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Webinar Overview

12:00-12:10 PM – **Introductions, Overview & Housekeeping**: Roger Przybylski

12:10-12:30 PM - **SMART Office Perspective on Tribal SORNA Implementation**: Allison Turkel

12:30-12:45 PM - **Tribal Perspective on SORNA Implementation**: Jim Warren

12:45-12:55 PM - **Tribal Perspective on Working with State/Local Jurisdictions on SORNA Implementation**: Warren Warrington

12:55-1:10 PM – **State/Local Perspective on Tribal SORNA Implementation**: Chris Lobanov-Rostovsky

1:10-1:25 PM - **Moderated Q&A Session**: All

4:25-4:30 PM - **Concluding Comments and Evaluation**: Roger Przybylski
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Access code: 688 570 494

- On the “Event or Session Info” tab on the top left side of your screen.
If you would like to ask a question please use the chat feature.

Please remember to select **Host, Presenter & Panelists**
Moderator
Roger Przybylski
Consultant and Founder
RKC Group

Presenters

Allison Turkel
Senior Policy Advisor
SMART Office

Jim Warren
Consultant
Fox Valley National Criminal Justice Training Center

Warren Warrington
Master Sergeant
Menominee Tribal Police Department

Chris Lobanov-Rostovsky
Program Manager
Colorado Division of Criminal Justice
Update on Implementation of SORNA in Indian Country

Allison Turkel
Senior Policy Advisor
SMART Office
Allison.turkel@usdoj.gov
Purposes of Sex Offender Registration and Notification

• Enhance Community Safety
• Public Awareness
• Assist Law Enforcement
• Create a seamless data base of registered sex offenders
History of SO Registration and Notification

- **Pre 1994**: Few states required convicted sex offenders to register addresses with local law enforcement.
- **1994**: Wetterling Crimes Against Children and Sexually Violent Offender Act
  - Set standards for the implementation of a state-level sex offender registration program.
- **1996**: Megan's Law amendment required certain registration information to be made public.
• **Sex Offender Registration and Notification Act**
• Title I of Adam Walsh Child Protection and Safety Act
• Passed July 27, 2006
• 42 U.S.C. § 16901 et. seq.
• 18 USC § 2250
• The Law - SORNA National Guidelines, June 2008, addition and clarification to law, SORNA Implementation Documents (clarification and specific direction on implementation-continuously updated), Supplemental Guidelines-January 2011, AG rule on retroactivity.
• Created the SMART Office.
What the SMART Office Does

• Grant Administration
• Substantial Implementation Determination
• Tribal Technical Assistance
• Legal Developments
• Resource Development
• Coordination on Sex Offending Issues with other Government Agencies
• State, Military and Federal Archive of Applicable Laws
• International Working Group

• National Symposium on Sex Offender Management and Accountability-Tentative Spring 2015
• Training
• CASOM, NASOM & SOMAPI
• www.nsopw.gov
• Software Development
  – Tribal Model Code
  – The SORNA Exchange Portal
  – TTSORS
Significant Changes in SORNA

• Expanded the sex offense convictions required to be registered by registration jurisdictions:
  – Tribal Convictions
  – CFR Convictions
  – Military convictions
  – Foreign Convictions
  – Limited Juvenile Convictions

• Expanded the registration jurisdictions required to establish sex offender registries:
  – Including eligibility for 214 Federally Recognized Indian Tribes - now 161 IC SORNA registration jurisdictions, including 71 that have substantially implemented
Significant Changes in SORNA

• Expanded where offenders must register: Any place where they were convicted, live, work or go to school:
  – Sex offender registration is Civil Regulatory: Enforcement is criminal
  – So offenders whether native or not MUST register with SORNA tribe if live, work or go to school on tribal land
  – So offenders may be registered in multiple jurisdictions!
Implementation Update

