



2019
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 2019.

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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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

During 2019, 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, counterfeiting, and money laundering. Detectives also participated in several public meetings held by the Department of State Lands at two separate casinos. Tribal OSP Detectives and Oregon State Police Troopers assisted and coordinated with tribal casino gaming commissions and tribal security officers during the meetings to ensure they were safe, productive and welcoming.

Multiple investigations conducted by detectives dealt with the fraudulent and unlawful use of credit cards and checks that were uttered at tribal casinos. The manipulation of credit cards and checks also involved stolen identities which were used by the suspects to complete the transactions. The cases have been submitted to the local district attorney's in the various jurisdictions.

On numerous occasions counterfeit currency was discovered at various tribal casinos and sent to TGS for review in 2019. The Detectives meet and liaison with Justin Bourne, Special Agent in charge at the U.S. Secret Service in Portland, Oregon. This partnership assists Detectives in determining the possible origin of the bills and to de-conflict suspect information and current investigations that are on-going by OSP and U.S. Secret Service. Agent Bourne conducted several counterfeit currency trainings for Oregon Tribes during 2019 to assist tribal staff in locating fraudulent currency.

Two separate cheating investigations involving the table game of black jack and VLT ticket forgery were conducted by Detective Bischoff and Detective Park. Several cases of possible money laundering were reported to the section. These cases are currently active and have been reported to FBI and Internal Revenue for possible follow-up.

Detective Park is conducting an investigation involving "Spearfishing." A casino employee was convinced by a suspect to believe she was being contacted by her supervisor. She was told to make a purchase of gift cards and disseminate the card information over the internet. The gift cards were then compromised. This case is ongoing and the loss is unknown at this time.

On April 16, 2019, and June 18, 2019, Detective Park and Detective Bischoff provided training, co-presenting with the Oregon Surveillance Network (OSN) chair and Surveillance Director of the Chinook Winds Casino Resort, Abe Martin. The presentations were located at the Mill Casino, Seven Feathers Casino Resort, and a third at Spirt Mountain Casino. It was multi-faceted and covered report writing for the casino environment. It is a class that provides both knowledge and experience from the surveillance and criminal side of report writing and investigations. The three separate trainings consisted of casino security, surveillance and management personnel. There were approximately 150 people who will have attended by the time the training series concludes in December.

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 2019, OSP Detectives regularly attended and participated in the 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 as it pertains to the Oregon tribes.

Regulatory and Technical Compliance

Throughout 2019, 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 CCR with the Cow Creek, Siletz, Umatilla, and the Coos, Lower Umpqua & Siuslaw 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 2019, the State of Oregon completed Tribal/State Compact amendments with the Confederated Tribes of the Warm Springs Reservation, Klamath Tribe, Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians, and the Confederated Tribes of the Grand Ronde Community. The Compact amendments were reviewed and signed by the

Governor and subsequently approved by the U.S. Department of Interior. The Coquille Tribe of Indians is currently negotiating amendments to their respective Tribal/State Compact.

Tribal/State Minimum Internal Control Standards (MICS) were amended for five Tribes and four new Table game reviews and approvals were completed.

On May 14, 2018, the US Supreme Court overturned the Professional and Amateur Sports Protection Act of 1992 also known as PASPA. With the passage of PASPA, three Oregon Tribes have moved forward to offer Sports Betting at their facilities.

The Mill Casino and Chinook Winds have amended their MICS and currently offer sports betting. The Mill is in the beginning phase of Amending their Compact to allow mobile sports betting.

Spirit Mountain Casino has completed a Compact Amendment, and is finalizing negotiations on their MICS to start offering sports betting.

The Tribal Gaming Section devoted significant resources in negotiating these Compacts and MICS in an effort to support the Tribal casinos desire to begin sports betting.

In February, TGS finished the hiring process, to fill the Government Auditor 2 (Field Agent) position when they hired Nick Crabb, to fill the position.

In May 2019, the newly hired Field Agent attended Protecting the Games Academy. This course 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. This type of training benefits personnel in their daily monitoring and CCR activities.

