



2018
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 2018.

Attached is a copy of the Oregon State Police 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 intergovernmental relations, and 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 gaming license applicants, and other investigations
- Regulatory auditing, monitoring, and investigations related to Class III gaming 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

Oregon State Athletic Commission

- Regulated one mixed martial arts event at Seven Feathers Casino and three mixed martial arts events at Chinook Winds Casino

OSP Fish and Wildlife Division

- Investigations which 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 Regulatory 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
- Continued 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 nine 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 November 5, 2018, OSP Training Section Recruiters attended the annual College and Career Education Fair, hosted by Chemawa Indian High School in Salem, OR. This fair promotes student well-being, respect for education and development of healthy life styles. Students at Chemawa Indian High School represent a diverse background and come from over 20 states and 65 different tribes. There are approximately 350 students.

Oregon State Police Primary Contacts

Gaming and Employee Services Bureau

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Criminal Investigations Division

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Office of State Fire Marshal

Jim Walker, State Fire Marshal
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Southwest Region

Theodore Phillips, Captain
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541-776-6114

Northwest Region

Casey Coddling, Captain
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State Medical Examiner

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

The role of the Oregon State Police Tribal Gaming Section is to ensure that all Class III Tribal gaming activities 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 Oregon Tribes, which include the Confederated Tribes of the Grand Ronde Community of Oregon (Grand Ronde), Burns Paiute Tribe (Burns), Confederated Tribes of Coos Lower Umpqua and Siuslaw Indians (Coos), Coquille Tribe of Indians (Coquille), Cow Creek Band of Umpqua Tribe of Indians (Cow Creek), Klamath Tribes (Klamath), Confederated Tribes of the Siletz Indians of Oregon (Siletz), Confederated Tribes of the Umatilla Indian Reservation (Umatilla), and the Confederated Tribes of the Warm Springs Indian Reservation (Warm Springs). The Tribal Gaming Section is comprised of OSP detectives, non-sworn field agents and professional administrative support staff.

Criminal Investigations

In 2018, the Oregon State Police (OSP) Tribal Gaming Section (TGS) detectives conducted various criminal investigations relating to gaming and non-gaming crimes at Tribal casinos and Tribal properties in Oregon. These investigations included criminal cases of cheating, theft, criminal trespass, counterfeiting, and drug-related activity.

In August 2018, Detective Park coordinated with the Oregon State Police Explosives Section, Sergeant Kevin Delgrande and Detective Mike Blank, to provide a joint training session for Tribal Gaming facility personnel at the Three Rivers Casino in Florence. The training was presented to Tribal security staff and surveillance personnel from across Oregon. Topics included identification and disposal of suspicious devices, a presentation of the types of equipment deployed by the explosives unit, and proper protocols used when suspicious devices are encountered. Detectives Park and Bischoff co-presented with the Oregon Surveillance Network Chairman and Surveillance Director of the Chinook Winds Casino, Abe Martin. The presentation was multi-faceted and consisted of the following topics: criminal investigations, a case study involving criminal investigation of casino player points, and identifying suspicious behaviors.

The OSP detectives continue to conduct and review background investigations for licensing employees who work in sensitive areas at Tribal casinos and for Tribal Gaming Regulatory Commissions. OSP detectives maintain regular contact and continue to foster partnerships with Tribal police, local law enforcement agencies, federal agencies and Tribal Gaming Commissions during 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.

During 2018, OSP detectives attended the Oregon Surveillance Network (OSN) meetings. These meetings are held throughout the year, where information is jointly shared with the membership and concerns of mutual interest are discussed and addressed.

Regulatory and Technical Compliance

Throughout 2018, the Tribal Gaming Section (TGS) field agents conducted regular monitoring activities consisting of 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 at the Tribal gaming casinos.

The TGS compliance managers and TGS field agents participated in numerous Compact Compliance Review (CCR) audits and follow-up reviews during the year. These audits included, a Compact Compliance Review (CCR) with the Coos, Coquille, Warm Springs, Klamath, and Grand Ronde Tribes.

TGS field agents also monitored the shipment and removal of several hundred Video Lottery Terminals (VLT) at all the Tribal casinos throughout the state.

During 2018, the State of Oregon completed Tribal/State Compact amendments with the Cow Creek Band of Umpqua Tribe of Indians, Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians, and the Klamath Tribes. The Compact amendments were reviewed and signed by the Governor and subsequently approved by the U.S. Department of Interior. The Coquille Indian Tribe and the Confederated Tribes of Warm Springs are currently negotiating amendments to their respective Tribal/State Compacts.

