



Oregon State Police

2012

Government-to-Government Agency Report

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**ANNUAL GOVERNMENT-TO-GOVERNMENT REPORT
2012**

In 2001, the Oregon State Legislature passed Senate Bill 770, Section I through Section IV, requiring state agencies within the State of Oregon to report to the Governor activities pertaining to the relationship between the State Government and Tribal Governments. The following constitutes that report from the Department of State Police.

Attached with this report is a copy of Chapter 500.11 of the Oregon State Police Policies, Rules, and Procedures Manual titled, State-Tribal Government-to-Government Relations. This policy set out to formalize the government-to-government relationship that exists between Oregon Indian tribes and the Oregon State Police. The policy also establishes a process to assist in the resolution of potential conflicts, maximizes key inter-governmental relations, and enhances an 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 by position and provides an additional key contact list that contains names and telephone numbers of these individuals.

The following is a summary of the various interactions between Tribal Governments and the representatives of the Oregon State Police.

Oregon State Police Gaming Enforcement Division

Tribal Gaming Section

The Tribal Gaming Section has daily interaction with all of the Tribes throughout the year. The Tribal Gaming Section is comprised of both sworn OSP Detectives and non-sworn Field Agents. There are three specialized areas within the Tribal Gaming Section, which is comprised of Criminal Intelligence, Regulatory and Technical Compliance and Vendor Investigations.

Criminal Intelligence

In 2012, Detectives conducted various criminal investigations relating to gaming and non-gaming crimes at various casinos and tribal properties throughout Oregon. The investigations varied in a wide range from cheating scams, and credit card fraud to theft and drug activity. Detectives also conducted numerous backgrounds on employees working in sensitive areas at the casinos and commissions. Detectives also network with various gaming regulators throughout the United States to include agencies such as the Nevada Gaming Commission, Washington Gaming Control Board and the California Gambling Commission. These partnerships provide assistance to the Tribes in bringing the latest intelligence information and resources available to assist in prevention, detection and apprehension of criminal related activity at casinos.

Regulatory and Technical Compliance

In 2012, Compliance Managers participated directly in revising the 2003 Tribal/State Minimum Internal Controls Standards (MICS), which are the minimum standards for Monitoring and Compact Compliance Reviews of the casinos. In this current year, the Coos Lower Umpqua & Siuslaw Indians adopted a newly revised Tribal/State MICS and the Grand Ronde tribe continues to meet with our Section to revise their Tribal/State MICS. Compact Compliance Reviews were jointly conducted with Grand Ronde, Cow Creek, Coquille, and Siletz will be done in early 2013. The Field Agents conducted special audits for Klamath Tribes and the Umatilla Tribe, in addition to their Monitoring/Oversight duties for Class III Gaming. In a joint effort with the Warm Springs Gaming Commission, OSP conducted an onsite review of the new casino for the Warm Springs tribe, Indian Head Casino on highway 26, in early January 2012. Throughout 2012, the Compliance Team attended tribal pow-wows (Klamath and Grand Ronde), Warm Springs Cultural Tour of the Reservation, and other activities such as Tribal Information Day held at the State Capitol.

Vendor Investigations

In 2012, Detectives in the Vendor Investigations Section completed multiple vendor background investigations, on companies contracting with the Compacted Tribes for Class III Gaming products and services. Vendor background investigations allow for an evaluation by the Tribes of the competence, integrity, background, character, and nature of the true ownership of the vendor.

Oregon State Police Fish and Wildlife Division

The role of the Fish and Wildlife Division in relation to Tribal Governments is to investigate violations of Native American archaeological laws and coordinate with State and Federal prosecutors and magistrates to bring defendants of archaeological crimes to justice; to provide a staff trained on the Endangered Species Act, Tribal treaty rights, and Tribal sovereignty issues. This Division coordinates with Tribal Representatives, the Oregon Fish and Wildlife Commission, and the Oregon State Legislature on issues relating to Fish and Wildlife and works with the Columbia River Treaty Tribes on enforcement issues related to the Columbia River.

