

2016 Government-to-Government Agency Report

Oregon State Police

### Introduction

In 2001, the Oregon State Legislature passed Senate Bill 770. Section I through Section IV required state agencies in Oregon to report annually to the Governor on activities pertaining to the relationship between the State Government and Tribal Governments.

This report, from the **Department of State Police**, contains those activities which are directly related to the Tribal/State relationships during calendar year 2016.

Attached is a copy of the Oregon State Policie Policies, Rules, and Procedures, Chapter 500.11, State-Tribal Government-to-Government Relations, in accordance with the requirements of ORS 182.164.

The purpose of this policy is to formalize the government-to-government relationship that exists between Oregon Indian Tribes and the Oregon State Police. The policy also establishes a process to assist in the resolution of potential conflicts, maximizes key inter-governmental relations, and to enhances the exchange of ideas and resources for the greater good of all of Oregon's citizens, whether tribal members or not.

The above-referenced policy identifies 'key' contacts within the Department of State Police by position. This report contains a current key contact list of the names and telephone numbers of these individuals.

This report contains a summary of the various interactions between Tribal Governments and the representatives of the Oregon State Police.

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### **Executive Summary**

### **OSP Gaming and Employee Services Bureau – Tribal Gaming Section**

- Criminal Investigations relating to gaming and non-gaming crimes at casinos, background investigations of casino employee applicants, and investigation and active-shooter training
- Regulatory auditing, monitoring, and investigating of casino activities. Participating in gaming compact negotiation, Minimum Internal Control Standards (MICS) negotiations and regular meetings with the Oregon Association of Indian Gaming Commissions
- Background Investigations of gaming vendors and contractors and meetings with Tribal Gaming Commissions regarding vendors
- June 2016, TGS attended NIGC Training in Fife, Washington

### **Oregon State Athletic Commission**

 Regulated one mixed martial arts event at Wildhorse Casino and four mixed martial arts events at Chinook Winds Casino

### **OSP Fish and Wildlife Division**

- Investigations to protect or restore Tribal archaeological resources, natural resources, cultural artifacts and human remains
- Meetings to discuss and coordinate fish and wildlife management and enforcement with Tribal representatives
- Attendance at Tribal cultural training and celebrations

### **OSP Command Areas**

- Meetings with Tribal Police and other local agencies to discuss local issues, coordinate efforts, and attend training
- Assist Tribal Police with criminal investigations and serious motor vehicle crashes
- Obtain surveillance video footage from Tribal casino personnel to assist with OSP investigations
- Provided and/or received back-up assistance from Tribal Police when necessary
- Participate with Tribal Police on local criminal and narcotic enforcement teams

### **Oregon State Fire Marshal**

 Assist the Tribes in Oregon through planning, safety inspections, fire and arson investigations, attend Public Safety Cluster and other meetings, education and consultation

### **Criminal Justice Information Services Division**

- Maintain repository of criminal justice records including arrests by Tribal Police and court dispositions
- Process fingerprint-based background checks for Tribal agencies
- Provide Law Enforcement Data System access, support, training and audits to Tribal Police and Gaming Commissions

### **State Medical Examiner's Office**

- Conducted training and provided information in the recovery of human skeletal remains including proper protocol when a possible Native American gravesite is discovered
- Continue to work with Cultural Resources Cluster regarding the discovery of ancient Indian remains
- Provided specific training in the recovery of human skeletal remains including information on the 9 federally-recognized Oregon tribes, their cultural history, and the Medical Examiner's commitment to following proper protocol when a possible Native American gravesite is discovered

### **Training – ORS 182.166**

 On May 19, 2016, Oregon State Police attended the 2016 Spring Gathering and Training for state agencies, hosted by The Legislative Commission on Indian Affairs, at Three Rivers Casino and Hotel

### Oregon State Police Primary Contacts

## Gaming and Employee Services Bureau

Joel Lujan, Major Oregon State Police 3565 Trelstad Ave SE Salem, OR 97317 503-378-3725

### **Tribal Gaming Section**

Glenn Chastain, Lieutenant 4190 Aumsville Hwy SE Salem, OR 97317 503-378-5135

### **Fish and Wildlife Division**

Jeff Samuels, Captain 3565 Trelstad Ave SE Salem, OR 97317 503-934-0221

### **Criminal Investigations Division**

Jonathan Harrington, Captain 3565 Trelstad Ave SE Salem, OR 97317 503-934-0230

### Office of State Fire Marshal

Jim Walker, State Fire Marshal 3565 Trelstad Ave SE Salem, OR 97317 503-378-3473

### **Southwest Region**

Theodore Phillips, Captain 4500 Rogue Valley Highway, Suite A Central Point, OR 97502 541-776-6114

### **Northwest Region**

Tim Fox, Captain 3565 Trelstad Ave SE Salem, OR 97317 503-934-0361

### **Eastern Region**

Robert Edwards, Captain 63319 Jamison Road Bend, OR 97701 541-388-6213

### **State Medical Examiner**

Karen Gunson, MD 13309 SE 84th Avenue, Suite 100 Clackamas, OR 97015 971-673-8200

# **Criminal Justice Information Services Division**

Patricia Whitfield, Director 3565 Trelstad Ave SE Salem, OR 97317 503-378-3070

# Oregon State Police Gaming and Employee Services Bureau -Tribal Gaming Section

The role of the Oregon State Police Tribal Gaming Section, in relation to the Tribal Governments, is to ensure that all Class III Tribal gaming activities on Tribal lands are conducted with fairness, integrity, security and honesty in accordance with the Tribal State gaming compacts. The Tribal Gaming Section staff has daily interaction with all of the Gaming Tribes throughout the year, which include the Confederated Tribes of the Grand Ronde Community, Burns Paiute Tribe, Confederated Tribes of Coos Lower Umpqua and Siuslaw Indians, Coquille Tribe of Indians, Cow Creek Band of Umpqua Tribe of Indians, Klamath Tribes, Confederated Tribes of the Siletz Indians of Oregon, Confederated Tribes of the Umatilla Indian Reservation and the Confederated Tribes of the Warm Springs Indian Reservation. The Tribal Gaming Section is comprised of OSP detectives, non-sworn field agents and professional administrative support staff.

### **Criminal Investigations**

During 2016, the Oregon State Police (OSP), Tribal Gaming Section (TGS) detectives conducted various criminal investigations relating to gaming and non-gaming crimes at casinos and tribal properties throughout Oregon. These investigations included criminal cases of cheating, theft, criminal trespass, counterfeiting, drug related activity and assisting outside agencies with investigation which OSP-TGS were able to provide technical expertise and specialized support.