In February 2018, the Tribal Gaming Section hosted the Oregon Association of Indian Gaming Commissions (OAIGC) meeting at the Public Safety Academy in Salem, Oregon. During this meeting, Lt. Jesse Orosco was introduced as the incoming Tribal Gaming Section Lieutenant, replacing Lt. Glenn Chastain who retired.

In May 2018, TGS personnel attended Table Games Protection and Protecting the Games Academy. These courses focused on specialized training for law enforcement agencies and gaming regulators to learn about cheating schemes, evidence collection and experience the latest in casino surveillance technologies. These types of trainings benefit personnel in their daily monitoring and Compact Compliance Review activities.

The Tribal Gaming Section started the hiring process to fill a Government Auditor 2 (Field Agent) position which came available in the middle of this month.

In July and September 2018, TGS personnel attended “Understanding Sports Betting” and “Advanced Sports Betting Regulation” courses offered by UNLV, in Las Vegas, Nevada. These courses provided essential training in understanding of the complexities of sports betting from a regulatory role and the process of developing effective internal control standards which will benefit the state as we move forward into this gambling arena.

In September 2018, the Confederated Tribes of Umatilla Indian Reservation Gaming Commission (CTUIR) adopted new Tribal/State Minimum Internal Control Standards (MICS) that were jointly approved earlier in the year. In March 2019, all provisions of the MICS will be reviewed for accuracy and to ensure they are tethered to the appropriate Tribal MICS and the casino’s Policies and Procedures.

The Tribal Gaming Section was unable to reach an agreement, during negotiations, with a potential candidate for the Government Auditor 2 (Field Agent) position. The employment opportunity announcement will be reposted.

TGS personnel attended the Institute of Internal Auditors' "2018 All Star Conference" offered in Las Vegas, Nevada. This conference brings together Casino, Tribal, and online gaming personnel in the internal audit profession, to discuss cutting-edge insights on issues impacting the internal audit environment now and in the future.

TGS personnel attended "Global Gaming Expo 2018" offered in Las Vegas, Nevada. These education seminars provided an essential understanding of the complexities of regulating Tribal casinos. In addition, Sports Betting and Mobile Gaming were among several important topics that will help ensure OSP-TGS maintains a current pulse of the technology advances within the gaming industry.

Key activities conducted during 2018 include:

Jan 2018

- Conducted a joint planning meeting and subsequent Compact Compliance Review with Confederated Tribes of Coos, Lower Umpqua, and Siuslaw Indians Gaming Commission at Three Rivers Casino.

Mar 2018

- Attended World Game Protection in Las Vegas for essential information and connection with industry leaders in understanding the complexities of casino asset protection.
- Conducted a joint planning meeting with Coquille Indian Tribe Gaming Commission to prepare for Joint CCR.
- Completed the final Compact Compliance Review meeting with the Confederated Tribes of Coos, Lower Umpqua, and Siuslaw Indians Gaming Commission.

April 2018

- Conducted a joint Compact Compliance Review with Coquille Indian Tribe Gaming Commission at The Mill Casino.

May 2018

- Completed the final Compact Compliance Review meeting with the Coquille Indian Tribe Gaming Commission.

August 2018

- Conducted a joint planning meeting with Warm Springs Tribal Gaming Regulatory Authority to prepare for Joint CCR.

September 2018

- Conducted a joint Compact Compliance Review with Warm Springs Tribal Gaming Regulatory Authority at Indian Head Casino.

October 2018

- Conducted a joint planning meeting and subsequent Compact Compliance Review with Klamath Tribal Gaming Regulatory Commission for the Kla-Mo-Ya Casino.

November 2018

- Conducted a joint planning meeting with Grand Ronde Gaming Commission to prepare for Joint CCR.
- Attended the 2018 Annual Summit for state agencies, hosted by The Confederated Tribes of Grand Ronde and The Legislative Commission on Indian Services.

December 2018

- Completed the final Compact Compliance Review meeting with the Warm Springs Tribal Gaming Regulatory Authority.
- Conducted a joint Compact Compliance Review with Grand Ronde Gaming Commission at Spirit Mountain Casino.

Vendor Investigations

During 2018, the OSP Vendor Investigation Section detectives completed multiple vendor background investigations on companies contracting with Oregon 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 with the Warm Springs Tribal Gaming Regulatory Authority, Siletz Tribal Gaming Regulatory Agency, and Klamath Tribes Gaming Regulatory 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 2018.