Lieutenant Don Wagner (East Region) participates as a voting member of the Lower Deschutes River Managers' Group, which oversees management of the lower 100 miles of the Deschutes River scenic waterway. Other voting members include members of the Confederated Tribes of the Warm Springs Indian Reservation, Bureau of Land Management, Oregon Parks and Recreation Department, Oregon Department of Fish & Wildlife, Oregon State Marine Board, and representatives from local governments. Successful implementation of the Lower Deschutes River Management Plan requires coordination and cooperation between all of the managing agencies. Senior Trooper Chuck Lindberg (Madras) also participates as a member of the Lower Deschutes River Working Group, which provides recommendations to the manager's group for approval.

Lieutenant David Anderson (Fisheries Program - General Headquarters), Lieutenant Don Wagner (East Region) and Sergeant John Katzenstein (The Dalles) participate in the Columbia Basin Law Enforcement Council (CBLEC), which is comprised of representatives from natural resource enforcement agencies in Washington, Oregon, as well as the four Columbia River Treaty Tribes (Warm Springs, Umatilla, Yakama and Nez Perce), Columbia River Inter-Tribal Fisheries Enforcement, NOAA Fisheries, and the U.S. Fish & Wildlife Service. During 2012, CBLEC held several meetings to discuss enforcement concerns on the Columbia River and tributaries, and to plan and implement action plans on high priority issues. In addition, CBLEC was tasked by the US v. OR Regulatory Coordination Committee (RCC) to identify, prioritize, and develop solutions for inconsistencies that exist between state and tribal regulations for the Columbia River Treaty Fishery above Bonneville Dam. A presentation was given to the US v. OR Policy Committee in May 2012 recommending solutions to seven identified enforcement inconsistencies. CBLEC and the RCC are awaiting further direction from the Policy Committee.

Members from the OSP, Oregon Department of Fish and Wildlife, Oregon Department of Justice, Office of the Governor, US Attorney's Office, and the Siletz Tribe participated in a series of meetings to discuss Siletz tribal clam harvest within Lincoln County. Discussions are expected to continue in the future.

OSP NW Region Fish and Wildlife Division members have a very good working relationship with The Confederated Tribes of Grand Ronde and Tribal Police Department. Wildlife cases and information sharing regarding offenses related to hunting of upland birds and big game as well as unlawful fishing with a gillnet have

occurred during 2012. This sharing of information has been mutually beneficial for both parties.

Other related collaboration by month:

February 2012

Senior Trooper Harris and Trooper Keeler (Coos Bay) located a subject removing archaeological objects from a known site along Coos Bay. The subject was contacted and cited for Removing Archaeological Objects without a Permit. The subject had been cited in 2010 for the same offense at the same site after a tribal member had caught him removing archaeological objects. Follow-up investigation was conducted with the assistance of representatives from the Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians. The subject recently pled not guilty. Patrick Flanagan at the Oregon Dept. of Justice will handle the case.

June 2012

Sergeant Hand (Klamath Falls) received a human skull from Klamath Tribes representative Perry Chocktoot. The skull had been turned over to him by an elderly woman who possessed it for nearly fifty years. Allegedly the skull had been found by a relative of hers who then gave it to her before he died. The skull appears to be ancient native remains possibly from the Northern California area. Coordination is underway to return the skull to the appropriate tribe.

August 2012

Senior Trooper Niehus (Klamath Falls) observed a vehicle that had been seen many times parked next to Hwy 97 downriver from Collier State Park. Senior Trooper Niehus had never been able to find the person angling. Senior Trooper Niehus tried again and found the subject. Senior Trooper Niehus watched the subject for three hours, during which time he cast his fishing line about 20-24 times. The subject wandered back and forth across the river looking down and frequently bending down to move or pick up an object. Senior Trooper Niehus continued to watch and videoed the subject as he used a tool to retrieve objects from the bottom of the river. When contacted, the subject stated that the fishing was not real good. When asked what else he was doing, the subject stated that he was collecting rocks. Senior Trooper Niehus asked if he could see them and the subject pulled out several shards of black and brown obsidian. One had the distinct look of a broken arrowhead. Asked if he had anymore, he stated "No." Senior Trooper Niehus then asked to see the rocks that Niehus had observed the subject place into a separate container. The subject then fished out the container from his waders and dumped out 6 obsidian arrowheads. Senior Trooper Niehus seized the tool and all the archaeological objects. Sr. Tpr. Niehus has been in contact with representatives of the Klamath Tribe and the case has been filed by the Klamath County District Attorney's Office.