One investigation conducted by Detectives Park and Bischoff, included assisting the Pennsylvania State Police, Gaming Division and the Louisiana State Police, Gaming Enforcement Division. This investigation involved fraud and identity theft at casino locations within those respective jurisdictions. The alleged suspects, some of which were Oregon residents, were using fraudulent identities to obtain casino player cards, acquiring player card points and then fraudulently redeeming player points for benefits and prizes. The detectives conducted several interviews involving the Oregon residents identified as suspects in the criminal operation. The subsequent reports completed by the detectives were forwarded to the out-of-state police agencies which contributed to the arrest of suspects in Pennsylvania. As part of this investigation, the detectives also worked with Tribal Gaming Commissions in Oregon to inquire if similar activities could be occurring at Oregon Tribal casinos. Based on the information obtained during the investigation, it was determined that the current player point systems being use at Oregon casinos and the current security measure which are in place, prevented similar fraudulent activities from occurring in Oregon.

On-going joint investigations with the F.B.I and OSP-TGS detectives are being conducted. If sufficient evidence of criminal activity is discovered during these investigations, the cases will be forwarded to the United States Attorney's office for consideration of criminal charges.

Detectives continue to conduct and review background investigations on employees working in sensitive areas at Tribal casinos and for Tribal Gaming Commissions. OSP

detectives have maintained regular contact and continue to foster partnerships with tribal police, local law enforcement agencies, federal agencies and tribal gaming commissions in the course of their work. These partnerships continue to provide Oregon Tribes with the latest intelligence information and resources available to assist in prevention and detection of criminal related activity at casinos. Also during 2016, OSP detectives regularly attended the Oregon Surveillance Network (OSN) meetings. These meeting are held throughout the year, where information is jointly shared with the membership and concerns of mutual interest are discussed and addressed.

During 2016, OSP detectives attended various training courses related to investigations, gaming activities, and active shooter response training with gaming commission personnel, tribal police departments and state and federal partners.

### **Regulatory and Technical Compliance**

During 2016, the Tribal Gaming Section, field agents conducted regular monitoring activities during on-site visits to all the Tribal gaming facilities in Oregon. These monitoring activities include observations and physical auditing of all aspects of Class III gaming operations conducted at the Tribal gaming casinos.

Field agents were invited to participate in numerous audits throughout the year. These audits included, a special invitation for audit participation for the Umatilla Tribe, an accounting audit for the Coquille Tribe, a special request for an investigative audit for the Warm Springs Tribe, an invitation to assist in a casino floor-wide software update at the Warm Springs Tribe, VLT Shipment/Removal(s) for all Tribal Casino's, an Information Technology audit for the Coquille Tribe, a request to conduct a joint audit on gaming chips for the Coquille Tribe, a joint audit on sensitive keys for the Coos Tribe, and a special invitation to participate with the Umatilla Tribe on their regulatory audits.

The Tribal Gaming Section and the State of Oregon completed Tribal/State Compact negotiations with the Klamath Tribes during 2016. The compact amendment was review and approved by the US Department of Interior.

In February 2016, the OSP Tribal Gaming Section hosted the OAIGC meeting at the Public Safety Academy building in Salem, Oregon. During this meeting, the TGS, Compliance Manager presented an overview of how information obtained from monitoring activities is used and how audit processes are conducted at Tribal gaming facilities. This training presentation was intended to inform the Tribes about the processes used and how each facility can use the information obtained from the monitoring and audit activities to enhance their respective compliance and regulatory oversight operations.

Early in 2016, the Tribal Gaming Section began the process of revising the Minimum Internal Control Standards (MICS) with the Grand Ronde and the Umatilla Tribes. Meetings were held throughout the year. The Grand Ronde Tribe approved the new MICS. The Umatilla Tribe is still in the approval process with an anticipated approval date in 2017.

The Tribal Gaming Section met with the Burns Paiute Tribal Council in Burns, Oregon in January and again in August. These meetings were intended to meet new council

members, to provide historical information about the events that preceded the closing of the casino in Burns, obtain information about their future planning and to return several items obtained during an investigation and being stored by OSP-TGS for safekeeping.

Key activities conducted during 2016 include:

### January 2016

Joint Audit for Keys for the Klamath Tribe

Audit planning for new MICS for the Siletz Tribe

Conducted a TGS hosted a background investigation review for the Klamath Tribe unique backgrounds which required OSP's services to conclude the background for a licensing decision

Special invitation for an offsite storage inspection for the Cow Creek Tribe

### March 2016

Conducted the joint audit – new MICS review for the Siletz Tribe Distributed to all Tribes a new form to help with audit planning and procedures Completed joint planning for the Coquille Tribe Compact Compliance Review New Detective facility introductions for the Warm Springs Tribe and Klamath Tribes Attended Indian Gaming Tradeshow in Phoenix for culture and casino gaming training

### **April 2016**

Conducted the Compact Compliance Review for the Coquille Tribe Special invitation for random software verification for the Umatilla Tribe

### May 2016

Salmon Bake for the Coos Tribe and Cow Creek Tribe

Attended the 2016 Spring Gathering and Training for state agencies, hosted by The Legislative Commission on Indian Affairs

### June 2016

Conducted a Surveillance Logs and Process audit for the Siletz Tribe

Conducted a storage access audit for the Warm Springs Tribe

Conducted a sensitive key audit for the Warm Springs Tribe

Completed destruction of sensitive items for the Umatilla Tribe

Conducted a joint accounting audit for the Coquille Tribe

Completed a joint audit planning for the Klamath Tribe

### **July 2016**

Completed the Compact Compliance Review for the Klamath Tribe

Invitation for training in Revenue Audit, Surveillance, and Cage with the Cow Creek Tribe

Attended and monitored for compliance the promotional event of 100,000 Give-Aways for the Klamath Tribe

Toured the Wildhorse Casino owned by the Umatilla Tribe

Conducted an accounting audit with the Coguille Tribe

Conducted an accounting audit with the Coos Tribe

### August 2016

Met with the Warm Springs Tribe to meet their new Commissioners and discuss audits

Met with the Siletz Tribe to discuss inspection processes and ways to increase communication of progress

Attended restoration celebration for the Klamath Tribe

### September 2016

Conducted an investigative audit for the Warm Springs Tribe Conducted a joint software install for the Umatilla Tribe

### October 2016

Completed an investigative audit for the Warm Springs Tribe

Presented audit matters to the Klamath Tribe

Met with the Grand Ronde Tribe to discuss a new Video Lottery Terminal definition

Conducted an inspection on new gaming machines being delivered for the Warm Springs Tribe

TGS staff attended Department of Justice training on Tribal History and Tribal Gaming Compact History

### November 2016

Completed Compact Compliance Review at Warm Springs Tribe Signed the revised Minimum Internal Control Standards for Grand Ronde Tribe

### **Vendor Investigations**

During 2016, the OSP Vendor Investigation Section detectives completed multiple vendor background investigations on companies contracting with compacted Tribes for Class III Gaming products and services. Vendor background investigations allow for an evaluation by the Tribes of the competence, integrity, background, character, and nature of the true ownership of vendors or contractors desiring to provide Class III products and services to Oregon Tribes.