- 26 tribes have been delegated by operation of law to state, 25 others opted out delegating their responsibilities to State
- 2 tribes remain SORNA jurisdictions but have no land
- 71 tribes have been found to have substantially implemented
- 17 States and 3 territories have been found to have substantially implemented
- The remainder of tribes are “reasonableness” category and are working on implementation
- Must be actually working on implementation
Three Tiers of Sex Offenders

• **Tier I:** Lowest Level. Catch-all covering all convictions for a “sex offense” not covered in Tiers II or III.
  - 15 year registration period
  - Annual in person verifications
  - Tribal Convictions are default Tier 1*

• **Tier II:** Mid-Level. 25 year registration period
  - Bi-annual in person verification

• **Tier III:** Highest-Level. Lifetime registration period.
  - Quarterly in person verification

• A sex offender shall appear in person, allow the jurisdiction to take a current photograph, and verify the information in each registry offender is required to be registered
What is Substantial Implementation

- Determination by the SMART Office after submission of a Substantial Implementation Package
- Need to have system up and running i.e. Code passed, website up, offenders notified and registered or recapture in place, federal database submissions worked out, policy and procedures unique to how registration and notification is done in your jurisdiction, forms etc
- Review, coordination and assessment to see if Tribe has a functioning sex offender registration and notification system-KEEP POC up to date
  - Then to OGC, then to Director
- Implementation is on-going: Implementation assurance process
Transmission of Information to Federal Agencies

• National Sex Offender Registry (NCIC/NSOR)
• CODIS (Combined DNA)
• IAFIS (Integrated Automated Fingerprint)
• NextGen (Palm Print Database—FBI)
National Sex Offender Registries

- National Sex Offender Public Website (NSOPW)
  - Operated and maintained by the SMART Office
  - [www.nsopw.gov](http://www.nsopw.gov)
  - Search Engine

- National Sex Offender Registry (NSOR)
  - Operated and maintained by the FBI
  - Law Enforcement Only
  - Actual Database
  - Sub folder of NCIC - Not accessible through TTSORS

- There is no National Tribal Sex Offender Registry
- Federal & military offenders register where they live, work or go to school
Required Information—to Collect

- Criminal History
- Date of Birth
- DNA Sample
- Driver’s License or Identification Card
- Employer Address
- Fingerprints
- International Travel
- Internet Identifiers
- Name
- Notice Form
- Palm Prints

- Passport and Immigration Documents
- Phone Numbers
- Photograph
- Physical Description
- Professional Licensing Information
- Resident Address
- School Address
- Social Security Number
- Temporary Lodging Information
- Text of Registration Offense
- Vehicle Information
Public Website Required Information

• Current Registration Offense & Prior Sex Offenses
• Employer address
• Name
• Photograph
• Physical description
• Resident Address
• School address
• Vehicle(s) license plate number and description
Mandatory Exemptions from Public Website

- Victim’s identity
- SS# of offender
- Arrests that did not result in conviction
- Passport and immigration identifiers
- Internet identifiers (KIDS Act)
National Sex Offender Search

States

Alabama
Alaska
Arizona
Arkansas
California
Colorado
Connecticut
Delaware
District of Columbia
Florida
Georgia
Hawaii
Idaho
Illinois
Indiana
Iowa
Kansas
Kentucky
Louisiana
Maine
Maryland
Massachusetts
Michigan
Minnesota
Mississippi
Missouri
Montana
Nebraska
Nevada
New Hampshire
New Jersey
New Mexico
New York
North Carolina
North Dakota
Ohio
Oklahoma
Oregon
Pennsylvania
Rhode Island
South Carolina
South Dakota
Tennessee
Texas
Utah
Vermont
Virginia
Washington
West Virginia
Wisconsin
Wyoming