In April 2019, TGS personnel attended "Betting on Sports America Conference", held in the Meadowlands Conference Center, New Jersey. This conference provided essential training in understanding 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 August 2019, the TGS hosted the Oregon Association of Indian Gaming Commissions (OAIGC) meeting at the Public Safety Academy in Salem, Oregon. These meetings are held bimonthly and attended by Tribal Gaming management. During the August 2019 meeting, Lt. Kevin Markey was introduced as the incoming TGS Lieutenant, replacing Lt. Jesse Orosco who transferred.

TGS personnel attended the Institute of Internal Auditors' "2019 International Conference" which was held in Anaheim, California. This training conference brings together a wide selection of 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 2019” 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 2019 include:

January 2019

- Conducted a joint planning meeting and subsequent CCR with the Cow Creek Gaming & Regulatory Authority Commission at Seven Feathers Casino Resort.

May 2019

- Conducted a joint planning meeting and subsequent CCR with the Siletz Tribal Gaming Commission at Chinook Winds Casino Resort.

August 2019

- Conducted a joint planning meeting and subsequent CCR with the Confederated Tribes of Umatilla Indian Reservation Gaming Commission at Wildhorse Resort & Casino.
- August 27th the Siletz Tribe/Chinook Winds Casino Resort opened its Sports Wagering Lounge.

October 2019

- October 29, 2019 the Coquille Tribe of Indians/The Mill Casino and Resort began offering sports wagering utilizing a kiosk platform.

December 2019

- Conducted a joint planning meeting and subsequent CCR scheduled with the Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians Gaming Commission at Three Rivers Casino Resort.
- TGS personnel attended the 2019 Annual Summit for state agencies, hosted by The Confederated Tribes of Umatilla Indian Reservation and The Legislative Commission on Indian Services.

Vendor Investigations

During 2019, 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.

Over the past year, all members of the Section attended a course on the regulation of sports betting. Since then, three sports betting vendor background investigations have been conducted at the request of the Tribes for their casinos.

The Vendor Investigation Section also attended bimonthly meetings with the Oregon Association of Indian Gaming Commissions 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 2019.

Oregon State Athletic Commission

In 2019, the Oregon State Athletic Commission (OSAC) regulated one mixed martial arts event at Seven Feathers Casino Resort in Canyonville and two mixed martial arts events at Chinook Winds Casino Resort in Lincoln City.

OSAC was unable to accommodate a third event request for Chinook Winds on December 21, 2019 as another event was already scheduled for that date and we did not have sufficient trained staff to accommodate two events on that date.

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 2019, 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.

Northwest Region

In June, 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.

Lieutenant Hoodenpyl also attended a Tribal Natural Resource meeting with The Confederated Tribes of Grand Ronde in July.

In June and July, Sergeant Plummer (NW Region) oversaw two separate Shell Midden investigations in Lincoln and Tillamook Counties in cooperation with the Siletz Tribe.

During the 2019 calendar year, Sergeant Allori (NW Region) met with state agency representatives and representatives from Oregon's nine federally recognized tribes in 12 separate meetings with the Cultural Resources Cluster Group and the Natural Resources Workgroup.

Meetings attended:

- January 28, 2019 – Meeting with representative from Confederated Tribes of Grand Ronde- Natural Resources Working Group planning
- February 5, 2019 - Natural Resources Workgroup Meeting
- February 20, 2019 - Cultural Cluster Group Meeting
- February 21, 2019 – Governor's Task Force Meeting on Oregon Tribal Cultural Items
- April 24, 2019 – Governor's Task Force Meeting on Oregon Tribal Cultural Items
- May 7, 2019 - Natural Resources Workgroup Meeting

- May 14, 2019 – Governor’s Task Force Training for State Agency Liaisons - Oregon Tribal Cultural Items
- May 30, 2019 - Cultural Cluster Group Meeting
- July 30, 2019 - Governor’s Task Force Meeting on Oregon Tribal Cultural Items
- September 17, 2019 - Governor’s Task Force Meeting on Oregon Tribal Cultural Items (participated in meeting via conference call)
- September 18, 2019 - Cultural Cluster Group Meeting
- October 28, 2019 - Meeting concerning Temporary Housing of Ancestors and Materials (participated in meeting via conference call)

East Region

Throughout 2019, members of The Dalles F&W Team continued to collaborate with Columbia River Intertribal Fisheries Enforcement members regarding the Zone 6 Columbia River fisheries. Information was shared between the two agencies as well as investigations or cases referred.