In October 2018, TGS Vendor Investigation personnel attended “Pre-Licensing Financial & Background Investigations” course offered by UNLV, in Las Vegas, Nevada. This course provided essential training to conduct in-depth financial and background investigations on gaming suppliers and vendors, principal individuals, and key employees.

Oregon State Athletic Commission

In 2018, the Oregon State Athletic Commission regulated one mixed martial arts event at Seven Feathers Casino in Canyonville and three mixed martial arts events at Chinook Winds Casino in Lincoln City. Two members of the Siletz Tribal Athletic Commission shadowed OSAC inspectors and would like to learn more about what OSAC's role is at events by shadowing additional events in the future and observing other officials roles in the regulation of an event.

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 Legislative Commission on Indian Services, 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.

Throughout 2018, Lieutenant Howell (Fisheries Section) served as chair of the Columbia Basin Law Enforcement Council (CBLEC). CBLEC is comprised of law enforcement personnel from Washington, Oregon, the four Columbia River Tribes, Columbia River Inter-Tribal Fisheries Enforcement, and federal officers. 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.

In February 2018, several Fish & Wildlife Division members attended a training opportunity provided by the Oregon Parks and Recreation Department. The training focused on recognizing the status and rights of Native Americans, the preservation of archaeological resources, federal and state laws pertaining to preserving and protecting archaeological resources, and the jurisdictional protocols affecting law enforcement. The training was well-attended by several agencies.

Northwest Region

In June 2018, Lieutenant Hoodenpyl (NW Region) attended an annual meeting with the Confederated Tribes of Siletz Indians. Attendees discussed relevant agreements between parties, as well as enforcement issues.

Trooper Thomas and ODFW met with the Confederated Tribes of Grand Ronde for an annual Tribal hunting coordination meeting. Tribal hunting rights, the Tribal hunting program and Tribal hunting seasons were discussed, as well as Tribal Police and State Police enforcement and coordination.

During the 2018 calendar year, Sergeant Chris Allori (NW Region) met with state agency representatives and representatives from Oregon's nine federally recognized tribes in 10 separate meetings with the Cultural Resources Cluster Group and the Natural Resources Workgroup.

Meetings attended:

- January 9/10, 2018 – Cultural Cluster Group Meeting
- January 23, 2018 – Natural Resources Workgroup Meeting
- April 17, 2018 – Cultural Cluster Group Meeting
- April 19, 2018 – Task Force Meeting on Oregon Tribal Cultural Items

- May 15, 2018 – Legislative Commission on Indian Services “Spring Afternoon Discussion” meeting.
- May 23, 2018 – Natural Resources Workgroup Meeting
- May 29, 2018 - Task Force Meeting on Oregon Tribal Cultural Items
- June 29, 2018 - Task Force Meeting on Oregon Tribal Cultural Items
- August 23, 2018 - Task Force Meeting on Oregon Tribal Cultural Items
- October 16, 2018 - Task Force Meeting on Oregon Tribal Cultural Items

East Region

Throughout the past year, Lieutenant Schwartz served as a voting member of the Lower Deschutes Manager’s Group. The Manager’s group includes representatives of multiple agencies, including the Confederated Tribes of the Warm Springs, Bureau of Land Management, Oregon Department of Fish & Wildlife, State Parks, Oregon State Marine Board and Wasco County. The Manager’s group works with the Interagency Implementation Team to address issues, concerns and user access in an effort to appropriately manage the Lower Deschutes River. Additionally, Sergeant Vanderwerf attended Interagency Implementation Team meetings as an agency representative.

Sergeant Vanderwerf and other The Dalles F&W members continue to work collaboratively with the Columbia River Inter-Tribal Fisheries Police to address enforcement issues throughout Zone 6 of the Columbia River. Efforts included joint vessel and/or surveillance patrols, specifically, multiple ventures focused on river mouth sanctuaries and closure enforcement.

In May, the Oregon State Police, along with the Wasco County Sheriff’s Department, hosted the Lower Deschutes Law Enforcement Coordination meeting in The Dalles. The meeting was attended by law enforcement members including OSP, Wasco, Jefferson, Sherman Counties, BLM, State Parks and Confederated Tribes of the Warm Springs. The basis of the meeting was to better align law enforcement efforts as well as ensure consistency in regulatory enforcement. The meeting also included training from the Oregon State Marine Board and OSP’s Special Investigation Unit related to guides and outfitters.