September 2012

OSP, Oregon Department of Fish & Wildlife (ODFW), Office of the Governor, Department of Justice (DOJ), worked cooperatively with The Confederated Tribes of Warm Springs to address conservation and enforcement concerns surrounding the 2012

“off-reservation” buck deer season. An agreement was reached that provided Warm Springs Tribal members additional off-reservation harvest opportunity for subsistence and ceremonial hunting during the 2012 buck deer season.

OSP East Region Fish & Wildlife is working with the newly re-established Warm Springs Branch of Natural Resources Conservation Enforcement to share information related to wildlife investigations of both tribal and non-tribal members.

Warm Springs Conservation Rangers assisted OSP in a joint wildlife investigation involving a Tribal member.

October 2012

Sr. Trooper Frerichs (Roseburg) gave a presentation to a group of approximately 100 U.S. Forest Service (USFS) employees and members of the public at the Douglas County Fairgrounds in Roseburg. The presentation was on the partnership with the USFS and Cow Creek Band of Indians on a large-scale archeological investigation from 2009 that resulted in the successful prosecution of two suspects for Criminal Mischief I – Felony and Unlawful Excavation of an Archeological Site. Both subjects were indicted and eventually pled guilty. One subject received a sentence of \$12,556 restitution and 100 hours of community service. The other subject has not come back to court and has an active warrant for his arrest. USFS, BLM, Cow Creek Tribe and Roseburg Resources all partnered to complete this investigation. The district archeologist spent countless hours at more than 50 different dig sites to catalog the damage and help set up the criminal mischief cases.

Sergeant Chris Allori attended several government-to-government meetings this year between the tribes and various state agencies.

- February 23, 2012 – Natural Resources Cluster Group Meeting - Salem
- March 14, 2012 – Cultural Resources Cluster Group Meeting – Pendleton
- July 16, 2012 – Natural Resources Cluster Group Meeting – Salem
- July 17, 2012 - Natural Resources Cluster Group Meeting – Salem
- August 28, 2012 - Cultural Resources Cluster Group Meeting – Salem

Oregon State Police Command Areas

East Region

In January 2012, Warm Springs Police Department assisted Senior Trooper Clint Prevett with a motor vehicle crash off the reservation on US Highway 26 near milepost 108.

The Oregon State Police, Bend Area Command, and The Confederated Tribes of The Warm Springs Reservation of Oregon have agreed to support operations between agencies in a cooperative relationship. This agreement is used mostly in crash investigations and calls for assistance during pursuits and critical incidents requiring a cooperative approach. Agencies including the Jefferson County Sheriff's Office, Madras

Police Department, Warm Springs Police Department, and the Jefferson County District Attorney's Office continue to work together on a daily basis to share information and resources on a variety of calls for service and criminal investigations.

In May 2012, and Arson Detective from Bend responded to a fire of a single floor family dwelling located on the Umatilla Indian reservation. The FBI requested assistance as the circumstances were suspicious. The owner had stoked the stove before departing for the evening. Approximately three hours later the house erupted into flames. Arson Detectives worked with the Umatilla Tribal Police Department, Umatilla Tribal Fire Department and the FBI.

In May 2012 and June 2012 Sergeant Seber met with Stan Suenaga – General Manager Police/Fire for Warm Springs Indian Reservation regarding major crime team call-outs and Law enforcement topics. Monthly meetings also take place with the COLES Board, which include law enforcement members from Deschutes, Crook, Jefferson Counties and Warm Springs Indian Reservation. A variety of law enforcement topics are covered throughout the year.

On May 29, 2012, Trooper Ford assisted Umatilla Tribal PD with a two vehicle, 5 person fatality. A 1996 Chevrolet Caprice impacted with a 1999 Chevrolet Tahoe on a gravel road, at a high rate of speed, as both vehicles crested a hill. Both occupants of the Caprice and 3 occupants of the Tahoe were deceased at the scene. Two occupants of the Tahoe did survive, but received serious injuries. The deceased driver of the Caprice was determined to be at fault.

On May 14, 2012, Trooper Rob Routt assisted Umatilla Tribal PD with a single vehicle fatality. The intoxicated male driver drifted off of the roadway and down an embankment. His female passenger was killed when the vehicle rolled onto its side. Charges should have been filed by the FBI.

In the Spring of 2012 Sr. Tpr. James Reeher assisted Warm Springs Police Department with a serious injury motor vehicle crash on the their Reservation; Sr. Tpr. Reeher diagrammed the crash scene for their investigation.