The Vendor Investigation Section also met individually, on two occasions, with the Siletz Tribal Gaming Regulatory Authority and Grand Ronde Gaming Commission to discuss vendor licensing topics relevant to their casinos.

The Vendor Investigations Section provided Oregon Tribes with an updated list of those vendors which are approved to provide services and products to Class III gaming facilities in 2016.

### Oregon State Athletic Commission

In 2016, OSAC regulated one mixed martial arts event at Wildhorse Casino and four mixed martial arts events at Chinook Winds Casino. The Oregon State Athletic Commission met with the staff at Wildhorse Casino to communicate the role of OSAC and how they work cooperatively with the casino and commission. OSAC also reached out to the Chinook Winds Casino and Seven Feathers Casino requesting the same opportunity in an effort to build relationships for future event promotional opportunities.

### Oregon State Police Fish and Wildlife Division

The role of the Oregon State Police Fish and Wildlife Division (OSPFWD) in relation to the Tribal Governments is to investigate violations of Native American archaeological resource protection laws in coordination with state prosecutors, federal prosecutors and magistrates to bring defendants of archaeological crimes to justice. Additionally, to provide a staff trained on the Endangered Species Act, Tribal treaty rights, and Tribal sovereignty issues. The OSPFWD coordinates with Tribal representatives, the Oregon Fish and Wildlife Commission and Oregon Department of Fish and Wildlife, other State Natural Resource Agencies, Oregon Department of Justice, Governor's Office and the Oregon State Legislature on issues related to fish and wildlife and other cultural and natural resources.

During the calendar year 2016 Lieutenant Rhodes and Sergeant Kipper (East Region) attended several Lower Deschutes River Manager meetings as a voting member alongside representatives from other state and federal agencies, including the Confederated Tribes of the Warm Springs Reservation, to manage the lower 100 mile of the scenic Deschutes River.

Throughout 2016, Lieutenant Schwartz (Fisheries Section) continued to serve as a member of the Columbia Basin Law Enforcement Council (CBLEC). CBLEC is comprised of law enforcement personnel from Washington, Oregon, the four Columbia River Tribes, Inter Tribe Fisheries Enforcement, and federal officers. Lieutenant Rhodes and Sergeant Kipper (East Region) also attended CBLEC meetings and coordinated efforts throughout the basin. CBLEC provides a venue for representatives to address enforcement concerns and coordinate effort focusing on treaty and non-treaty fisheries occurring in the upper Columbia River.

Senior Trooper Jewett (East Region) has been the longtime designated OSP representative board member of the Pine Creek Ranch, located near Clarno on the John Day River. The Pine Creek ranch was purchased with BPA funds and is managed by The Warm Springs Tribe. Troopers are asked to respond to the ranch on occasion every year for violations and attend their annual board meetings. Local stakeholders and partner agencies also attend the meetings.

Throughout 2016, members of the La Grande Fish and Wildlife team (East Region) attended four different meetings with members of the Confederated Tribes of the Umatilla, Nez Perce Tribe and Shoshone-Bannock Tribe. These meetings were to discuss tribal fisheries and tribal hunting within Union and Wallowa County. The meetings were educational in nature and several patrols were conducted as a result of information obtained during the meetings. These patrols were conducted by OSP and Tribal Enforcement Officers.

In June, Sergeant Lea (East Region) met with representatives of the Warm Springs Tribe and Pelton Dam facility regarding natural resources and enforcement priorities pertaining to the Pelton Dam and the Deschutes River.

Also in June, Captain Samuels (GHQ) and Lieutenant Gifford (SW Region) attended a meeting at the Division of State Lands to discuss the temporary closure in place on

Crump, Hart, and Goose Lakes to protect archaeological resources. Issues at Crump Lake have been virtually eliminated this year due to the high water level of the lake. Subsequent conference calls were conducted and the decision was made to allow the closure to expire in October 2016, due to the water level in Crump Lake, and indications of adequate rainfall in the upcoming months.

Throughout 2016 Fish & Wildlife troopers have continued to monitor Crump, Hart, and Goose Lakes for violations of archaeological laws. Occasionally subjects have been contacted around the lakes and advised of the laws regarding artifacts. No violations have been observed.

Lieutenant Gifford attended a multi-agency meeting in Bend regarding archaeological enforcement intelligence sharing. This is a group that has been meeting 2-3 times a year the past couple of years to coordinate enforcement efforts and provide training to the group.

Following these meetings, Lieutenant Gifford provided an hour of archaeological enforcement training to 31 less-tenured OSP Fish & Wildlife Division members.

Sergeant Harris (SW Region) accompanied landowners and officials of the Confederated Tribes of the Coos, Lower Umpqua, and Siuslaw Tribes on a site tour where tidal action was uncovering an archaeological site. The tribes and landowner mutually agreed to a proposed resolution to protect the site.

In July, Sergeant Collom (SW Region) and ODFW staff met with several biologists with Cow Creek Indian Tribes to discuss dredging and mining issues in the valley.

In early June, Sergeant Thompson and Sergeant Hoodenpyl (NW Region), along with Oregon Department of Fish & Wildlife representatives, attended an annual meeting with the Confederated Tribes of Siletz Indians regarding big game tag harvest numbers. Attendees also discussed shellfish management and relevant agreements between parties, as well as enforcement issues.

During the 2016 calendar year, Sergeant Chris Allori (NW Region) met with state agency representatives from Oregon's nine federally recognized tribes in five separate meetings with the Cultural Resources Cluster Group and the Natural Resources Workgroup. Additionally, Sgt. Allori attended the "Spring Gathering" hosted by the Legislative Commission on Indian Services on May 19<sup>th</sup>.

In September, Lieutenant Thomas, Sergeant Hoodenpyl and Trooper Thomas (NW Region) met with CTGR Tribal Police, CTGR tribal biologists and ODFW for a Tribal Hunting Coordination Meeting at the Natural Resources facility in Grand Ronde. The purpose of the meeting was to discuss State vs. Tribal hunting rights, summarize the 2015 season, and to communicate and coordinate hunting information and enforcement encounters. The meeting was highly successful, and because of the outstanding interagency cooperation; resulted in the resolution of a question regarding shellfish harvest by the CTGR. The resolution of this question has now clearly defined the allowable harvests and will assist enforcement and tribal members moving forward.

During 2016, Major Lujan and Captain Samuels (GHQ) attended ongoing meetings in Portland, between the members of the Confederated Tribes of Warm Springs Reservation, ODFW, Governor's Office and Oregon Attorney General's Office. These meetings were mediated by a U.S. Federal Court Judge regarding off-reservation hunting. An agreement for off-reservation hunting was agreed upon for tribal members during the fall of 2016.