The Oregon State Police Fish & Wildlife Division worked again with the Wasco County Sheriff to coordinate a Lower Deschutes Enforcement meeting this past spring. Enforcement members from OSP F&W, Wasco and Jefferson Counties, BLM, State Parks and Confederated Tribes of the Warm Springs attended the meeting in order to better coordinate enforcement efforts along the Lower Deschutes River. This was the second Enforcement meeting and a third is in the early stages of planning, set for Spring of 2020.

Lieutenant Schwartz continued to take part in the Lower Deschutes Manager’s group meetings throughout 2019. 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 Sheriff. The Manager’s group also works with the Interagency Implementation Team, which Sergeant Vanderwerf assists with, made up of members from these same agencies.

Bend F&W Team members worked closely with Confederated Tribes of the Warm Springs Conservation Officers this past year, conducting joint patrols as well as sharing of enforcement information. The close working relationship between these two enforcement entities has continued to provide positive results, especially the joint boat patrols on Lake Billy Chinook where both agencies have shared jurisdiction.

Sergeant Sater has been corresponding with ODFW, Army Corp of Engineers, and Columbia River Intertribal Fisheries Enforcement regarding continued unlawful looting of archeological sites within the Irrigon Wildlife Area. Sergeant Sater will continue to work with these agencies to address the looting concerns as the area consists of known village sites and human burials.

Southwest Region

Klamath Falls / La Pine / Lakeview

Sr. Trooper Tague attended a Federal ARPA training and discussion with tribal leaders on April 26, 2019 in Bend, Oregon.

In June of 2019, Sr. Trooper Niehus and fellow Hunter Education Instructor, Charles Jackson, a Klamath Tribal member worked together teaching hunter's education. The program was held at the Tribal Community Center which the Tribe provides free of charge.

Sr. Trooper Rice recovered ancient human remains on a local private island on Klamath Lake in July. Sr. Trooper Rice worked directly with Klamath Tribes to repatriate and return the remains.

Lt. Schleicher, Sgt. Yaws, Sr. Trooper Rice and Sr. Trooper Tague attended a multi-agency archeological training in September 2019.

Central Point / Grants Pass

In April, 2019, Sgt. Collom received a report of possible looting from a known archaeological site in the Butte Falls area off Obenchain Road in Jackson County. Silver Butte Timber Company was the complainant. As Sgt. Collom was driving into that area to set up a trail camera, he observed an individual who was on his hands and knees actively digging in the dirt for artifacts. He was using a pickaxe, a shovel and a rake. A consent search of his vehicle revealed he had some Indian artifacts. The subject was cited criminally for the removal of the Archaeological object. The Archaeological objects were entered into evidence at the OSP Office in Central Point. This information was forwarded to Dennis Griffin of the State Historic Preservation office.

In July, 2019 Sr. Trooper Brittany Hanigan and Sergeant Collom worked with ODFW to investigate an illegal camp off Little Butte Creek on the Denman Wildlife Area in Jackson County. They located a handful of archaeological objects at their camp along with axes, shovels and rakes. The subjects were ultimately arrested for removal of archaeological objects.

In January, 2019 Sergeant Collom received information from Sgt. Allori concerning an individual that had a human skull in his possession in Medford. The tribe and the forensic anthropologist were notified of this. Jeremy Johnson is an archaeologist with the Cow Creek Band of the Umpqua Tribe of Indians. Sgt. Collom obtained possession of the skull from Medford, who said he was recently cleaning out his shed and found the box the skull was in and decided he should call someone. He obtained possession of it from a Junior High School student back in the late 60's or early 70's. The information he got was the skull was found by some fishermen on the Rogue River somewhere between Shady Cove and Dodge Bridge. Sgt. Collom showed the skull to the Medical Examiner and was informed that this was an Indian skull. Sgt. Collom took photographs and sent them to Dr. Niki Vance who is the Forensic anthropologist for the States Medical Examiner's Office. The skull has been held at the Medical Examiner's office until a tribe is located and can take control of it.