Major Crime Team Agreement between the Umatilla Tribal Police Department, Umatilla County Sheriff's Office, Oregon State Police and other criminal justice agencies as required by Federal, State or Tribal law and deemed necessary. This agreement is separate from the Major Crime Team Agreement with all other law enforcement agencies in Umatilla and Morrow Counties. The development of this agreement was established due to the unique jurisdictional issues that occur involving felony crimes with both Tribal and non-Tribal members.

A policy and procedures agreement with the CTUIR that defines the working relationships between the CTUIR and the Department with regards to Native American Ancestral Remains which are discovered either intentionally or accidentally. The policy and procedure, revised in 1994, offers a basic definition of the cooperative working relationship between the Department and the CTUIR when remains are located off the reservation. The resolution is established within the mandates of the Native American Graves Protection and Repatriation Act.

The Department and CTUIR have developed a Deputization Agreement for sworn Department personnel to become deputized with Tribal authority.

The Department, the CTUIR, the Governor's Office, DOJ and UCDA have developed and signed an updated Fresh Pursuit Agreement. In this agreement, the Fresh Pursuit language was defined and the Extradition Agreement from 1981 was determined to remain in full force.

The Department and Umatilla Tribal PD continue to be part of the Umatilla/Morrow County Cooperative Policing Agreement.

The Department and Umatilla Tribal PD continue to be part of the Umatilla/Morrow County Law Enforcement Administrator's meeting, which meets on a monthly basis. This meeting is usually attended by Chief Tim Addleman and the Tribes Public Safety Director, Ray Denny.

The Department continues to provide Drug Recognition Experts (DRE) to Umatilla Tribal PD if needed.

The Department continues to provide Crash Reconstructionist to assist Umatilla Tribal PD, whenever needed.

The Department and Umatilla Tribal PD are members of the Blue Mountain Enforcement Narcotics Team (BENT) board of directors and usually meet on a monthly basis.

The Department and Umatilla Tribal PD are members of the Intergovernmental Agreement for Mutual Aid and Interagency Cooperation among Law Enforcement Agencies located in Umatilla County.

On June 13th and 14th, Tribal Police Department helped sponsor a Short Line training event at the Tamastlikt Cultural Institute. Members of our Department, along with other Law Enforcement agencies were involved in the training. This training is used in the eradication of marijuana

Southwest Region

There are two recognized Oregon Indian Tribes in the Coos Bay Area. They are the *Coos, Lower Umpqua & Siuslaw Tribes* and the *Coquille Tribe*. The majority of our contacts have been with the Coquille Tribe. Listed below are interactions that that we have had during the past year.

The Coos Bay Office and Coquille Tribal Police provide reciprocal assistance during times when backup is needed. Our officers, during emergencies, respond to the tribal housing area until one of the tribal officers can arrive. The housing area is adjacent to a state highway.

The Coquille Tribe has timber holdings on Hwy. 42, east of Myrtle Point. Fish and Game officers have responded to this location at the request of Tribal Police to investigate Fish and Wildlife crimes.

The Coquille Tribal Police Chief has offered their office building to our officers for their use. It was felt that their office, near Charleston and a high activity area, would be a place that officers could come and do reports or take a break. His office and all his equipment is at our disposal anytime during day or night.

Training opportunities have been extended to the Coquille Tribal Police members. When room is available, Tribal PD members have been invited and have participated with our members at our training.

Coos Bay Detective serves on an interagency Major Crime Response Team, and attends investigator meetings with Tribal Police officers, sharing information that may be pertinent to ongoing criminal investigations.

Coos Bay Lieutenant attends Local Area Chief's meetings and discusses issues that arise with Tribal Police Chief and other Chiefs of the local jurisdictions.

Coos Bay Lieutenant attended Tsunami inundation meetings at the request of Coquille Tribal Chief.

Coos Bay Troopers have recently been randomly patrolling through Tribal housing areas at the request of the Police Chief.

Coos Bay Lieutenant attended a tabletop exercise with the Coquille Tribe regarding reaction to dam failures on Tribal lands.

Coos Bay Lieutenant met with Coquille Tribal legal counsel regarding cooperative policing of the Tribal lands.

