding and in constant contact with the parties responsible for monitoring sex offenders in the state.

Goal 3 – Develop a comprehensive sex offender registration scheme that will collect, store, analyze, and use offender biometric data (finger and palm prints and DNA) for enforcement purposes.

Objective 3.A – Develop and enhance strategies to ensure compliance with tribal and state SORNA requirements for non-compliant sex offenders;

Implementation Strategy -



develop strategies to use relevant pieces of information unique to the traditional way of life in , if the information is deemed necessary. The will also employ the to enhance strategies to comply with the SORNA provisions. In reference, to the actual collection of biometric data, the will research the methods that may be beneficial to the registration of sex offenders living on reservation. Also, the will also research the local jurisdictions and try to be as consistent as possible to the data that they are collecting for purposes of monitoring the sex offenders. The collection of this biometric data will have to be consistent with the constructs of traditions and customs of , while also being comprehensive enough to provide detailed information to monitor the sex offender in accordance with the SORNA provisions. The will accomplish this objective by the end of the grant year. Goal 4 – Establish a Tribal Sex Offender Task Force to oversee the implementation of this plan and compliance with the Adam Walsh Act's **SORNA** provisions. Objective 4.A – The will chair a steering committee that shall each select a group of qualified individuals such as officers, and officers, community members at-large to sit on the Task Force; **Implementation Strategy –** will chair a steering committee comprised of one police officer, one probation officer, one prosecutor, the victim advocate, and one officer. The task force that will meet to help create a plan that will address the following issues:

- Who will have to register as a sex offender?
- What will constitute a sex offense?

-	What kind of tier system will be used within?
-	What kind of responsibilities will be imposed upon the registered sex
	offender?
-	What kind of information will be required of the registered sex offender?
-	How will collect the information and who will have access to the
	data?
-	How long of a time period should a sex offender register?
-	What will be the steps for a registered sex offender to take if they request to
	reside in ?
-	How will the victim and their concerns and the general public's safety be
	taken under advisement in the reintegration of the sex-offender into
	?
-	How often will a registered sex offender have to check-in with the compliance
	officer?
-	How far back in time of an offense committed will require sex
	offenders to register with the registry office.
-	How will deal with offenders from the state, federal, military, and
	other tribal jurisdictions when they request to move onto
-	How often will the compliance officer be required to update any existing
	information within the registry and database of sex offenders?
-	How comprehensive of enforcement and implementation of punishable
	offenses for non-compliance should consider in amending its
	current criminal statute?
-	What civil regulatory scheme will need to be created for those offenders who
	are non-Indian that may be residing or working in needs to be
	created in order to protect the overall safety of the community.

other jurisdictions?

How much information will be made available to the public via a website or

- How will the public be notified and to what extent will information of the sex offender will be released to the community regarding the sex offender living?
- To what extent will the provisions be required of juvenile offenders residing ?

Once the committee meets for the first time, they will set a timeline to address these issues and give a final report by the beginning of the final quarter of the grant year to the Office of the Prosecutor who will then submit the report to the

Objective 4.B - The Task Force shall review and help enact any tribal codes or amendments to the existing statute that are necessary to the successful implementation of the grant and SORNA provisions;

Implementation Strategy –

The Prosecutor will revise the existing statute or compose a new comprehensive code and create a regulatory scheme for Council to enact by the end of the grant year. Before the Prosecutor submits any statute for enactment, the Task Force will review any final legislation for the Council to consider. Also, once any new legislation is enacted by Council, the steering committee will finalize any regulations and protocols regarding the sex offender registration and monitoring. The Task Force and Prosecutor will provide legislation for the Council to consider at the end of the grant year, and will also provide any regulations or protocols at the end of the grant year as well. The Prosecutor may choose to contract the new code and regulations to a contract attorney. The contract attorney will work closely with the Task Force as it will provide specific details that should be included in any new code or regulation.

Objective 4.C – The Task Force shall establish cross-deputization procedures to fully protect the tribal people.

