



December 2023 Report on Government-to-Government Activities with the Nine Federally Recognized Tribal Governments in Oregon

I. Annual Report Requirements

Pursuant to ORS 182.166(3), this report details the Criminal Justice Commission's (CJC) activities that must be reported to the Legislative Commission on Indian Services and the Governor's Office on an annual basis.

A. The CJC's Government-to-Government Tribal Relations Policy, adopted pursuant to ORS 182.164.¹

The CJC's Government-to-Government Tribal Relations Policy identifies agency contacts for development and implementation of programs affecting federally recognized Tribal Governments in Oregon, sets forth the process by which the CJC identifies programs that affect tribes, establishes the agency's expectation that staff will promote communication between the CJC and Tribal Governments whenever agency action affects tribes in furtherance of positive government-to-government relationships and collaboration, and establishes the method by which CJC staff are notified of and trained regarding the agency's Government-to-Government Tribal Relations Policy.

This policy was revised in 2023 to clarify the process by which the CJC will determine which programs may affect Tribal Governments or tribal members. A copy of this policy may be obtained by emailing bridget.budbill@cjc.oregon.gov.

B. The CJC staff contacts responsible for developing and implementing programs that affect tribes.²

CJC Tribal Liaison

Bridget Budbill

885 Summer Street NE

Salem, Oregon 97301

503.302.8780

bridget.budbill@cjc.oregon.gov

Alternate CJC Tribal Liaison

Ryan Keck

885 Summer Street NE

Salem, Oregon 97301

503.871.1029

ryan.keck@cjc.oregon.gov

¹ ORS 182.166(3)(a).

² ORS 182.166(3)(b).



C. The process the state agency established to identify the programs of the state agency that affect Tribal Governments.³

To effectuate the CJC's policy of maximizing the exchange of ideas and promotion of open communication with Tribal Governments, the agency will engage in effective and meaningful consultation with representatives of Tribal Governments when implementing new programs or modifying existing programs that affect Tribal Governments or tribal members. This includes, but is not limited to, seeking, discussing, and considering the views of Tribal Governments by way of formal government-to-government consultation, conducting direct outreach to tribal members and representatives of tribal governments, and ongoing relationship building and collaboration.

To identify agency programs that affect Tribal Governments, the Tribal Liaison, in collaboration with agency staff, evaluates existing programs, and any new programs assigned to, or adopted by, the agency, on an ongoing basis to assess whether the programs may affect Tribal Governments or tribal members. When the agency concludes that a program may affect Tribal Governments or tribal members, the provisions of the agency's Government-to-Government Tribal Relations Policy will be applied. If there is uncertainty regarding whether a program may affect Tribal Governments or tribal members, the Tribal Liaison will conduct outreach to the federally recognized Tribal Governments in Oregon for additional information and input to make this determination.

1. Current Agency Programs that Affect Tribes

The CJC presently operates two programs that affect Oregon's federally recognized Tribal Governments: (1) the Improving People's Access to Community-Based Treatment, Supports, and Services (IMPACTS) Grant Program, since 2019,⁴ and (2) the Restorative Justice Grant Program since 2021.⁵ Both grant programs include Tribal Governments as eligible grantees, with the IMPACTS grant requiring that at least one award be made to a federally recognized Tribal Government in Oregon. As of this report, the CJC funds grant programs with five of the nine federally recognized Tribal Governments in Oregon, requiring contractual relationships as well as ongoing engagement in program management and evaluation, and support and technical assistance.

³ ORS 182.166(3)(c).

⁴ [Senate Bill \(SB\) 973](#) (2019 Regular Session).

⁵ [House Bill \(HB\) 2204](#) (2021 Regular Session); see also [HB 5006 § 166](#) (2021 Regular Session).