Office of State Fire Marshal

OSFM Tribal Contacts 2012

Supervising Deputy Dave Fields

Date of Event	Type of Event/Interaction	Location	Time Spent
01/17/12	Fire Prevention COOP Mtg with Warm Springs Prevention Staff	Redmond	3 hrs
2/21/12	Fire Prevention COOP Mtg with Warm Springs Prevention Staff	Redmond	3 hrs
3/15/12	Warm Springs Wildland Fire Staff about prevention responsibilities in Grant CO	Grant CO	15 min
3/20/12	Fire Prevention COOP Mtg with Warm Springs Prevention Staff	Redmond	3 hrs
5/15/12	Fire Prevention COOP Mtg with Warm Springs Prevention Staff	Redmond	3 hrs
5/30-31/12	Rangeland Association Summit - Wildland Fire Agencies	Burns Reservation	19 hrs
6/19/12	Fire Prevention COOP Mtg with Warm Springs Prevention Staff	Redmond	3 hrs
7/17/12	Fire Prevention COOP Mtg with Warm Springs Prevention Staff	Redmond	3 hrs
07/24/12	FDB Mtg Harney County	Burns	7 hrs
07/26/12	Jefferson County Fair 750 attendees from Warm Springs and Madras	Madras	9.5 hrs
8/21/12	Chief Holster, Chiloquin Fire Code issue	Chiloquin, Klamath CO	0.25 hrs
08/23-24/12	Klamath CO FDB Mtg	Beatty, Klamath Co	11.5
09/13/12	Contacted by Tribal Gaming concerning issues at Burns Casino	Burns	0.25 hrs
09/25/12	Staff briefing on Old Camp Casino	Burns	0.25 hrs
09/27/12	Staff briefing on Old Camp Casino	Burns	0.25 hrs
09/28/12	Chief Holster, Chiloquin Fire on Fire Code Adoption issue	Chiloquin	0.5 hrs
10/12/12	Follow-up with staff on Fire at Indian Casino	Warm Springs	0.25 hr.
10/16/12	Fire Prevention COOP Mtg with Warm Springs Prevention Staff	Redmond	3 hrs
10/23/12	Follow-up with staff on Old Camp Casino	Burns	.25
10/29/12	Review of BCD Comments on Old Camp Casino	Burns	.5

Deputy Greg Davis

Date of Event	Type of Event/Interaction	Location	Travel time to and from	On Site Time
3/5/12	Taught BFI 100 class in Burns – Paiute Tribe present	Burns	5.5 hours	3 hours
7/24/12	Attended first Harney County Fire Defense Board Meeting with Burns Paiute Tribe present.	Burns	5.5 hours	2 hours

Deputy Karine Aebi

Date of Event	Type of Event/Interaction	Location	Travel time	On Site Time
09/13/12	Received email request from Shannon Thompson for OSFM inspection at the Old Camp Casino, in Burns, due to recent findings during a gaming compliance visit. Also received call from Dave regarding OSFM support.	Ontario		15 min
09/21/12	Responded to email request from Randy Scheid (Bldg inspector), regarding history of Old Camp Casino's membrane structure. Spoke with Shannon Thompson and Theresa Ruck (OSP Gaming) to finalize inspection coordination.	Ontario		30 min
09/25/12	Conducted an inspection of the facility, with OSP Tribal Gaming Compliance Officer & Detective. All members of the inspection team met after the inspection to discuss & clarify areas of responsibility and timelines for reports.	Burns	7 hrs	4 hrs 45 min
09/26/12	Research history of structure approval and 1998 OFC, draft inspection narrative for review, Old Camp Casino	Ontario		3 hrs 30 min
09/27/12	Harney County FDB Mtg	Burns	6 hrs	2 hrs
09/28/12	Finalize inspection narrative, Old Camp Casino. Includes referral to State BCD, per 1998 OFC Sections 103.4.1.2 and 103.4.5.	Ontario		3 hrs
10/03/12	Re inspect Old Camp Casino, with State BCD and OSP Tribal Gaming Compliance Officer.	Burns	6 hrs 15 min	5 hrs

10/24/12	Respond to email from Shannon Thompson regarding Old Camp Casino. Review BCD draft report.	Ontario		2 hrs 30 min
11/05/12	Emails with Shannon Thompson regarding 11/06/12 meeting with the tribe	Ontario		15 min