Throughout 2016, OSP Fish & Wildlife Division personnel worked closely with various tribes in a coordinated effort to address several differing calls for service. The following are examples of these coordinated efforts:

In early April, members of the Division's Special Investigations Unit (SIU) met with Perry Choctoot, with the Klamath Tribe, at the cultural resources cluster meeting and transferred funerary and sacred objects back to the tribe that were seized as part of a criminal investigation. The suspect pled guilty in January 2016 to two felony counts of Unlawful Possession of Native Indian Artifacts.

http://www.oregonlive.com/pacific-northwest-news/index.ssf/2015/02/oregon\_state\_police\_seize\_nati.html

In the early spring, Lieutenant Thomas (NW Region) assisted the Confederated Tribe of Grande Ronde (CTGR) Tribal Police and the Polk County Sheriff's Office with a road struck cougar near the Spirit Mountain Casino. Lieutenant Thomas transported the large cat to the Oregon Department of Fish and Wildlife (ODFW) for collection of biological information. Outstanding interagency cooperation led to the cougar being ultimately returned to the CTGR for educational purposes.

In March, F&W Troopers from Pendleton assisted the Umatilla Tribal Police with an investigation on the reservation of a homicide that had occurred at a private residence. The troopers were utilized as scene security and to separate witnesses during the investigation.

Fish and Wildlife troopers out of The Dalles and Pendleton (East Region) participated in several joint enforcement patrols on the Columbia River with Umatilla Tribal Officers and Washington Department of Fish & Wildlife Officers. The emphasis of these joint efforts focused on the protection of salmon and steelhead at river mouth sanctuaries. Troopers also worked closely with Columbia River Inter-Tribal Enforcement Officers to monitor activities.

During 2016 Fish and Wildlife Troopers stationed in Burns (East Region) donated recovered big game mammals to the Burns Paiute Tribe when they became available.

### **Oregon State Police Command Areas**

### **Northwest Region**

#### Salem Area Command

The Salem Area Command leadership regularly attends the Polk County Law Enforcement Administrators meeting which is held monthly. A representative from the Grand Ronde Tribal Police usually attends these meetings as well as member representatives from all the local agencies in Polk County, the District Attorney and State and Federal law enforcement agencies.

### **McMinnville Area Command**

The McMinnville Area Command continues to work with the Grand Ronde Tribal Police when needed. OSP troopers from the McMinnville Area Command provide routine patrol coverage on Highway 18 in the area of the Spirit Mountain Casino and respond to calls for service as needed.

### **Newport Area Command**

The Newport Area Command continues to work closely with the local law enforcement agencies to respond to calls for service. Members of the Oregon State Police Newport Area Command assist with traffic control during events held at Chinook Winds Casino and the highways around the facility. One event is the annual parade organized by the Confederated Tribes of Siletz.

### **Southwest Region**

### **Coos Bay Area Command:**

There are two recognized Oregon Indian Tribes on the south coast within the Coos Bay Area Command. They are the Confederated Tribes of the Coos, Lower Umpqua & Siuslaw Indians and the Coquille Indian Tribe. While we interact with both tribes often, we seem to interact more often with the Coquille Indian Tribe.

Both of the tribes have their own, independent Tribal Police Departments; each employing four DPSST certified police officers. The Troopers from the Coos Bay Area Command interact with the Tribal Police Officers from both agencies on a frequent basis during a variety of investigations, during local training opportunities, and while serving together on various local committees.

The Coos Bay Office and Coquille Tribal Police provide reciprocal assistance during times when backup is needed. Our troopers, during emergencies, respond to the Kilkich tribal housing area until one of the tribal officers can arrive. The housing area is adjacent to State Route 240 (HWY 540) Cape Arago Highway.

The Confederated Tribes Qaxas (KA-HAS) reservation housing is located five blocks away from the Coos Bay Area Command office. In the past, the Coos Bay Area Command Troopers have responded to assist The Confederated Tribes Police

Department and the North Bend Police Department with calls for service on the Qaxas tribal housing property.

The Coquille Tribe has timber holdings on Highway 42, east of Myrtle Point. Fish and Wildlife Troopers have responded to this location at the request of the Tribal Police to investigate Fish and Wildlife crimes. The Confederated Tribes are also planning to manage some timberlands on the south coast, if it's not already in place, and Fish and Game Troopers will also be available to respond to these areas upon request for assistance.

A Coos Bay Area Command Detective serves on an interagency Major Crimes Response Team, and attends investigator meetings with Tribal Police Officers, sharing information that may be pertinent to ongoing criminal cases. OSP Fish and Wildlife Troopers have assisted both tribes with criminal investigations involving theft of cultural artifacts from tribal ancestral areas.

Another Coos Bay Area Command Detective serves on the South Coast Interagency Narcotics Team (SCINT). The office for this team was recently re-located to a building on the Coquille Indian Tribe's Kilkich reservation lands in Coos Bay. Troopers often utilize the Coquille Tribal Police's narcotics detection K-9 on CAPE related stops and during other narcotics investigations and search warrants. The Coos Bay Lieutenant and Sergeant and the Gold Beach Worksite Sergeant attend monthly south coast Chief's and Sheriff's meetings and discuss various issues that arise with the Chief's, Sheriff's, DA's and other federal, state, county and local law enforcement partners including the Coquille Tribal Police Chief and the Lieutenant from the Confederated Tribes of the Coos, Lower Umpqua and Siuslaw Police Department.

Troopers from the Coos Bay Area Command often interact with the casino security officers from The Mill Casino in North Bend (Coquille Indian Tribe) and with casino security officers from the recently opened Three Rivers Casino in Coos Bay (Confederated Tribes of the Coos, Lower Umpqua and Siuslaw Indian Tribe). The security officers are often able to provide surveillance video footage that the Trooper can use as evidence in criminal investigations.

Troopers from the Coos Bay Area Command often interact in the field with police officers from both tribal police departments when responding to mutual aid requests, when handling emergency criminal calls for service for the sheriff's department, and during routine traffic stops.

The past several years, Troopers from the Coos Bay Area Command assisted Troopers from the Florence Worksite during saturation patrols at the Rhododendron Festival. During this saturation, the Troopers interact often with the police officers from the Confederated Tribes of the Coos, Lower Umpqua and Siuslaw Indian Tribe Police Department. The Confederated tribes have also offered the Troopers the ability to utilize their police department at the original Three Rivers Casino in Florence whenever needed for investigations, interviews or simply for breaks.

The Coquille Tribal Police Department has also offered Troopers the use of their police department facilities whenever needed.