Throughout the spring and summer, members of the Bend F&W Team and the Division’s Special Investigations Unit, worked closely with the United States Fish & Wildlife Service and enforcement officers of the Confederated Tribes of the Warm Springs, to address unlawful angling activity on the Metolius River. The collaborative venture resulted in a lengthy investigation regarding the unlawful taking of bull trout, which also included the service of search warrants, with several state, federal and Tribal charges. Overall, the close working relationship with officers from several differing jurisdictions brought about an excellent and thorough investigation.

Lieutenant Schwartz continued to take part in the Archaeological Investigator’s Working Group, which attempts to meet biannually throughout the year to work towards the alignment of enforcement activities from several differing agencies. Due to conflicting schedules, meetings had to be postponed until early November of 2018.

In April, Senior Trooper Jewett and Sergeant Vanderwerf attended a meeting at BLM in Prineville. The topic of discussion was focused on the transformation of 12,000 acres of

private land (The Rattrey Ranch) on the John Day River to BLM. Other agencies attending the meeting were BLM, ODFW, OSMB, OPRD, DSL, Confederated Tribes of Warm Springs and neighboring county representatives.

Senior Trooper Jewett continued to take part as the OSP representative board member of the Pine Creek Ranch throughout 2018. Senior Trooper Jewett attended meetings with other board members and assisted with enforcement concerns such as hunting regulations, wildlife habitat and public access. The Pine Creek Ranch is located near Clarno on the John Day River and is managed by the Warm Springs Tribe.

Southwest Region

Trooper Koell and Senior Trooper Mullins, as well as several Troopers with the Patrol Division attended a meeting with archeologists from the Coquille Indian Tribe and the BLM. Topics included archeological site locations in Coos County and artifact identification.

Trooper Koell and several Detectives from the Tribal Gaming Division attended a meeting with Tribal Law Enforcement Officers from the Coquille and Confederated Tribes of the Coos, Lower Umpqua and Siuslaw Indians. Topics included responding to incidents on casino and other Tribal property, as well as responding to incidents related to archeological site disturbance.

Trooper Koell, Deputy Marcini, and Sergeant Harris worked with the Siletz Indian Tribe to monitor Tribally-owned timberland near Tahkenitch Lake (not trust/ceded lands) to address trespassing issues and become familiar with the area, which is popular for hunting and mushroom picking. ATV's were utilized to cover several miles of roads and trails to ensure they were clear prior to the Tribe installing a new vehicle barrier.

Sergeant Harris presented a case overview at a State Parks-sponsored archaeological training for law enforcement. The case overview was regarding removing archaeological objects without a permit. Several Tribal representatives and law enforcement officers attended the training.

Sergeant Yaws gave a presentation to new Tribal Site Monitors regarding human remains and archaeological issues.

Senior Trooper Tague is currently investigating two unlawful archaeological digs at the North Ridge residential development area of Lakeview. An electric company was also investigated for an unintended archaeological dig, which was determined to be unfounded.

Senior Trooper Niehus and Klamath Tribal Member Perry Chocktoot investigated an artifact theft case on Klamath Lake. Both suspects were arrested in July for Theft of Artifacts.

OSP was notified by Klamath Tribal member Perry Chocktoot of a possible artifact theft at Lost River in June. After a thorough investigation, the case was determined to be unfounded.

During the summer of 2018, Lieutenant Lux, Sergeant Yaws and Senior Trooper Tague attended water resource meetings at Crump Lake and Hart Lake in Lake County. The meeting focused on the potential for jeopardizing artifacts by lowering water levels.

Senior Trooper Niehus and Klamath Tribal Member, Perry Chocktoot, worked together teaching Hunter's Education through the Tribes. There is now a certified Hunter's Education Instructor to work with the Tribes. The Klamath Tribes have agreed to pay for Hunter's Education and have been working on providing a building for meetings.

In the summer of 2018, Sergeant Yaws met with several Klamath Tribal members and hundreds of archaeological artifacts from adjudicated cases from Klamath and Lake Counties were released to the Klamath Tribe. One of those cases involved the 2015 case of a Merrill man who was sentenced to 60 months in prison for the unlawful possession of Native American items.

Oregon State Police Command Areas

Southwest Region

Roseburg Area Command

There is only one recognized Oregon Indian Tribe in the Roseburg Area Command. It is the Cow Creek Band of Umpqua Tribe of Indians.