Deputy Heather Miller

Date of Event	Type of Event/Interaction	Location	Time Spent
9/19/12	Stop by Warm Springs Fire Safety station to meet staff, drop off Firebusters worksheets.	Warm Springs	15 min
10/11/12	Call Warm Springs Fire Safety Chief regarding fire at Indian Head Casino. Meet Chief & investigate ATM fire, working with Manager & Maintenance Director of casino.	Warm Springs	1.5 hours
10/17/12	Call Warm Springs Fire Safety Chief regarding information on Casino fire. Left message.		5 min
10/22/12	Received call from Warm Springs Fire Safety Chief regarding information on Casino fire.		10 min
10/25/12	Met with Warm Springs Fire Safety Assistant Chief after fire defense board meeting to introduce myself.	Black Butte Ranch	15 min
10/30/12	Call Warm Springs Fire Safety Assistant Chief regarding Early Childhood Education facility in Warm Springs. Left message.		5 min

Deputy Scott Goff

Date of Event	Type of Event/Interaction	Location	Time Spent
Various	Phone calls scheduling fall prevention class for CTUIR	Yellowhawk Clinic Mission, OR	15 min
8-2-12	Deliver state mobilization guides to tribal FD	CTUIR FD, Mission, OR	30 Min
12-6-12	Fall prevention class	Yellowhawk Clinic Mission, OR	30 Min

Deputy Steve Candela

Date of Event	Type of Event/Interaction	Location	Travel time to and from	On Site Time
6/27/12	Fire inspection at Chinook Winds Casino	Lincoln City	2 hours	8 hours
06/12/12	Phone calls with Chris Funk concerning legalities of conducting inspection			
2/07/12	Fire inspection Spirit Mountain Casino	Grand Ronde	1 hour	8 hours
03/05/12	Fire inspection Spirit Mountain Casino	Grand Ronde	1 hour	8 hours
05/18/12	Re-inspection Spirit Mountain Casino	Grand Ronde	1 hour	3 hours
06/14/12	Spirit Mountain Casino Fire performance fire dance inspection	Grand Ronde	1 hour	2 hours
7/12/12	Stage fire code interpretation Spirit Mountain Casino	Grand Ronde	1 hour	1 hour
05/4/12	Spirit Mountain Casino fire performance	Grand Ronde	1 hour	1 hour
04/1/12	Spirit Mountain Casino Deli kitchen final	Grand Ronde	1 hour	1 hour
04/20/12	Spirit Mountain Casino Deli kitchen final	Grand Ronde	1 hour	1 hour
03/12	Grand Ronde Community center fire sprinkler/alarm system final	Grand Ronde	2 hours	2 hours

Criminal Justice Information Services Division**Law Enforcement Data System Section**

The Law Enforcement Data System (LEDS) Section conducted Law Enforcement Data System audits in cooperation with the nine recognized Tribes within the State of Oregon. This audit not only encourages compliance in the use of the Law Enforcement Data System, but also instructs the users of the Law Enforcement Data System on proper use and protocol of this system.

LEDS supports the following tribes for access to services:

Burns Paiute Tribal Police
 Klamath Tribes Regulatory Gaming Commission
 Coquille Tribal Police
 Confederated Tribes of the Coos, Lower Umpqua
 Grand Ronde Tribal Gaming Commission
 Columbia River Intertribal Fisheries Enforcement

Siletz Tribal Gaming Commission
Umatilla Tribal Police
Warm Springs Tribal Police
Warm Springs Tribal Court
Warm Springs Indian Gaming Commission
Warm Springs Bureau of Indian Affairs
Cow Creek Gaming Commission

Identification Services Section

In general, the Identification Services Section provides fingerprint-based services to the Tribal Gaming Commissions and Tribal Police agencies. 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.

Regulatory Unit

The Regulatory Unit processes applicant fingerprint-based background checks for employment and licensing related purposes. Many requests are submitted electronically through a livescan device. Typical contact includes returning rejected fingerprints or calling livescan operators regarding questions or errors that may require resolution on an as-needed basis. Staff worked with their Warm Springs point of contact in May 2012 to provide assistance in resolving administrative funding issues regarding foster care background check requests.

Computerized Criminal History (CCH) / Automated Fingerprint Identification System (AFIS) Units:

The CCH Unit is responsible for ensuring that information received on a criminal arrest card or Criminal Justice Information Services (CJIS) Security applicant card is correct. 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 contacts with both Tribal Police agencies and Tribal Gaming Commissions to correct any errors that may be noted. Likewise the AFIS 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. OSP offers assistance to Tribal agencies when needed regarding livescan vendor or equipment issues in order to support their efforts toward problem resolution.