Territories

Guam
Northern Mariana Islands
Puerto Rico
U.S. Virgin Islands
Tribes

Absentee Shawnee Tribe of Oklahoma
Ak-Chin Indian Community
Bay Mills Indian Community
Blackfeet Nation
Bois Forte Band of Chippewa
Caddo Nation of Oklahoma
Chehalis Tribe
Cherokee Nation
Cheyenne and Arapaho Tribes of Oklahoma
Cheyenne River Sioux Tribe
Chickasaw Nation
Chippewa Cree Tribe
Chitimacha Tribe of Louisiana
Cocopah Tribe
Colorado River Indian Tribe
Comanche Nation
Confederated Tribes and Bands of the Yakama Nation
Confederated Tribes of the Colville Reservation
Confederated Tribes of the Umatilla Indian Reservation
Confederated Tribes of the Warm Springs Reservation
Delaware Nation
Eastern Band of Cherokee Indians
Ely Shoshone Tribe
Flandreau Santee Sioux Tribe
Fort Belknap Indian Community
Fort McDowell Yavapai Nation
Fort Mojave Indian Tribe
Fort Peck Assiniboine and Sioux Tribes
Nottawaseppi Huron Band of the Potawatomi
Ohkay Owingeh Tribe
Omaha Nation
Oneida Indian Nation
Osage Nation
Otoe-Missouria Tribe
Ottawa Tribe of Oklahoma
Pascua Yaqui Tribe
Poarch Band of Creek Indians
Prairie Band Potawatomi Nation
Pueblo de San Ildefonso
Pueblo of Acoma
Pueblo of Isleta
Pueblo of Jemez
Pueblo of Laguna
Pueblo of Santa Ana
Pueblo of Taos
Pyramid Lake Paiute Tribe of Nevada
Quapaw Tribe of Oklahoma
Quinault Indian Nation
Red Lake Band of Chippewa Indians
Rosebud Sioux Tribe
Sac and Fox Nation of Oklahoma
Sac and Fox Tribe of the Mississippi in Iowa (Meskwaki Nation)
Saint Regis Mohawk Tribe
Salt River Pima-Maricopa Indian Community
San Carlos Apache Tribe
<table>
<thead>
<tr>
<th>Tribe Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Gila River Indian Community</td>
</tr>
<tr>
<td>Grand Traverse Band of Ottawa and Chippewa Indians</td>
</tr>
<tr>
<td>Hannahville Indian Community</td>
</tr>
<tr>
<td>Havasupai Tribe</td>
</tr>
<tr>
<td>Hopi Tribe</td>
</tr>
<tr>
<td>Hualapai Tribe</td>
</tr>
<tr>
<td>Iowa Tribe of Kansas and Nebraska</td>
</tr>
<tr>
<td>Iowa Tribe of Oklahoma</td>
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<tr>
<td>Jicarilla Apache Nation</td>
</tr>
<tr>
<td>Kaibab Paiute Tribe</td>
</tr>
<tr>
<td>Kalispel Tribe of Indians</td>
</tr>
<tr>
<td>Kaw Nation</td>
</tr>
<tr>
<td>Keweenaw Bay Indian Community</td>
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<td>Kickapoo Tribe of Oklahoma</td>
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<tr>
<td>Kiowa Tribe of Oklahoma</td>
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<tr>
<td>Kootenai Tribe of Idaho</td>
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<tr>
<td>Little Traverse Bay Band of Odawa Indians</td>
</tr>
<tr>
<td>Lower Elwha Klallam Tribe</td>
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<tr>
<td>Makah Tribe</td>
</tr>
<tr>
<td>Mashantucket Pequot Tribal Nation</td>
</tr>
<tr>
<td>Menominee Indian Tribe of Wisconsin</td>
</tr>
<tr>
<td>Mescalero Apache Tribe</td>
</tr>
<tr>
<td>Miami Tribe of Oklahoma</td>
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<tr>
<td>Mississippi Band of Choctaw Indians</td>
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<tr>
<td>Modoc Tribe of Oklahoma</td>
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<tr>
<td>Muscogee (Creek) Nation</td>
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<td>Navajo Nation</td>
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<td>Nooksack Indian Tribe</td>
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<td>Northern Arapahoe Tribe of Wyoming</td>
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<tr>
<td>Santee Sioux Nation</td>
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<tr>
<td>Sault Sainte Marie Tribe of Chippewa Indians of Michigan</td>
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<tr>
<td>Seminole Nation of Oklahoma</td>
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<td>Shoalwater Bay Indian Tribe</td>
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<tr>
<td>Shoshone-Bannock Tribes</td>
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<td>Shoshone-Paiute Tribes (in Idaho)</td>
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<td>Shoshone-Paiute Tribes (in Nevada)</td>
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<td>Suquamish Tribe</td>
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<td>Te-Moak Tribe of Western Shoshone</td>
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<tr>
<td>Three Affiliated Tribes</td>
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<tr>
<td>Tohono O'odham Nation</td>
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<td>Tonto Apache Tribe</td>
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<td>United Keetoowah Band of Cherokee Indians</td>
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<tr>
<td>Washoe Tribe of Nevada and California</td>
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<tr>
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<tr>
<td>Wyandotte Nation</td>
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<tr>
<td>Yavapai-Apache Nation</td>
</tr>
<tr>
<td>Yavapai-Prescott Indian Tribe</td>
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</tbody>
</table>
The Sault Sainte Marie Tribe of Chippewa Indians of Michigan has entered into an agreement with the state of Michigan to perform their sex offender registration responsibilities. To proceed to Michigan's public sex offender registry website click the Continue button.
Greeting: “Welcome to the Tribal Sex Offender Registry website of the Sac and Fox Tribe of the Mississippi in Iowa. This public website contains information relating to those sex offenders required to register with the Tribe under the Tribal Sex Offender Registration Code. All persons with qualifying sex offense convictions that reside, are employed, or attend school within the Tribe’s jurisdiction are required to register with the Tribe and be included within this website. For questions or concerns regarding this website or the Tribal Sex Offender Registration Code, please contact the Meskwaki Nation Police Department at 641-484-4844.”
<table>
<thead>
<tr>
<th>Picture</th>
<th>Name</th>
<th>Aliases</th>
<th>Offender Type</th>
<th>Primary Residence</th>
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<tbody>
<tr>
<td></td>
<td>Dear, Wesley Alan</td>
<td>near, wes</td>
<td>Tier 3</td>
<td>286 Meskwaki Rd Tama, IA 52339</td>
</tr>
<tr>
<td><img src="image1" alt="Incarcerated" /></td>
<td>Benson, Robert John</td>
<td></td>
<td>Tier 3</td>
<td>607 Meskwaki Rd Tama, IA 52339</td>
</tr>
<tr>
<td></td>
<td>Brown, Seger T</td>
<td></td>
<td>Tier 1</td>
<td>239 West Village Rd Montour, IA 50173</td>
</tr>
<tr>
<td></td>
<td>Davenport, Keith Curtis</td>
<td></td>
<td>Tier 2</td>
<td>551 Springs Rd Tama, IA 52339</td>
</tr>
<tr>
<td></td>
<td>Roberts, Isaac</td>
<td>Roberts, Iko Roberts, Isaak</td>
<td>Tier 3</td>
<td>1587 305 th Tama, IA 52339</td>
</tr>
<tr>
<td></td>
<td>Roberts, Ira Hayes</td>
<td></td>
<td>Tier 3</td>
<td>133 Springs Rd Tama, IA 52339</td>
</tr>
<tr>
<td></td>
<td>Walker, Gayhul</td>
<td></td>
<td>Tier 3</td>
<td>3286 S Ave Tama, IA 52339</td>
</tr>
<tr>
<td></td>
<td>Youngbear, Scott Louis</td>
<td></td>
<td>Tier 3</td>
<td>1670 Meskwaki Rd Tama, IA 52339</td>
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<tr>
<td><strong>Name:</strong></td>
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<td></td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>First Name:</strong></td>
<td>Keith</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Middle Name:</strong></td>
<td>Curtis</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Last Name:</strong></td>
<td>Davenport</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Suffix:</strong></td>
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| **Aliases:** | No records found. |