Implementation Strategy –

The significance of this goal is that not all sex offenders may be members of neither nor a federally recognized Indian tribe. Although , may become cross-deputized, it is important that other officers have the opportunity to become cross-deputized as well. Currently, some United States Attorneys are promoting federal cross-deputizations in order for tribal officers to make the necessary arrests and filings on non-Indian sex offenders who may be compromising the safety of . The Task Force will research the cross-deputization process and help in assist in providing the certification and training needed for federal cross-deputization. This is essential given the nature of businesses currently on reservation including the casinos, restaurants, . The Task Force will provide access to the process in the final quarter of the grant year.

Goal 5 – Create an effective notification system to victims and their family about the possible re-entry of a sex offender back onto the reservation

Objective 5.A – Create a partnership with the and the to create a notification process once is notified of a sex offender is released from custody;

Implementation Strategy –

The will create partnerships with the local tribal probation offices, the federal probation office, and the state probation office to create a list of who and when the sex offenders are going to be released from custody. An adequate timeline will be created in order to give the victim and their family notice in anticipation of the release of the sex offender. This is essential, since many of the homes are centralized within 5

square miles of each It is likely, that if a sex offender is given permission to reside back within , that sex offender will reside near the victim's extended family. The will work with the to make sure that notification is also given to the community as a whole. There are bimeetings that officers officiate over and that will give them weekly an opportunity to provide relevant information regarding a sex offender and their request and/or approval to reside within the community. The partnership will commence at the beginning of the second quarter of the grant year and the timeline provisions will be composed by the end of the first grant year.

Objective 5.B - The will implement the SORNA provisions regarding notification to victim and their family.

Implementation Strategy –

The will research and implement the SORNA provisions regarding notification to the victim and their family. The must be aware of the traditional aspects of notification and also the SORNA provisions as well. The SOCO will have to make sure that the notification processes set out by and the Act are consistent with one another. Also, the will work with to provide any additional protections for the victim such as restraining orders and other court ordered protections. The will accomplish this objective by the end of third quarter of the first grant year.

Goal 6 – Implement national sex offender software that may be provided by the SMART office to collect and organize data and other relevant information to register and monitor sex offenders

Objective 6.A – Use national software that may become available through the SMART office to be consistent with other local jurisdictions and sex offender software registration.

Implementation Strategy –

It is the understanding of that software may be created through the SMART Office. Once this software becomes available, the will inquire as to obtaining the software and begin to implement the software within jurisdiction. The will also train additional staff on the software as well. Additionally, the will work closely with the local jurisdictions to utilize the software consistent with how those areas are using it to the benefit of their registration and monitoring of sex offenders. The will accomplish this objective by the end of the grant year.

III. Capabilities and Competencies

Management Structure –

In _____, the _____ Council directed the Office of the Prosecutor to administrate all issues related to the Adam Walsh Act. As a result of this directive, the Tribal Prosecutor will act as the grant coordinator until the ______ is hired and both employees will be responsible for the implementation of the grant and serve as co-coordinators of the grant. Additionally, the ______ which oversees the ______ Police Department will provide additional support during the grant cycle if needed. Also, the ______ who oversees the ______ may be apart of the initial process in expediting the hiring process for the ______.

Project Staff -

Tribal Prosecutor - As the designated party to overseeing the implementation of the Act, the Prosecutor will serve as the grant coordinator and then as co-coordinator once the is hired. The Prosecutor plans to strengthen the already created partnerships with other local tribes, counties, and the United States Department of Justice. The Prosecutor will continue to attend meetings with these jurisdictions to discuss the Act. Previously, the Prosecutor participated in three consultations sponsored by the Tribal Justice and Safety group composed of the Office of Justice Programs which provide forums to discuss the Act. Also, the Prosecutor continues to prosecute several sexual assault cases in Court. Additionally, the Prosecutor continues to consult with officials regarding re-entry requests of sex offenders who have been released from custody. The Prosecutor is a member of the Bar since Advocate - Under the direct supervision of Crime Victim the Prosecutor, the will be responsible for notifying victims of tribal, state, and federal court hearings. Additionally, the will be responsible for assisting a victim with filing a restraining order or no contact order consistent with