Coos Bay / Gold Beach

A Gold Beach Fish and Wildlife Trooper investigated a report of a disruption of a Coquille Indian Tribe archaeological site where a property owner in Port Orford had a contractor build a deck on the rear of his back yard that overlooked the ocean on the cliff bluff. There was confusion regarding if the property was owned by the property owner or the city of

Port Orford. This site has been designated as a possible tribal burial site. Sr. Trooper Rushton met with tribal officials and went to the property to meet with the contractor who stated they were given permission from the land owner to rebuild an old existing deck that was at least twenty years old. Pictures were shown that an old deck had been at this site, however, it was very clear that a disruption had been made from new footers and post holes for the new foundation. The Trooper attended a meeting between city officials, the landowner/contractor, and a tribal representative who all agreed to resolve the issue with no charges being filed.

Coos Bay Fish and Wildlife Troopers investigated a report of archaeological violations on property owned by the city of North Bend. The city has a MOU with the Confederated Tribes of the Coos, Lower Umpqua, and Siuslaw Indians regarding this property. Currently, there are no charges being filed for the work that was done by the city without notifying the tribes. The city and the Confederated Tribes have agreed to follow the MOU that is currently in place to resolve the issue and in moving forward with any future projects on the property.

The Siletz Tribe requested assistance with a vehicle on their Tahkenitch timberlands tract that was located behind their locked gate. OSP assisted with attempting to locate the owner and advised the tribe on state statutes regarding towing abandoned vehicles on private property. The tribes placed a tow notice on the vehicle and prepared to tow it, but were able to work with the owner to remove the vehicle prior to having to call for the tow.

Coos Bay Fish and Wildlife Troopers investigated an archaeological complaint at a residence that is in a known tribal burial area. It was determined that the work in a flower bed and above ground remodeling at the residence didn't violate the law. In another incident, Fish and Wildlife Troopers investigated a reported unlawful fill/removal at a local business. No charges were filed related to the incident, but communication was established between the tribes and the business.

Coos Bay Troopers are investigating a report of damage to a Shellfish Midden in the Bandon area. The incident is still under investigation.

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 January 9, 2019, OSP was requested by the tribe to be at a State Land Board Meeting that was held at the casino. The meeting was regarding the proposed LNG pipeline. Three OSP Patrol personnel attended the meeting and it was uneventful.

On June 17, 2019, Seven Feathers Security hosted a quarterly Law Enforcement Administrators Meeting. The casino security went over emergency response protocols and gave law enforcement an overview of both the Security Unit as well as the casino operations.

Coos Bay Area Command:

There are two Native American tribes who call the southern Oregon coast home, both of which are in the Coos Bay Area Command. The Coquille Indian Tribe and the Confederated Tribes of the Coos, Lower Umpqua and Siuslaw Indians live and operate business enterprises on the south coast. Both tribal organizations maintain and operate tribal policing organizations, employing certified police officers per DPSST rules and guidelines. Both tribes fall under the provisions of PL280.

Staff from the Coos Bay Area Command partner with both tribal organizations, typically through tribal law enforcement, in several ways. Investigators and command staff attend monthly information-sharing meetings regarding current investigations, crime trends, and interagency coordination. Patrol staff respond to calls for assistance from tribal law enforcement, and also receive support from tribal police who currently have two drug detection K9s available to assist area law enforcement. Both tribes also participate in the area major crime team, interacting with the investigator assigned to the Coos Bay Area Command, and investigative staff from surrounding area commands. OSP and tribal law enforcement have also shared information and participated in planning events surrounding the proposed construction of the Jordan Cove Pipeline which terminates in Coos Bay.