There is little to no direct communication with the Tribe. Seven Feathers Resort and Casino has its own security and contracts with the Douglas County Sheriff's Office for Law Enforcement services.

On October 26, 2017, OSP attended a planning meeting in regards to Inundation Maps for the Cow Creek Dams. Various stakeholders to include the Cow Creek Band of Umpqua Indians were at the planning meeting.

Area Commander assisted Seven Feathers Security Director with EOP's for Active Shooter Response along with providing insight on what would be appropriate equipment and documentation for emergency "Go Bags" located within the casino.

Springfield Area Command

Troopers from the Springfield Area Command/Florence Worksite often interact with casino security officers from the Three Rivers Casino in Florence (Confederated Tribes of the Coos, Lower Umpqua and Siuslaw Indian Tribe). During 2018, Tribal Police responded to requests for assistance by OSP -- one involving an eluding motorcycle that struck a State Trooper and another involving an armed barricaded subject who pointed a pistol at a State Trooper. Bi-monthly, Agency heads of various law enforcement agencies in Lane County meet for a Chief's Meeting, in which, Tribal Police are present. During the meetings discussions are held about the various issues that arise within the various agencies.

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.

Both of the Tribes have their own independent Tribal Police Departments with each employing 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 Coquille Tribe also has timber holdings on Highway 42, east of Myrtle Point. OSP 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 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.

The Coos Bay Area Command houses an Oregon State Police Tribal Gaming Compliance Auditor II who works with both local Tribes regularly as well as other statewide Tribal audits.

In January of 2018, the Coos Bay Area Command Lieutenant worked with the OSP Tribal Auditor to host an Intergovernmental Law Enforcement Coordination Meeting between Tribal law enforcement and Oregon State Police. The meeting was held between OSP Area Command leadership, OSP Tribal Gaming Auditors and Detectives, and Chiefs or their representatives from both Tribal law enforcement entities.

In May of 2018, the OSP Coos Bay Area Command hosted a training for several of our Troopers put on by the Tribal Historic Preservation Officer of the Coquille Indian Tribe. The training provided instruction on handling native remains and artifacts which are abundant and prevalent in our patrol area. The training was recommended by the Coquille Indian Tribe Police Chief after our Intergovernmental Coordination meeting. Additionally, the Coos Bay Area Command Lieutenant and Sergeant's attend monthly south coast Chief's and Sheriff's meetings and discuss various issues that arise with the Chief's, Sheriff's, District Attorney, 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 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 Troopers 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. Additionally, Troopers often utilize the Coquille Tribal Police's narcotics detection K-9's on CAPE related stops and during other narcotics investigations

and search warrants. Tribal officers frequently provide back-up and assistance to OSP operations.

Over 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 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. In 2018, we sent one Trooper to assist with that festival.

In 2018, the Coquille Indian Tribe sponsored a week long Advanced Roadside Impairment Detection (ARIDE) course for local police agencies to improve alcohol and controlled substance detection on traffic stops. The course was coordinated with Oregon State Police who brought inter-agency instructors and resources to put on the class held at The Mill Casino.

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 OSP to set up direct billing at The Mill Casino Hotel. This arrangement 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 Coquille Tribal Police Department has also offered Troopers the use of their police department facilities whenever needed.

The Oregon State Police strive to be responsive to assist and work with our Tribal partners to the extent our resources and capabilities allow us to do so. We are grateful for their strong support and assistance with OSP operations as well.

Central Point Area Command

The Coquille Indian Tribe owns and leases property in the South Medford area adjacent to State Highway 99 within the Central Point Area Command. On October 16, 2018, the Chief of Police for the Coquille Indian Tribal Police Department, Scott LaFevre, met with Lieutenant Lee at the Central Point Area Command to brief him on the state of the properties within the command. Chief LaFevre explained the properties were either currently in "Fee ownership" status, or were being leased by the Tribe. Chief LaFevre also explained he had been in communication with the local municipal police agencies regarding the likelihood of establishing mutual aid agreements, and possibly contracting services for law enforcement matters related to the properties if needed. Chief LaFevre briefly covered the Tribe's intention for the property to become the site of a casino. He also discussed law enforcement jurisdiction matters according to PL 280 when the land becomes Tribal trust land.