The Coquille Tribal Police Department often facilitates the use of conference rooms at The Mill Casino Hotel in North Bend to accommodate and host various law enforcement trainings and community meetings. The Coquille Indian Tribe has also worked together with the Oregon State Police to set up direct billing at The Mill Casino Hotel. This arrangement at is frequently utilized by OSP Tribal Gaming and OSP Evidence Technicians and is available for any OSP employees who may have need to overnight in the Coos Bay / North Bend area.

The Coos Bay Area Command office houses an Oregon State Police Tribal Gaming Compliance Auditor II.

### **Roseburg Area Command:**

The Roseburg Area Command has one recognized Oregon Indian Tribe within its patrol area, the Cow Creek Band of Umpqua Tribe of Indians. The Tribe operates the Seven Feathers Resort and Casino, which is located off Interstate 5 in Canyonville, Oregon. The Roseburg Area Command has little to no direct communication with the tribe. Seven Feathers Resort and Casino has its own security personnel and contracts with the Douglas County Sheriff's Office for law enforcement services.

In early October 2016, OSP and ODOT assisted with traffic control on the Interstate 5 freeway for a large event held at the casino which brought several thousand patrons into the Canyonville area.

### **Springfield Area Command:**

The Springfield Area Command has had no contact/interaction with the tribes around our area.

The Casino in Florence is operated by the Confederated Tribes of the Coos, Lower Umpqua and Siuslaw Indians of Oregon. Florence Police Department has been the primary agency to respond to the Casino for issues.

The Area Commanders from Central Point, Grants Pass, Klamath Falls and OSU reported they have no information to report for 2016.

### **East Region**

### **Bend Area Command:**

The Bend Area Command works cooperatively with the Warm Springs Indian Reservation and meets regularly in local leadership forums to discuss law enforcement issues with Warm Springs Police Department.

The Bend Area Command is a member of Central Oregon Law Enforcement Services (COLES). COLES participates with Warm Springs Tribal Police in this local leadership forum. The purpose of COLES is to create coordinated law enforcement programs between member agencies. To set out operational directives, management, supervision, resource allocation, and staffing for each coordinated local multi-agency law enforcement program. COLES meets on a monthly basis. The membership

consists of local agency heads from Deschutes, Crook and Jefferson Counties comprising of City, County, State and Federal law enforcement agencies and District Attorney's Offices.

The Oregon State Police Madras Worksite Supervisor also meets regularly in a local leadership forum which includes members from the Jefferson County Sheriff's Office, Madras Police Department, Warm Springs Police Department and the Jefferson County District Attorney's Office. Meetings include a wide-ranging variety of issues and are held in the spirit of information sharing and cooperative policing.

On Multiple occasions this reporting period, the Oregon State Police Bend Area Command has worked in cooperation with Warm Springs Police Department and Tribal authorities.

On January 10, 2016 Warms Springs Police Department and Oregon State Police Crash Reconstruction investigators worked together on a two vehicle head on fatality crash that occurred on US Highway 26 near MP 94. Oregon State Police Crash Reconstructionist responded to assist with documenting roadway evidence, and scene mapping for purposes of the ongoing investigations.

On January 29, 2016 Warms Springs Police Department and Oregon State Police Crash Reconstruction investigators worked together on a two vehicle head on a fatality crash that occurred on US Highway 26 near MP 93. Oregon State Police Crash Reconstructionist responded to assist with documenting roadway evidence, and scene mapping for purposes of the ongoing investigations.

On April 23<sup>rd</sup> & 24<sup>th</sup>, 2016 Warm Springs Police Department participated with the Oregon State Police and Central Oregon law Enforcement partners in a two day saturation patrol for Distracted Driving Awareness month.

In June of 2016 the Warms Springs Police Department drug detection dog assisted in Oregon State Police traffic stop of vehicle suspected to be transporting narcotics.

On August 1, 2016 a Warm Springs Central Oregon Drug Enforcement Team detective assisted the Oregon State Police with a stop in Deschutes County and subsequently took over a drug investigation.

On Labor Day weekend Warms Springs Police Department partnered with the Oregon State Police on a three day saturation patrol over the holiday weekend to target aggressive driving behaviors on US Highway 26 on and near the Reservation boundaries and the Mountain Pass.

On September 24, 2106 the Warms Springs Police Department assisted the Oregon State Police Department with a hit and run investigation on US Highway 26 near milepost 63.

On September 26th, 2016 a Warm Springs Central Oregon Drug Enforcement Team officer assisted the Oregon State Police with a vehicle seizure and search warrant.

On October 17, 2016 the Oregon State Police pursued a stolen motorcycle onto the reservation. The Warms Springs Police Department assisted in the pursuit and apprehension of the suspect. The suspect was turned over to the Oregon State Police for prosecution.

### The LaGrande Area Command:

In October of 2016 Wallowa County Sheriff Rogers called Lieutenant Belding to report the inadvertent discovery of suspected Native American human remains in Wallowa County. Lieutenant Belding contacted Dr. Vance from the Oregon State Police Crime Lab. Dr. Vance identified the remains as Native American. Lieutenant Belding then contacted Sergeant Allori and had him work with Sheriff Rogers in notifying the proper Native American Tribe.

#### The Dalles Area Command:

The Dalles Area Command works cooperatively with multiple tribal entities who share jurisdiction of the Columbia River to include Columbia Basin Law Enforcement Council (CBLEC), which is comprised of representatives from natural resource enforcement agencies in Washington, Oregon, as well as the four Columbia River Treaty Tribes (Warm Springs, Umatilla, Yakama and Nez Perce).

#### The Pendleton Area Command:

The Pendleton Area Command corresponds with the Confederated Tribes of the Umatilla Indian Reservation (CTUIR) on a monthly basis during meetings with local law enforcement agency heads. The CTUIR Tribal Chief attends those meetings and we discuss items of mutual concern regarding public safety in Umatilla County and on Tribal Grounds.

On January 2<sup>nd</sup>, 2016 members of the Pendleton Area Command were involved in a motor vehicle pursuit which entered the Umatilla Tribal Reservation. While pursuing the vehicle within tribal grounds, the suspect fired numerous shots from his vehicle striking the OSP patrol car. The suspect vehicle was stopped by means of a tactical vehicle intervention. The suspect then fled from the vehicle and was struck by an OSP patrol car. Umatilla Tribal Police assisted in the investigation and scene security.

On March 19<sup>th</sup>, 2016 Patrol and Fish and Wildlife members of the Pendleton Area Command assisted Umatilla Tribal PD with a homicide investigation. Troopers were initially called for emergency backup then assisted with scene securement and area interviews.