Fish and Game Troopers have assisted the tribes with investigations on tribally owned forest land off of Highway 42 in rural Coos County. In August of 2019, Fish and Wildlife Troopers followed up with the Cultural Resources Protection Specialist for the Confederated Tribes of Coos, Lower Umpqua & Siuslaw Indians regarding an archeological site in North Bend. The site was identified as an archeological/burial site in 2016. Erosion, due to work performed around the site, was causing burials to be uncovered. Fish and Wildlife Troopers participated in the conversation regarding the ongoing protection and preservation of the site.

Oregon State Police personnel in the Coos Bay Area Command also interact with both tribal organizations through local training events. Over the previous year, OSP staff has participated in training events hosted by the tribes. In May, the Coquille Tribe co-sponsored a human trafficking course attended by OSP staff, and arrangements are currently being made for the Coquille tribe to co-sponsor/host 40 hours of Crisis Intervention mental health training in 2020.

In 2019, the Oregon Legislature passed HB2625 directing the Department to conduct a study of missing and murdered Native American women in the state. The Missing and Murdered Native American Women Work Group began meeting in October 2019 to plan the study and the outreach/partnership with the 9 recognized Oregon tribes and Native American's living in Oregon's urban areas. Coos Bay Area Command staff is assisting with the work associated with the study mandated by HB2625, which will continue into September 2020.

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.

Klamath Falls Area Command:

Detectives from the Basin Interagency Narcotic Enforcement Team (BINET) in the Klamath Falls Area Command assisted Warm Springs Police Department Detective Barry Wilson (from CODE) with an investigation on a Warm Springs tribal resident suspected of being a methamphetamine dealer. The suspect was believed to be supplied by a Mexican cartel member from Klamath Falls. BINET assisted with conducting controlled buys, pole camera set-up, surveillance and vehicle follows in Klamath Falls. The investigation is ongoing.

The Klamath Tribal Child Welfare Unit worked collaboratively with the Klamath Falls OSP Criminal Investigative Division on cases involving children throughout the year.

Senior Trooper Ryan Tague (Lakeview F/W) attended a Federal ARPA training and discussion with tribal leaders on April 26, 2019 in Bend, Oregon.

In June of 2019, Senior Trooper Ryan Niehus (Klamath Falls F/W) and fellow Hunter Education Instructor, Charles Jackson, a Klamath Tribal member, worked together

teaching hunter education. The program was held at the Tribal Community Center which the Tribe provides free of charge.

Senior Trooper Rice (Klamath Falls F/W) recovered ancient human remains on a local private island on Klamath Lake in July of 2019. Senior Trooper Rice worked directly with Klamath Tribes to repatriate and return the remains.

Fish and Wildlife Lieutenant Schleicher, Sergeant Yaws, Senior Trooper Rice and Senior Trooper Tague attended a multi-agency archeological training in September 2019.

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.

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.

The Dalles Area Command

On July 16, 2019, OSP The Dalles as well and the Wasco County Major Crimes team investigated an infant death at Celilo Indian village. Investigation at the residence revealed the infant was co-sleeping with the parents. An autopsy was performed which was unremarkable. The infant likely died because of unsafe sleeping conditions.

Northwest Region

Portland Office/Sgt. Allori

- January 28, 2019 – Meeting with representative from Confederated Tribes of Grande Ronde- Natural Resources Working Group planning
- February 5, 2019 - Natural Resources Workgroup Meeting
- February 20, 2019 - Cultural Cluster Group Meeting
- February 21, 2019 – Governor’s Task Force Meeting on Oregon Tribal Cultural Items
- April 24, 2019 – Governor’s Task Force Meeting on Oregon Tribal Cultural Items
- May 7, 2019 - Natural Resources Workgroup Meeting
- May 14, 2019 – Governor’s Task Force Training for State Agency Liaisons - Oregon Tribal Cultural Items
- May 30, 2019 - Cultural Cluster Group Meeting
- July 30, 2019 - Governor’s Task Force Meeting on Oregon Tribal Cultural Items
- September 17, 2019 - Governor’s Task Force Meeting on Oregon Tribal Cultural Items (participated in meeting via conference call)
- September 18, 2019 - Cultural Cluster Group Meeting
- October 28, 2019 - Meeting concerning Temporary Housing of Ancestors and Materials (participated in meeting via conference call)

NW Region/Lt. Hoodenpyl

- July 16, 2019 - Tribal Natural Resource Meeting with Grand Ronde Tribe
- June 03, 2019 - Natural Resource meeting with Siletz Tribe and ODFW/OSP

Tillamook/Newport/Sgt. Plummer

- January 18, 2019 – Shell Midden investigation at Whale Watch Village in Depoe Bay – Siletz Tribe
- July 01, 2019 – Shell Midden investigation Tillamook County – Siletz Tribe

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 and PL-280 land for the Confederated Tribes of Siletz Indians.