with filing a restraining order or no contact order consistent with

Order of Conditions of Release, and other relevant codes within

The will have had at least two years experience working with victims of sexual assault and domestic violence in tribal, state, or federal court when the grant implementation begins. The will also receive training on the SORNA provisions and the procedure for notification. Also, the will communicate with other in the surrounding tribes and counties in order to provide a net of support for

victims of crimes. Finally, the will have an extensive knowledge on the
geographical area of as well a basic understanding of the traditions and
customs of . Currently, the is a with
a .
Probation Officer – The Probation currently employs
probation officers working with both adult and juvenile offenders. All have earned a
college degree and most probation officers within the division have additional
certifications such as commissioned and certified officer, certified paralegal, and
certified alcohol and substance abuse counselor. As a result, any probation officer
assigned to the initial working committee will use their educational background to make
a significant contribution to the implementation of this grant. Additionally, the adult
probation officers are experienced with monitoring sex offenders convicted in tribal court
and placed on probation. The Probation Office continued to communicate extensively
with state and federal probation officers regarding the release of sex offenders from
custody. Also, all the probation officers created solid working relationships with the
Police Captain - The Captain is a certified and commissioned officer who
completed training at both the Bureau of Indian Affairs Indian Police Academy and the
Law Enforcement Academy. The Captain
oversees several divisions within the department both administratively and procedurally
for the patrol division, investigations, conservation, dispatch, animal control and
detention which total . The patrol division consists of two patrol

sergeants and fifteen police officers; investigations consist of a criminal investigator and

a domestic violence investigator; conservation consists of one sergeant and five range conservation officers; dispatch consists of one dispatch supervisor and five dispatchers; animal control consists of one animal control officer; detention consists of one detention supervisor, eight detention officers and 2 cooks. All law enforcement officers are required by the Bureau of Indian Affairs to complete 40 hours of mandated training per year. They are also required by the Law Enforcement Academy to complete 20 hours of mandated training every two years. The Captain maintains a working relationship with the tribal court, probation department, prosecutors office, crime victim advocate, social services, family services, behavioral health, the schools, as well as both officials. The Police Captain also employs extensive knowledge in the tradition and customs of Sex Offender Compliance Officer - (Expected Winter 2009) - the will be a certified and commissioned officer that will be trained at the Bureau of Indian Affairs Academy or Law Enforcement Academy. The will have earned a degree (associates or bachelors) from college in a relevant field of study. Also, the will have at least three years experience working with sex offenders at the tribal, state, or federal level. In addition to having a basic understanding of the traditions and customs of the will also know who holds the traditional religious leadership positions as well as positions for each The will have an in-depth understanding of the SORNA provisions and will be able to provide technical support to will have a basic knowledge of the Department. The

will be the point of

procedural rules for tribal, state, and federal court. The

contact for county and federal officials charged with capturing sex offenders who have absconded and may be "hiding" on reservation.

IV. Budget and Budget Narrative – SEE ATTACHMENT 2

V. Impact/Outcomes and Evaluation

Performance Measures -

The will document its performance of implementing this grant by providing quarterly reports to Council, the Chief of Operations, and the SMART Office. The quarterly reports will provide information detailing the progress of the goals and objectives that are to be completed by the end of each quarter. Each goal will have an identifiable outcome at the end of a quarter that will be based on a strategy implemented by the designated project staff member.

The Prosecutor will monitor the overall quarterly outcomes of each goal or objective that will be accomplished within that specified time period. Also, the Prosecutor will help the compose the quarterly reports in a timely manner. The Prosecutor will determine if the goals are being met by reviewing the data of sex offender registration, the minutes of the Task Force meetings, and reviewing the progress of any new codes or amendments to the statute and any accompanying regulations or protocols submitted by the contract attorney working with the Task Force. All of these measurable outcomes will be reported in the appropriate quarterly report and the final overall report.

Sustainability –

Once the goals and objectives are accomplished during the grant year, will sustain the sex offender registry and notification office by assigning it to