On October 18<sup>th</sup>, 2016 members from the Pendleton Area Command assisted the Umatilla Tribal Police with a motor vehicle pursuit which began on the Umatilla Tribal Reservation and involved a stolen vehicle. At the request of Tribal Police, OSP took lead of the pursuit and eventually conducted a tactical vehicle intervention on I-84 near milepost 224. Three occupants of the vehicle were taken into custody, one of which was a tribal member.

### The Ontario Area Command:

Members of the Ontario Area Command out of the Burns worksite share information and coordinate law enforcement services with the Burns Paiute Tribal Police in an effort to work cooperatively.

The Burns worksite worked closely with the Paiute Tribal personnel during the Malheur National Wildlife Refuge occupation. Sergeant Williams worked with Paiute Tribal Police Chief Carmen Smith and Sgt. Frank Rivera in coordinating their facilities at the reservation for both training and briefings. Both were well attended by Federal, State, County and Local law enforcement and community partners. The collaboration began in November of 2015 and went through February of 2016.

### **East Criminal Investigation Division:**

Oregon State Police in Bend and local law enforcement agencies from Deschutes, Crook and Jefferson Counties work cooperatively with Warm Springs Police Department on the Central Oregon Major Crime Team (MCT) a multi-agency workgroup overseen by COLES. The primary purpose of the MCT is the timely assemblage of skilled investigative personnel to positively affect the outcome of any major incident in an agreement of mutual assistance for major incident investigations. The team consists of District Attorney's, and Detectives from City, County, State, and Federal law enforcement Officials within Central Oregon.

Pendleton Criminal Investigation Division assisted the Umatilla Tribal PD with a homicide investigation which occurred on January 27, 2016 in Meacham, Oregon. The incident began with a "shot's fired" call at a residence on the Umatilla Reservation. OSP Pendleton Patrol responded and assisted with stopping a vehicle attempting to elude Tribal PD. Patrol troopers also responded to the scene and assisted Tribal PD with detaining subjects who were still at the scene of the homicide. The Umatilla Tribal Police Department activated the Umatilla/Morrow County Major Crime Team to assist in the investigation. Detectives from OSP Pendleton, who were at the time involved with the Malheur Wildlife Refuge case, responded to the homicide scene from Burns. The victim, who was not a tribal member, was shot in the driveway of his residence. It is believed the homicide suspects were attempting to burglarize the victim's residence and did not know the victim was at home. OSP detectives assisted in interviewing those involved and assisted in a walk through with a primary witness. OSP Detectives assisted in the service of a search warrant at the residence. The Oregon State Police Crime Lab - Pendleton also responded to the scene and assisted in the processing of the evidence.

OSP Detective Trampas McCrae assisted the Umatilla Tribal PD with processing cell phones related to several of their investigations. Detective McCrae completed a chip off for physical downloads with the Cellebrite device on 10 cell phones throughout 2016. The 10 cell phones were related to homicides on Tribal land.

The Blue Mountain Narcotics Team (BENT) has an FBI agent assigned to the team who acts as the liaison between BENT and Tribal PD. At the present time, Umatilla Tribal PD has removed their representative on BENT due to staffing issues.

Detective Timko along with law enforcement officers from all Harney County agencies, including Paiute Tribal officers, attended several law enforcement officer safety and debrief meetings at the Paiute Gathering Center building on the Paiute Reservation in Burns, Oregon. These meetings occurred before and after the Malheur Wildlife Refuge occupation. Intelligence, Cross-Agency Communication, and Officer Safety issues were the primary focus of the meetings. (December 2015/ March 2016)

On August 30, 2016 Detective Timko began as the lead investigator in a public official investigation involving complaints made of misconduct by Lt. Needham from the Harney County Sheriff's Department and Harney County area law enforcement. The complainants were from several Native American tribal members alleging discrimination and mistreatment of tribal members by law enforcement. During the investigation, Detective Timko met with several witnesses at the Health Clinic Conference room located on the Burns Paiute Reservation. The investigation revealed no substantiated evidence of criminal misconduct against tribal members.

In February of 2016, detectives worked an aggravated murder investigation at the Snake River Correctional Institution in Ontario. Both the defendant and the victim identify as Native American, however, their tribe affiliation is unknown. The case has been completed and referred to the Malheur County District Attorney's Office for review.

### Oregon State Fire Marshal

It is the mission of the Oregon State Fire Marshal Office to protect citizens, property, and the environment from fire and hazardous materials. In 2016 the Oregon State Fire Marshal Office (OSFM) assisted the Tribes in Oregon through planning, inspections, investigations, meetings, education and consultation.

- Assist with construction, sprinkler system, fire alarm system of the new Employee Services Building at Grand Ronde Tribe
- Assist with plans review education for fire sprinkler systems with the Grande Ronde Building Official for Casino remodel, Spirit Mountain Casino
- Assist with fire inspections of new fire sprinkler system and testing of added fire sprinklers to foyer of the Spirit Mountain Casino
- Fire Inspection of Child Care at Grand Ronde Head Start educational facility for Grand Ronde Tribal building (still pending correction and re-inspection)
- Siletz Valley School Fire Investigation, for Juvenile Youth Fire Setter
- Monthly meetings with the Pacific Northwest Wildfire Coordinating Group, which
  provides a coordinated interagency approach to wildfire management in Oregon
  and Washington. PNWCG provides leadership in interface and wildland fire
  management for local, tribal, including Bureau of Indian Affairs, state and federal

- agencies and their constituents to enhance firefighter safety and protection of life, property, and natural resources.
- Office of State Fire Marshal partnered with the U.S. Department of the Interior -Bureau of Indian Affairs (BIA) and Bureau of Land Management, Oregon Department of Forestry, Keep Oregon Green, Department of Agriculture - U.S. Forest Service, and the Pacific Northwest Wildfire Coordinating Group to hold the 2016 Oregon Fire Prevention Workshop in February 2016. The workshop was held at the Kah-Nee-Ta Resort & Spa located on the Confederated Tribes of Warm Springs Reservation in Central Oregon. The workshop provided structural and wildland fire prevention and safety educational sessions and networking opportunities. There were over 100 attendees and eight attendees identified as tribal representatives including the Confederated Salish and Kootenai Tribes Division of Fire, Warm Springs Indian Reservation, and BIA - Yakama Agency Fire Management. One of the sessions was on Youth Fire Intervention Programs in Indian Country. The BIA Wildland Fire Prevention Branch provides tribes with training and resources to address the youth-set fire problem in Indian Country. Fires started by youth have destroyed family homes, community buildings and natural resources, and damaged sacred and ceremonial sites. The workshop session showcased intervention programs from three tribes: Tule River, Warm Springs, and Nez Perce. A panel of fire prevention specialists discussed the challenges and successes of establishing intervention programs in Indian Country. Participants learned about culturally appropriate prevention and intervention tools for tribal youth, training opportunities, and other events available from the BIA.
- 02/12/16 Provided information regarding above ground fuel storage and dispensing.
- 02/17/16 Fire Prevention Conference, Warm Springs
- 03/03/16 Assisted the Confederated Tribe of Warm Springs with a fire & lifesafety state license inspection at the Warm Springs Early Childhood Education Center.
- 04/05/16 Harney county 9-1-1 meeting, Burns
- 04/04-04/08/16 Oregon Emergency Preparedness Conference, House Bill 3225 presentation to Emergency Managers and Tribal partners at Kah-Nee-Tah Resort, Warm Springs, Oregon
- 04/20/2016 Tribal Listening Session, Maryhill Museum, The Dalles, Oregon.
  The Gorge Commission convened this meeting in response to the concerns
  expressed by Tribal members regarding fossil-fuel transport in the Columbia
  River Gorge National Scenic Area at the Government-to Government meeting
  held on September 27, 2015. The purpose is to facilitate a "listening session"
  with the four Treaty Tribes and the Washington and Oregon Governor's policy