The only other items where we had contact with the tribe were the following:

1. Driving complaint from Hwy 18 Westbound of reckless driver. Reporting party then reported the female driver was most likely putting on her make-up and driving. I located the vehicle at the Chinook Winds Casino where the driver was employed. I called the surveillance manager at the gaming commission and reported the contact with their employee.
2. Lincoln City Police Department received a hoax call regarding a male who reported he had killed his wife and was holding his two children hostage. Siletz Tribal Gaming Commission was contacted to see if law enforcement would be allowed to use their building and parking lot as a staging area for local law enforcement, which the Gaming Commission allowed.

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 2019. 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 staff participated in the Incident Business and Finance Working Group to discuss best practices and determine shared policy to address when multiple agencies are responsible for costs related to wildfire suppression. OSFM staff participated in the Training Working Group, which works to determine which wildfire and incident management courses will be offered within the state as well as makes student selections based on nominations from all geographic regions within the country.

OSFM completed agreements allowing fire personnel from two tribes to participate in the Incident Management Team program, responding to fires and all-hazard incidents.

Burns Paiute of Harney County – (Harney County)

- Assisted Burns Paiute and Harney County Building and Planning regarding hemp processing on tribal site in Burns
- Met with Burns Paiute Chiefs at Rangeland Summit in Burns

Confederated Tribes of Grande Ronde – (Yamhill and Polk Counties)

- Inspection of Grande Ronde Headstart Preschool
- Pyrotechnic display discussion
- Advice regarding Grande Ronde exiting questions
- Assistance with Spirit Mountain indoor pyrotechnics
- Sprinkler testing at Grande Ronde museum
- Tribal requested assistance for press release of highway 18 fires within Grande Ronde area
- Spirit Mountain indoor pyrotechnic and flame effect plan review
- Inspection of Grande Ronde Headstart preschool

Confederated Tribes of Warm Springs – (Wasco County)

- Inspection of CTWS High Lookee Lodge assisted living facility
- Attended the **Central Oregon Wildfire Simulation** event. This was a multi-agency event hosted by the City Club of Bend to discuss how the Central Oregon region would respond to a significant wildfire event
- Conversation with Warm Springs regarding wildfire season preparedness

Criminal Justice Information Services Division

Dispatch:

NCC/SCC provides the dispatch center support to the Area Command activities:

- Assist Tribal Police criminal investigations and serious motor vehicle crashes.
- Provider/and or received back-up assistance from Tribal Police when necessary.

Information Technology Division:

Provided approximately 40 hours total on the Tribal DAE application during August/September. The DAE application is used by the Tribal Gaming division auditors to track time, issues and resolutions. The change was related to updating to a newer version of MS SQL Server, which required some coding changes to function properly on the new version.

In preparation for the introduction of Sports Betting in Oregon, the Compact with the Tribes had to be opened to formalize the agreement between the Tribes and the Governor as it relates to this new activity. OSP IT assisted with the new language for the compact to ensure OSPs responsibility to protect the Fairness, Integrity, Safety and Honesty (FISH) of gaming in Oregon could be carried out and to ensure the language in the compact was precise enough to meet two primary goals.