2. Upcoming Agency Programs that Affect or May Affect Tribes

Additionally, two new programs are in the works that affect or may affect Tribal Governments: (1) a Juvenile Justice Policy Commission (JJPC), enacted during the 2023 Regular Legislative Session;⁶ and (2) the Byrne State Crisis Intervention Plan (SCIP), a federal gun violence reduction grant for which Tribal Governments may be eligible. The JJPC includes the appointment of a member to the commission representative of a federally recognized Tribal Government in Oregon by the Governor's Office, and the CJC is currently providing assistance to applicants applying for the position.

Likewise, an advisory board for the SCIP grant has been assembled to discuss Oregon-specific firearm violence issues and to ultimately make recommendations to the federal Bureau of Justice Assistance on Oregon programs that should receive federal funding for firearm-related violence reduction. The CJC has been recruiting for a Tribal Government representative for the advisory board, though the agency has not yet found a representative to serve at the time of this report. Ongoing outreach will continue to ensure that federally recognized Tribal Governments in Oregon are aware of this program and to find representatives to provide input on the direction of the program.

D. The efforts of the state agency to promote communication between the state agency and tribes and government-to-government relations between the state and tribes.⁷

The CJC seeks to promote communication and collaboration between the CJC and the nine federally recognized Tribal Governments in Oregon in its programs that directly affect and may affect Tribal Governments and tribal members, as well. In addition to the program work described in Section C, other efforts conducted by agency staff to engage with Tribal Governments and tribal members in improving agency programs or learning about Tribal Government culture this year includes:

- Staff coordination of a panel at the Northwest Crisis Intervention Training Conference for IMPACTS grantees from Tribal Governments to share perspectives and practices regarding culturally responsive services, which was attended by the CJC's Executive Director and Deputy Director. The two-day conference centered on crisis intervention, skill-building, learning best practices, and networking with colleagues – in both the behavioral health field and the criminal justice system – from across Oregon, Idaho, and Washington.

⁶ [HB 2320](#) (2023 Regular Session).

⁷ ORS 182.166(3)(d).



Representatives from the Klamath Tribes, the Confederated Tribes of Grande Ronde, and the Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians participated as panelists. Panel participants provided overviews of their IMPACTS programs, including culturally relevant services offered and local challenges, and shared working models for behavioral health and criminal justice integration to demonstrate the benefits of IMPACTS implementation in their communities.

- Programs team staff attendance at the 2023 History and Culture Summit hosted by the Confederated Tribes of Grand Ronde.

E. A description of trainings obtained to satisfy ORS 182.166(3)(e).⁸

CJC staff sought out alternative trainings to satisfy ORS 182.166(3)(e), summarized as follows:

- Programs team staff attended the 2023 Oregon Department of Justice Public Law Conference presentation on “Tribal Relations: Respecting Sovereignty in the Government-to-Government Relationship;”
- CJC’s Tribal Liaison provided the Programs team staff with a training covering the *Cherokee* cases, Oregon’s statutory background for Oregon’s government-to-government relationship with federally recognized Tribal Governments in Oregon, including Executive Order 96-30 (1996) and SB 770 (2001 Regular Session), the meaning of “federally recognized” and its significance, an overview of formal Tribal Consultation and steps to meaningfully offer and engage in Tribal Consultation, and an overview of the CJC’s Government-to-Government Tribal Relations Policy.
- CJC’s Tribal Liaison also provided all agency staff with a training on the agency’s Government-to-Government Tribal Relations Policy.

F. The method the CJC established for notifying employees of the provisions of ORS 182.162 to 182.168 and the CJC’s Government-to-Government Tribal Relations Policy.⁹

The CJC’s Executive Team, in coordination with the Tribal Liaison, distributes the agency’s Government-to-Government Tribal Relations Policy to all employees. As noted above, the agency’s Government-to-Government Tribal Relations Policy was updated in 2023, and an agency-wide training on the parameters of this policy was provided to all staff.

⁸ ORS 182.166(3)(e).

⁹ ORS 182.166(3)(f).