offices to learn more about your specific concerns and the potential impact of fossil-fuel transport to important tribal cultural and natural resources. The goal was to spend a day to gain a better understanding of these issues to assist with supporting a bi-state effort to communicate those concerns to state and federal leaders.

- 04/28/16 Assisted the Confederated Tribe of Warm Springs with a fire & life-safety state license inspection at the Warm Springs Head Start childcare facility.
- 05/17/16 Rangeland Summit, Burns Paiute Tribe
- 05/17/16 Fire Bridge training and FDID with Tribal Chiefs of Burns Paiute Tribe
- 06/03-06/10/2016 Mosier Train Derailment, Unified Command Liaison, Mosier Oregon. Interacted with tribal members on a daily basis as part of the Unified Command structure in place at the Mosier Oregon unit train derailment. Met with several tribal members independently and discussed response capabilities and training opportunities on Hazmat Rail incidents.
  - 06/21/16 Central Oregon Fire Prevention Co-op, Bend
- 06/30/2016 UPRR DERAILMENT FORMAL DEBRIEF After Action Report meeting, Portland. Interacted with tribal members post response to the train derailment in Mosier.
- 07/05/16 Grant County FDB meeting with Burns Paiute Tribe, John Day
- 07/07/16 Assisted the Confederated Tribe of Warm Springs with a follow-up fire & life-safety state license inspection at the High-Lookee Lodge assisted living facility.
- 07/13/16 Assisted the Confederated Tribe of Warm Springs with a technical fire code consultation for the High-Lookee Lodge assisted living facility.
- 08/02/16 Grant County FDB meeting with Burns Paiute Tribe, John Day
- 08/16/16 Assisted the Confederated Tribe of Warm Springs with a technical consultation and fire & life-safety plans review for a proposed cannabis growing & processing facility.
- 10/04/2016 NW Area Committee Meeting, Mosier Train Derailment Presentation, Astoria Oregon. Numerous tribal members and representatives in attendance
- 10/26/16 Research inspections files for Old Camp Casino, Burns Paiute Tribe

### Criminal Justice Information Services Division

The Criminal Justice Information Services (CJIS) Division is responsible for the state repository of criminal justice record information. The agency provides criminal justice information to local, state, tribal and federal law enforcement agencies for enforcement and criminal justice purposes via the Law Enforcement Data System (LEDS). Additionally, this access is allowed to agencies authorized for non-criminal justice licensing and employment needs. CJIS is the designated agency for the exchange of Oregon criminal offender information statewide and nationally via the FBI's Identification Division. Uniform Crime Reporting by all law enforcement agencies is required through OSP for compilation and use within our state and for nationwide crime stat purposes.

### **CJIS Systems Access/Training/Audit:**

LEDS system access, services and support, and training and outreach are provided to all tribal agencies.

LEDS Training specialists Kendele Miyasaki and Russ Hoskins provided regional training sessions to two tribal agencies in 2016 where representatives participated from the following tribal agencies:

- Confederated Tribes of the Umatilla Indian Reservation
- Confederated Tribes of Warm Springs

A statewide training conference was held at Sunriver where the following tribal representatives participated:

- Columbia River Inter-Tribal Enforcement
- Confederated Tribes of Grand Ronde Police Department
- Columbia River Inter-Tribal Fisheries Enforcement
- Confederated Tribes of Umatilla Indian Reservation
- Warm Springs Police Department

The LEDS Training unit processed training transactions in three primary categories throughout the year of 2016. The transaction types and their numbers are as follows:

- Training Certificates Issued: 12
- Training Materials Issued: 2
- LEDS Representatives Issued: 1

The Warm Springs Tribe provided a response to the bid process through ORPIN for the CJIS 2016 Statewide Training Conference. The Kah-Nee-Ta Resort was among 3 venues considered for this event.

LEDS Auditor Dan Malin conducts audits in cooperation with the recognized Tribes within the State of Oregon. The audit process not only encourages compliance, but also provides instruction to users regarding the proper use and protocol of the LEDS system. In 2016 audits were conducted with the following tribal agencies:

Warm Springs Regulatory Gaming Commission

Klamath Tribes Gaming Commission

### Fingerprint Arrest Reporting and Applicant Background Check Services:

CJIS provides criminal arrest and applicant fingerprint-based services to Tribal Police agencies and Tribal Gaming Commissions. Contacts with these agencies are intermittent and generally deal with record reporting, error resolution, or answering questions they may have regarding any of our services.

The CCH Unit is responsible for ensuring that information received for criminal arrest and dispositions are entered into the Oregon criminal history repository for all law enforcement agencies statewide. The information on these cards is used to populate the criminal history files in both LEDS and the National Crime Information Center (NCIC). The CCH Unit has as-needed contact with Tribal Police agencies to correct any errors that may be noted on submissions. Likewise the ABIS Unit has occasional contact with Tribal agencies for any hard copy or electronic fingerprint submission issues that may arise in order to assist in resolution. The OSP Livescan Coordinator will provide periodic notices throughout the year for record table revisions for agency livescan and/or record management systems updates and offers assistance when needed regarding livescan vendor or equipment issues in order to support their efforts toward problem resolution. The following tribal submissions were received for entry into the Oregon CCH repository in 2016:

Arrest Fingerprints: 214

CJIS Security Fingerprints: 234

The Regulatory Unit processes applicant fingerprint-based background checks for employment and licensing related purposes. Typical contact includes returning rejected fingerprints, calling livescan operators regarding questions or errors that may require resolution on an as-needed basis and calling agencies regarding billing for fingerprint based background checks. Regulatory Manager Linda King provided orientation and background check program information and requirements to the newly appointed Confederated Tribe of Warm Springs CPS Program Manager in November, 2016. The following tribal applicant background checks by category were processed in 2016:

• Gaming: 1,938

Health & Family Services: 150

Human Resources: 72

### Oregon State Medical Examiner's Office

During 2016, the Oregon State Police Medical Examiner's Division continued to work closely with tribes regarding the inadvertent discovery of Native American human remains and the subsequent repatriation of these remains to the appropriate tribal members.