State Medical Examiner's Office

On August 28, 2012, Dr. Nici Vance, State Forensic Anthropologist for the Medical Examiner Division, participated in a special Tribal Cultural Cluster meeting at the State Capital in Salem, attended by numerous representatives from Oregon tribes. Dr. Vance presented general information about the Medical Examiner system and specifically addressed concerns regarding the repatriation of known Native American skeletal remains currently located at the Medical Examiner facility. The Medical Examiner Division and tribal representatives are working together to identify a common site in

which these remains could be permanently repatriated. In addition, a summary of policies and procedures utilized by the Medical Examiner's Office in the event of Native American remains being inadvertently discovered was outlined and discussed.

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Fish and Wildlife Division

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Salem, OR 97310
503-934-0221

Chris Allori, Sergeant
Cultural Resource Cluster Contact
Portland Area Command
8085 SE Deer Creek Lane
Milwaukie, OR 97222

Office of State Fire Marshal

Mark Wallace, State Fire Marshal
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503-378-3473

Southwest Region

Andy Heider, Captain
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Central Point, OR 97502
541-776-6114

Northwest Region

Patrick Ashmore, Captain
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Salem, OR 97301
503-934-0361

Eastern Region:

Dave MacManiman
63319 Jamison Road
Bend, OR 97701
541-388-6213

State Medical Examiner:


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

Law Enforcement Data System:

Terry O'Connell
3225 State Street
Salem, OR 97309-5074
503-378-3055

Identification Services Section:

Tricia Whitfield, Director
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503-378-3070

	Department of State Police	CHAPTER: 500.11 SUBJECT: STATE-TRIBAL GOVERNMENT-TO- GOVERNMENT RELATIONS REVISED: September 8, 1999 SUPERSEDES: N/A PAGES: 4
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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 cannot 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.

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 intergovernmental relations, and enhance an exchange of ideas and resources for the greater good of all of Oregon's citizens, whether tribal members or not.

The State recognizes the sovereign status of Oregon Indian tribes and in furtherance of this, the Department of State Police establishes the following policy statement which:

1. Recognizes that Oregon Indian tribal governments are interested in the 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.

The Department of State Police will work cooperatively with other State agencies to accomplish the goals of Executive Order #96-30.

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.

RELATED LAWS/REFERENCES

Office of the Governor, Executive Order #96-30; ORS 190.110

RULE

1. 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.

- A. The following position is designated as the primary Department representative for Oregon Indian tribes.

Primary Contact:

Operations Services Bureau Commander

- B. The following positions are designated as Department representatives based upon local service area or specialized service responsibility.

Statewide Issues:

Fish & Wildlife/Natural Resources Fish and Wildlife Division Director

Tribal Gaming

Gaming Enforcement Division Director

Department Policy & Procedures Policy & Procedures Advisory
Committee Chair

Local Issues:

Cow Creek Band of Umpqua Tribe Station Commander-Roseburg

Confederated Tribes of Warm Springs Station Commander-Bend

Confederated Tribes of Umatilla Station Commander-Pendleton

Burns Paiute Tribe Station Commander-Ontario

Fort McDermitt Paiute Tribe Station Commander-Ontario

Coos, Lower Umpqua, & Siuslaw Tribes Station Commander-Coos Bay

Coquille Tribe

Station Commander-Coos Bay

Confederated Tribes of Grand Ronde Station Commander-McMinnville

Confederated Tribes of Siletz Station Commander-Newport

Klamath Tribes

Station Commander-Klamath Falls

2. The listed Department representatives, 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 discuss issues of mutual concern or interest.
3. 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.
4. 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.
5. 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.
6. The Gaming Enforcement Division Director shall annually provide the Superintendent with 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.
7. 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.
8. Station Commanders designated as Department representatives shall establish mutually agreeable meeting schedules with local tribal representatives.

PROCEDURE:

1. The Gaming Enforcement Division Director, or a designee, shall assist the Superintendent to coordinate and accomplish the requirements of this policy and the goals of Executive Order #96-30.
 - A. The Gaming Enforcement Division Director 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.

- B. The annual report to the Superintendent required by this policy shall be an Executive Summary.
- 2. 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.