Klamath Falls Area Command

This spring, Sergeant Miller attended an advisory meeting in Chiloquin with Klamath County Sheriff Kaber. Local policing matters were discussed with the advisory committee. Sergeant Yaws gave a presentation to new Tribal Site Monitors regarding human remains and archaeological issues.

During the summer of 2018, Lieutenant Lux, Sergeant Yaws and Senior Trooper Tague attended water resource meetings at Crump Lake and Hart Lake in Lake County.

Senior Trooper Niehus and Klamath Tribal Member, Perry Chocktoot, worked together regarding teaching Hunter Education through the Tribes. There is now a certified Hunter Education Instructor to work with the Tribes. The Klamath Tribes have agreed to pay for Hunter Education and have been working on providing a building for meetings.

In August 2018, Sergeant Yaws met with several Klamath Tribal members and hundreds of archaeological artifacts from adjudicated cases were released to the Klamath Tribe. In September, the Chiloquin Fire Chief, Mike Cook, who is under contract with the Klamath Tribe, contacted Deputy State Fire Marshal Scott Rice with some questions regarding the new hotel at the Kla-Mo-Ya Casino north of Klamath Falls.

East Region

Bend Area Command

The Bend Area Command Patrol Service Division 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) with Warm Springs Tribal Police. COLES is local leadership forum the purpose of which is to create coordinated law enforcement programs between member agencies. To share information, set 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 all Central Oregon Law Enforcement agency heads from Deschutes, Crook and Jefferson Counties comprising of City, County, State and Federal law enforcement services 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. The Oregon State Police regularly shares information and works cooperatively with Warm Springs Police to educate the public and enforce traffic laws on the State highways within and outside the boundaries of the Warm Springs Indian Reservation.

The Bend Area Command has partnered with Warm Springs Tribal Police to conduct multi-agency saturation patrols during designated travel holiday periods, work cooperatively to share resources for high profile events such as; complex criminal investigations, crash reconstructions, wild land fires, and a variety of other law enforcement services.

On March 11, 2018, Oregon State Police Crash Reconstruction Investigators responded and assisted Warm Springs Tribal Police at their request with a crash investigation on Highway 3 within the interior of Warm Springs Indian Reservation. The crash occurred as a result of a pick-up driving recklessly while attempting to elude Tribal authorities colliding head on with a Warm Springs Police Officer.

Pendleton Area Command

The Pendleton Area Command Lieutenant attends monthly and quarterly meetings with the Confederated Tribes of the Umatilla Indian Reservation (CTUIR) Tribal Police Chief to discuss issues of mutual public safety concern. Meetings attended include, Law Enforcement Agency Administrators meeting, Local Public Safety Coordinating Council meeting (LPSCC), Crisis Intervention Steering Committee meeting, Mental Health Partnership Improvement meeting, and Pendleton Safe Schools Committee meeting.

The Pendleton Area Command assumes primary responsibility for police calls for service on approximately 26 miles of State or Interstate Highway within the Umatilla Indian Reservation. Primary jurisdiction for those calls for service is transferred to the Umatilla Tribal Police if the incident involves a Native American belonging to the Confederated Tribes.

From January through September 2018, Pendleton Area Command Troopers handled 111 calls for service or incidents within the Umatilla Tribal Reservation requiring the authoring of a criminal or administrative report. During that same timeframe, two incidents were referred to the Umatilla Tribal Police as they involved Tribal members committing crimes.

In June 2018, the Oregon State Police Collision Reconstruction Unit provided collision investigators to assist and diagram the scene of a fatal vehicle versus bicycle collision that occurred within the Umatilla Tribal Reservation.

In September 2018, Pendleton Area Command members assisted the Umatilla Tribe with a forest fire in the Poverty Flat area.

Throughout 2018, the Pendleton Area Commander had several conversations with the Umatilla Tribal Police Chief regarding the limits of authority and ability to offer assistance from the Oregon State Police as a result of Public Law 280 (PL280). The Umatilla Tribal

Police Chief and Pendleton Area Commander continue to work towards a solution wherein the Oregon State Police can provide emergency assistance to the Umatilla Tribal Police within the framework of PL280.

The Dalles Area Command

On April 15, 2018, OSP-The Dalles, Wasco County Sheriff's Office and Inter-Tribe Police investigated an assault at Celilo Indian Village where one Tribal member stabbed another. A suspect was identified and arrested on assault charges.

Northwest Region

McMinnville Area Command

The McMinnville Area Command works 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 at Chinook Winds Casino and Resort.