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<tr>
<th><strong>Gender/Race/DOB:</strong></th>
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<tbody>
<tr>
<td><strong>Gender:</strong></td>
<td>Male</td>
</tr>
<tr>
<td><strong>Race:</strong></td>
<td>American Indian or Alaskan Native</td>
</tr>
<tr>
<td><strong>Ethnicity:</strong></td>
<td>Non-Hispanic</td>
</tr>
<tr>
<td><strong>Date of Birth:</strong></td>
<td>11/21/1953</td>
</tr>
</tbody>
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<table>
<thead>
<tr>
<th><strong>Primary Address:</strong></th>
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<tbody>
<tr>
<td><strong>551 Springs Rd</strong></td>
<td></td>
</tr>
<tr>
<td><strong>Tama, IA 52339</strong></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th><strong>Physical Description:</strong></th>
<th></th>
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<tbody>
<tr>
<td><strong>Height:</strong></td>
<td>5 FT 8 IN</td>
</tr>
<tr>
<td><strong>Weight:</strong></td>
<td>250 LBS</td>
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<tr>
<td><strong>Hair Color:</strong></td>
<td>Brown</td>
</tr>
<tr>
<td><strong>Eye Color:</strong></td>
<td>Brown</td>
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<table>
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<tr>
<th><strong>Registration Information:</strong></th>
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<tbody>
<tr>
<td><strong>Offender Type:</strong></td>
<td>Tier 2</td>
<td></td>
</tr>
<tr>
<td><strong>Last Verification Date:</strong></td>
<td>8/8/2014</td>
<td></td>
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</table>