- Not Require the compact to be opened for minor changes to the program
- Ensure that Minimum Internal Control Standards (MICS) could stay up to date

Total of three meetings:

1 with Major Lujan to discuss the basics of our involvement – approximately 1 hour

1 Meeting with the Major and his team over at DPSST – approximately 1.5 hours including travel

1 Meeting with the tribe, OSP and the DOJ lawyers – approximately 2 hours with travel and the pre-meeting

Approximately 3-4 hours working independently on research, formulating language for project and email correspondence with OSP and DOJ

Central Records Section:

February 2019 -Responded to a records request from the Confederated Tribes of Warm Springs. They requested the Nena Springs Fire Investigation Report/OSFM Report, which we released to them.

CJIS:

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
- Provide message switch data exchange infrastructure and access to federal data systems, programs and initiatives as needed

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.

A statewide training conference was held at the Seaside Convention Center where the following tribal representatives participated:

- Umatilla Tribal Court
- Umatilla Tribal Police Department
- Columbia River Inter-Tribal Enforcement
- Grand Ronde Gaming Commission
- CTUIR Gaming Commission
- Cow Creek Gaming Commission
- Warm Springs Police Department

LEDS Auditors Dan Malin, Nick Harris 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 2019, audits were conducted with the following tribal agencies:

Criminal Justice Audits

- Confederated Tribes of the Coos, Lower Umpqua and Siuslaw Police Department
- Columbia River Inter-Tribal Fisheries Enforcement Team

Information Technology Audits

- Siletz Tribal Gaming Commission
- Confederated Tribes of the Coos, Lower Umpqua and Siuslaw Police Department
- Warm Springs Police Department
- Warm Springs Gaming Commission

Non-Criminal Justice (Applicant/Regulatory) Audits

- Warm Springs Gaming Commission
- Cow Creek Gaming Commission
- Klamath Falls Tribal Indian Gaming Commission

The LEDS Help Desk team provides user assistance on proper access and entry of information, such as protection orders into the LEDS system, as well as record validations. In 2019, the LEDS Help Desk team processed 21 requests for assistance from the following tribal agencies:

- Cow Creek Gaming Commission
- Burns Paiute Tribal Police Department
- Columbia River Intertribal Fisheries Commission
- Warm Springs Tribal Police Department
- Grande Ronde Tribal Police Department
- Confederated Tribes of the Umatilla Indian Reservation Police Department
- Confederated Tribes of Coos, Lower Umpqua and Siuslaw Police Department

Cody Cavilee 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 2019:

Arrest Fingerprints: 332
CJIS Security Fingerprints: 25
Court Dispositions: 603

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 – November 1, 2019:

Gaming: 1,855
Health & Family Services: 154
Human Resources: 49

Oregon State Medical Examiner's Office

During 2019, 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 is deeply committed to adhering to ORS 97.745.

In July of 2019, staff from the Medical Examiner's Office had the opportunity to train 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. The individuals who received this training 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 we must 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.

In October 2019, the Confederated Tribes of the Umatilla Indian Reservation's Cultural Resources Protection Program reached out to the Fernandefio Tataviam Band of Mission Indians (FTBMI) regarding ancestral remains (a cranium) found by a private citizen in her late father's home in Northridge, California. The cranium had been transported to Oregon before 2005, and remained in storage in Eugene, Oregon until 2015; the remains were then transferred to the State Medical Examiner's Office for review and secure guardianship until the true provenance of the cranium was revealed. Through communications with all appropriate tribes, the State Medical Examiner's Office facilitated the successful repatriation of the ancestral remains to the proper authorities at the FTBMI in San Fernando, California.

Also in October of 2019, a full-time State Forensic Anthropologist position was added to the staff of the Oregon State Police Forensic Science and Pathology Bureau. This individual is responsible for (in part) investigating, analyzing, and respectfully storing Native ancestral remains when in the stewardship of the Medical Examiner's Office during the repatriation process. In addition, this position supports the ongoing efforts of the Legislative Commission on Indian Services to explore the employment of a new State Physical Anthropologist position; this new post would provide professional anthropological capabilities to the State of Oregon for the purposes of investigating, preserving, and facilitating the repatriation of non-forensic human remains. This position would assist in the determination of discovered human remains as forensic or non-forensic, and the determination of non-forensic remains as Native American or as non-Native American. The Oregon State Medical Examiner's Office is eager to assist in the ongoing endeavor to create this much-needed position.

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: 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.