Oregon State Fire Marshal

The mission of the Oregon State Fire Marshal Office is to protect citizens, property, and the environment from fire and hazardous materials.

The following is a summary of the various interactions between Tribal Governments and OSFM for 2018. The information shows involvement in the following areas: planning, inspections, meetings, education and consultations.

OSFM attends the monthly Pacific Northwest Wildfire Coordinating Group (PNWCG). The PNWCG is established to further interagency coordination of wildland fire and fuels management for local, Tribal, state and federal agencies to enhance firefighter safety and protect life, property, and natural resources. Members of the OSFM participated on the Communication, Prevention and Investigation Working Committee to best address wildfire investigation, public information and risk reduction efforts in lands throughout Oregon

OSFM's Local Emergency Planning Committees (LEPC) is working with the emergency preparedness planner from the Coos, Lower Umpqua, and Siuslaw Tribes regarding resources available for planning and response as it relates to the Tribes.

OSFM is working with Tribes on an IGA to allow Tribal fire personnel to participate on Incident Management Teams for wildland fires.

OSFM delivered two table top exercises in Umatilla County at which the Confederated Tribes of the Umatilla Indian Reservation attended.

OSFM coordinated the development of a Hazmat Rail Emergency Response Plan, with assistance from the Umatilla County LEPC, in which the Confederated Tribes of the Umatilla Indian Reservation assisted by providing input.

OSFM coordinated the development of a Hazmat Rail Emergency Response Plan, with assistance from the Morrow County LEPC, in which the Confederated Tribes of the Umatilla Indian Reservation assisted by providing input.

OSFM coordinated the development of a Hazmat Rail Emergency Response Plan, with assistance from the Klamath County LEPC, in which the Klamath Tribes assisted by providing input.

OSFM delivered presentations at the Oregon Prepared Conference and the Oregon Emergency Managers Association Conference at which members of several representatives from varying tribes attended including but not limited to the Confederated Tribes of the Grande Ronde.

Tribal first responders attend OSFM Hazmat Courses.

4-2018 – OSFM attended a Tribal Gaming meeting at the Governor's office

10-2018 – OSFM attended a Legislative Commission on Indian Services at the Capitol

Burns Paiute of Harney County – (Harney County)

- 1-2018 Inspection construction site – Burns Paiute Tribe-Road to Wellness Center (Burns)
- 1-2018 Burns Paiute Tribal Health requested assistance on occupancy calculation and posting (Burns)
- 5-2018 Grant Harney Fire Prevention Coop Meeting (Seneca)
- 5-2018 Rangeland Summit – Paiute Reservation (Burns)
- 5-2018 Harney County Fire Defense Board Meeting (Burns)
- 6-2018 Harney County FireWise (Burns/Hines)

Confederated Tribes of Grande Ronde – (Yamhill and Polk)

- 3-2018 Site consultation Confederated Tribes of Grand Ronde
- 3-2018 General Consultation Confederated Tribes of Grande Ronde
- 6-2018 Site consultation of Grande Ronde Recovery
- 10-2018 Inspection of Grande Ronde Headstart Preschool

Confederated Tribes of Warm Springs – (Wasco County)

- 1-2018 Inspection of CTWS High Lookee Lodge assisted living facility
- 5-2018 Inspection of CTWS Early Childhood Education Center
- 7-2018 Re-inspection of CTWS High Lookee Lodge assisted living facility
- 10-2018 Fire code consultation prior to re-inspection of CTWS High Lookee Lodge assisted living facility

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/Uniform Crime Reporting:

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

LEDS Training specialists Kendele Miyasaki and Mike Pargeter provide regional training sessions on the appropriate use and access to LEDS. During 2018, Siletz Tribal Gaming representatives participated in regional training.

A statewide training conference was held at the Spirit Mountain Conference Center where the following Tribal representatives participated:

- Cow Creek Gaming & Regulatory Commission
- CTCLUSI Gaming Commission
- Warm Springs Tribal Police Department
- Siletz Tribal Gaming Commission
- Umatilla Tribal Police/Umatilla Tribal Court
- Columbia River Inter-Tribal Enforcement

LEDS Auditors Dan Malin and Leah Bernards conduct 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 2018, audits were conducted with the following Tribal agencies:

Non-Criminal Justice (Applicant/Regulatory) Audits

- Siletz Tribal Gaming

The LEDS audit team also provided assistance on proper access and entry of information into the LEDS system, such as protection orders for the following Tribal agencies:

- Columbia River Inter-Tribal Fish Commission
- Confederated Tribes of the Coos, Lower Umpqua, and Siuslaw
- Warm Springs Tribal Police Department

Labecca Springstead of the Oregon Uniform Crime Reporting (UCR) Unit assisted the Siletz Tribal Police Department regarding the reporting of crime statistics.