<table>
<thead>
<tr>
<th><strong>Conviction</strong></th>
<th><strong>Offense Code</strong></th>
<th><strong>Offense</strong></th>
</tr>
</thead>
</table>
Implementation Assurance

• Implementation is on-going
• Keep systems working
• Keep POC up to date
• Advise on any changes in legislation or Policy
• Update items missing from implementation
Questions?

- Contact information: www.smart.gov
  - AskSMART@usdoj.gov
  - Allison Turkel
    - Allison.Turkel@usdoj.gov
    - 202-305-2117
  - Yahya Fouz
    - Yahya.Fouz@usdoj.gov
    - 202-307-0783
  - Juli Ana Grant
    - JuliAna.Grant@usdoj.gov
    - 202-514-7768
SORNA Implementation for Tribal Jurisdictions

Jim Warren
Consultant
Fox Valley National Criminal Justice Training Center
jrwarren254@msn.com
Training and Technical Assistance (TTA) Available to Implement SORNA

• History and Overview of the Adam Walsh ACT and SORNA
• Team Building
• Comprehensive Approach to Sex Offender Management (CASOM)
Comprehensive Approach
Core Components

- Investigations, Prosecutions, and Dispositions
- Assessment
- Supervision
- Treatment
- Reentry
- Registration and Notification

Carter, Bumby, and Talbot,
2004 CSOM Comprehensive Approach Publication
SORNA TTA, Continued

- SORNA Code Development
- SORNA Policy and Procedures Development
- Registration Process for Sex Offenders
- Sustainment of your SORNA Program
Types of SORNA TTA

• On-Site with Consultants travelling to your community
• Telephone or Conference Call Consultation
• E-mail Consultation
How to Request SORNA TTA

Contact FVTC

www.ncjtc.org/SORNA
(888) 370-1752
cjgrants@fvtc.edu

Devin Rieckmann-Sell
(920) 735 2572
rieckman@fvtc.edu
SORNA Implementation Issues
SORNA Implementation Issues

• Lack of Resources –
  – Partner with other agencies within your Tribe
  – Form Partnerships with local and state agencies
  – Form Partnerships with other tribes
  – Training and Technical Assistance
  – Grants
SORNA Implementation Issues, continued

- NCIC/NSOR Access
- Fingerprints: Access to IAFIS
- DNA: Access to CODIS
SORNA Implementation Issues, continued