The Medical Examiner's Division is maintaining transparent lines of communications and enthusiastically adhering to ORS 97.745.

In October, 2016, the Medical Examiner's Office had the opportunity to train 20 Deputy Medical Examiners in the recovery of human skeletal remains. A large portion of this training includes information on the 9 federally-recognized Oregon tribes, their cultural history, and the Medical Examiner's commitment to following proper protocol when a possible Native American gravesite is discovered. The individuals who received this training are now equipped to return to their law enforcement communities with a better understanding of how the Medical Examiner's Division operates, how the law is interpreted, and the respectful actions we must take to protect these heritage sites. Tribal law enforcement members were also invited. This training will continue and all efforts will be made to provide this educational opportunity in the future.

Sergeant Chris Allori, Oregon State Police Fish and Wildlife Division, continues to be the Oregon State Medical Examiner's liaison to the nine federally-recognized Native American tribes in Oregon. Sergeant Allori communicates with the tribes regarding repatriation issues and the continued implementation of Oregon Revised Statutes dealing with the inadvertent discovery of Native American human remains and artifacts.



### DEPARTMENT OF STATE POLICE

# STATE-TRIBAL GOVERNMENT TO GOVERNMENT RELATIONS

Effective Date:	Supersedes Date:	Policy Number:		
October 28, 2016	September 8, 1999		500.11	
Reference/Laws/Statutory Authority:				
Office of the Governor, Executive Order #96-30; ORS 190.110				
Applies to:				
☑ All Personnel ☐ All Manager	ment Sworn Personnel No	on Sworn Personnel		
Other				
Issuing Authority:			No. Pages	
Superintendent of State Police			4	
-				

### I. PURPOSE

The purpose of this policy is to formalize the government-to-government relationship that exists between Oregon Indian tribes and the State and to establish a process which can assist in resolving potential conflicts, maximize key inter-governmental relations and enhance an exchange of ideas and resources for the greater good of all of Oregon's citizens, whether tribal members or not.

### II. POLICY

There are nine federally recognized Indian tribal governments located in the State of Oregon. These Indian tribes have a unique legal status as sovereign governments. The importance of recognizing the relationship that exists between the tribes and State government agencies can not be underestimated. As sovereigns, the tribes and the State must work together to develop mutual respect and trust for the sovereign interests of both parties.

- A. The State recognizes the sovereign status of Oregon Indian tribes and the Department establishes the following policy:
- 1. Recognizes Oregon Indian tribal governments are interested in development of State policy that affects tribal interests and recognizes the desirability of dialogue between tribal governments, the federal government as trustee, where appropriate, and the State, with regard to those State policies;
- 2. Identifies key personnel of the Department as "key contacts" responsible for

coordination with tribal governments;

- 3. Establishes a process for the identification of those Department policies by designated tribal representatives and key contacts;
- 4. Promotes dialogue between the Department and tribal governments on those state policies; and
- 5. Advances the government-to-government relationship by notifying Department members of Executive Order #96-30.
  - B. The Department of State Police will work cooperatively with other State agencies to accomplish the goals of Executive Order #96-30.
  - C. This policy is not intended to create a forum for resolution of all issues between the tribes and the Department, nor is it meant to replace presently existing lines of communications.

#### III. PROCEDURE

- A. The Gaming and Employee Services Bureau Commander, or a designee, shall assist the Superintendent to coordinate and accomplish the requirements of this policy and the goals of Executive Order #96-30.
  - 1. The Gaming and Employee Services Bureau Commander will coordinate the periodic tribal cultural training for Department representatives and designated supervisors. Each Department representative shall designate those supervisors under their command that should attend this training.
  - 2. The annual report to the Superintendent required by this policy shall be an Executive Summary.
- B. The statewide annual meeting will serve as a means for Department representatives to further establish contacts with designated tribal government representatives, schedule additional meetings and develop appropriate protocols of communication on issues of mutual concern.

### IV. DEFINITION

NONE

### V. RULES

A. The key contacts of the Department are those members primarily responsible for advancing the government-to-government relationships between the Department and Oregon Indian tribes and for coordination with tribal governments on agency policies.

- 1. The following position is designated as the primary Department representative for Oregon Indian tribes:
  - a) Primary contact: Gaming and Employee Services Bureau Commander.
- 2. The following positions are designated as Department representatives based upon local service area or specialized service responsibility:

Statewide Issues:

Fish & Wildlife/natural

resources

Fish and Wildlife Division Director

**Tribal Gaming** 

Gaming Enforcement Division Director

Department Policy &

**Procedures** 

Chair of Policy & Procedures Advisory

Committee

Local Issues:

Cow Creek Band of Umpqua

Tribe

Area Commander-Roseburg

Confederated Tribes of

Warm Springs

Station Commander-Bend

Confederated Tribes of

Umatilla

Station Commander-Pendleton

Burns Paiute Tribe Station Commander-Ontario

Fort McDermitt Paiute Tribe Station Commander-Ontario

Coos, Lower Umpqua &

Siuslaw Tribes

Station Commander-Coos Bay

Coquille Tribe Station Commander-Coos Bay

Confederated Tribes of

Grand Ronde

Station Commander-McMinnville

Confederated Tribes of

Siletz

Station Commander-Newport

Klamath Tribes Station Commander-Klamath Falls

B. The listed Department representative, or a designee, shall communicate with Oregon tribal governments that are located in their individual service areas for

the purpose of working together to achieve mutual goals, identify policy issues and to discuss issues of mutual concern or interest.

- 1. In the development of issues of mutual concern, the Department representatives shall make reasonable efforts to design solutions and develop programs to achieve mutual goals in relation to Department policy.
- 2. Department representatives shall consider the use of cooperative agreements with Indian tribal governments as provided for in ORS 190.110 or other tools to achieve mutual cooperation when it is appropriate to do so.
- 3. Department representatives and designated supervisors shall attend periodic training in tribal culture, relations, and legal status designed to create an awareness of the unique nature of the tribal governments and an understanding of, and sensitivity to, Native American Issues.
- C. The Gaming and Employee Services Bureau Commander shall provide annually to the Superintendent a report on the Department's accomplishments and achievements derived from the advancement of Executive Order #96-30. A copy will be provided to each of the tribal public safety key contacts.
- D. All members of the Department will consider impacts on Oregon tribal governments when developing policy and if appropriate shall consult with tribal representatives to discuss issues.
- E. Area Commanders designated as Department representatives shall establish mutually agreeable meeting schedules with local tribal representatives.