Criminal Justice record reporting and Non-Criminal Justice 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 Computerized Criminal History (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 2018:

Arrest Fingerprints: 345
CJIS Security Fingerprints: 24
Court Dispositions: 550
Livescan Devices Tested: 5

OSP was in contact with six tribes regarding issue resolution of livescan devices.

The Regulatory Unit processes non-criminal justice agency 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. The following Tribal applicant background checks by category were processed from January 1 – October 9, 2018:

Gaming: 1,836
Health & Family Services: 26
Human Resources: 39

Oregon State Medical Examiner's Office

The Oregon State Police Medical Examiner's Division continued to work closely with tribes in 2018 regarding the inadvertent discovery of Native American human remains and the repatriation of these remains to the appropriate Tribal members. The Medical Examiner's Division maintains transparent lines of communications and enthusiastically adheres to ORS 97.745.

In February 2018, Medical Examiner's Office personnel attended the Legislative Commission on Indian Services (LCIS) meeting at the Oregon Capitol and learned about the Washington State model for Native American remains repatriation. Washington has led in the efforts to successfully repatriate remains by hiring a full-time Physical Anthropologist to work with Tribal members, law enforcement and the public when human remains are inadvertently discovered. This individual's main duties are to investigate, preserve, remove and re-inter non-forensic skeletal human remains. The Anthropologist is available to all law enforcement agencies to determine the nature of the remains discovered, and to gather facts if remains are found on Tribal lands. State-mandated timelines and notification policies, Tribal collaboration and success stories regarding this program were outlined. The model for hiring a dedicated Physical Anthropologist to investigate and repatriate Native American remains, established by Washington State, can now be pursued to meet other states' Tribal interests.

OSP's Chief Medical Examiner Dr. Michele Stauffenberg, Superintendent Travis Hampton, and Major David Anderson met with council members at the May 2018 LCIS meeting. Discussions included working with Oregon Tribal members to develop protocols for information gathering after the inadvertent discovery of cultural items/human remains when encountered during police investigations. Establishing methods and training officers was reviewed and the State Medical Examiner's Division expressed their continued willingness to work toward solutions involving the discovery and seizure of cultural items/human remains during law enforcement activity.

In July of 2018, Medical Examiner's Office staff trained law enforcement agency personnel at the annual Oregon Medico-Legal Death Investigation Certification training course held in Clackamas, Oregon. 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. Those trained are now equipped to return to their communities with a better understanding of how the Medical Examiner's office operates, how the law is interpreted, and the respectful actions to take to protect these heritage sites. This type of training will continue and all efforts will be made to provide this educational opportunity in the future.

Sergeant Chris Allori, OSP Fish & Wildlife Division, is 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: October 28, 2016	Supersedes Date: September 8, 1999	Policy Number: 500.11
Reference/Laws/Statutory Authority: Office of the Governor, Executive Order #96-30; ORS 190.110		
Applies to: <input checked="" type="checkbox"/> All Personnel <input type="checkbox"/> All Management <input type="checkbox"/> Sworn Personnel <input type="checkbox"/> Non-Sworn Personnel <input type="checkbox"/> Other <input style="width: 600px; height: 20px;" type="text"/>		
Issuing Authority: Superintendent of State Police		No. Pages 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
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Tribal Gaming Department Policy & Procedures	Gaming Enforcement Division Director Chair of Policy & Procedures Advisory Committee
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Local Issues:

Cow Creek Band of Umpqua Tribe	Area Commander-Roseburg
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Confederated Tribes of Warm Springs	Station Commander-Bend
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Confederated Tribes of Umatilla	Station Commander-Pendleton
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Burns Paiute Tribe	Station Commander-Ontario
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Fort McDermitt Paiute Tribe	Station Commander-Ontario
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Coos, Lower Umpqua & Siuslaw Tribes	Station Commander-Coos Bay
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Coquille Tribe	Station Commander-Coos Bay
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Confederated Tribes of Grand Ronde	Station Commander-McMinnville
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Confederated Tribes of Siletz	Station Commander-Newport
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Klamath Tribes	Station Commander-Klamath Falls
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- 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.