• How do you engage other stakeholders: tribal council, elders, other tribal agencies?
• How do you ensure continuity of the SORNA program during staff turnover or changes in tribal administration?
SORNA Implementation is the Beginning of your Sex Offender Management Program

• Sustainment of your Tribe’s SORNA Program is the Next Step

• SORNA Implementation Assurance Process
Tribal Perspective on Working with State/Local Jurisdictions on SORNA Implementation

Warren Warrington
Master Sergeant
Menominee Tribal Police Department
Tribal Implementation of the Sex Offender Registration and Notification Act

Chris Lobanov-Rostovsky
Program Manager
Colorado Division of Criminal Justice
The Colorado Experience
Access key groups
Tribal Partners
Identify Tribal Partners

- SORNA coordinator, if there is one
- Tribal police department, if there is one
- Tribal court, prosecutor, probation…
- Other non-tribal agencies (e.g., BIA)
State and Local Partners
Identify state partners

- Sex offender registry personnel
- State sex offender management policy advisor
- Corrections
Identify local partners

- Local sheriff’s or city police department
- County commissioner or city council
- Local court, probation/parole
- Local treatment providers/evaluators
- Victim advocates and services providers
- Education professionals
Lessons Learned in Indian Country
Keys to collaboration

- Make contact (face-to-face)
- Identify common goals (community safety)
- Build trust
- Help each other
- Share responsibility (grant funding)
- Respect autonomy
Take home message......

We are not all the same.
To submit questions for the presenters please use the chat feature on the right hand side of your screen.
Please select Host and Presenter
Moderator
Roger Przybylski
Consultant and Founder
RKC Group

Presenters

Allison Turkel
Senior Policy Advisor
SMART Office

Jim Warren
Consultant
Fox Valley National Criminal Justice Training Center

Warren Warrington
Master Sergeant
Menominee Tribal Police Department

Chris Lobanov-Rostovsky
Program Manager
Colorado Division of Criminal Justice
BJA Resources

Intergovernmental Collaboration
- Walking on Common Ground Website (www.WalkingOnCommonGround.org)
- DOJ Tribal Justice and Safety Website (www.justice.gov/tribal/)
- BJA Tribal Law and Order Act Webpage (www.bja.gov/ProgramDetails.aspx?Program_ID=88)
- NCAI Tribal Law and Order Resource Center (tloa.ncai.org/)
- Training and Technical Assistance at the National Criminal Justice Association (www.ncja.org/)
- Regional Collaboration to Embrace, Engage and Sustaining Tribal Community Policy Partnerships, Western Community Policing Institute (http://westerncpi.com/training/tribal/)

Other Tribal Law and Order Act Resources
- BJA Training Assistance Application for Tribal Law and Order Act related activities: 1) Enhanced Sentencing Authority; 2) indigent defense. Please complete the technical assistance application at https://www.appa-net.org/ or training needs assessment at https://www.surveymonkey.com/s/R83TBBJ
- BJA’s National Training and Technical Assistance Center (NTTAC) (http://bjatraining.org/)
- Training and Technical Assistance Webpage, DOJ Tribal Justice Safety website (http://www.justice.gov/tribal/tta.html)
Sponsors and Partners

The 2014-2015 Tribal-State Intergovernmental Collaboration on Criminal Justice Issues and Solutions Webinar Series highlights partnership activities involving tribal, state or local, and federal entities who are working together to enhance public safety. In this 8-part webinar series, tribal, state, federal presenters from law enforcement, public safety and courts communities will share their experience and solutions to address criminal justice issues. Key sponsors and Partners of this webinar series are below:

- U.S. Department of Justice, Bureau of Justice Assistance
- National Criminal Justice Association
- National Congress of American Indians

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THANK YOU FOR JOINING US

Today’s slides and a recording of this webinar will be available at:

http://www.ncja.org/webinars-events/state-tribal-collaboration-webinar-series

&

http://tloa.ncai.org/

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