

Tribal Budget Advisory Council Meeting
Arlington, Virginia - December 5, 2006

Bureau of Indian Affairs
Office of Justice Services

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OJS Program Functions



The Office of Justice Services is comprised of five primary areas:

- Law Enforcement - includes Criminal Investigations and Police Services
- Indian Police Academy
- Corrections
- Tribal Justice Support - Courts
- Professional Standards – Inspections and Internal Affairs



Methamphetamine



- Fueling homicides, sex offenses, aggravated assaults, child abuse/neglect, domestic violence, etc.
- Many tribal leaders across the US are saying this is the *Number One* public safety problem on their reservations.

What BIA OJS is Doing to Address Methamphetamine



- Information Gathering
- Training and Education
- Improvements to Corrections
- Increased Funding
- Federal Law Enforcement Authority
- Interjurisdictional Cooperation

Meth Survey



- 74% of IC law enforcement identified meth as the greatest drug threat
- High availability: powder meth – 43%; crystal meth – 46%
- Increases in crime – domestic violence – 64%; assault/battery – 64%, burglary – 57%; child neglect/abuse – 48%
- 90% need drug investigation training

Training and Education



- Mobile Meth Lab – with DHS Federal Law Enforcement Training Center.
- Methamphetamine “train the trainer” program (increase meth awareness in tribal communities).
- Being done in partnership in conjunction with \$296,000 grant from DOJ COPS office.

Improvements to Corrections



- Developed Serious Incident Reporting system.
- Coordinating repairs/replacement of facilities with BIA OFMC.
- Hiring initiative across Indian country.

Improvements to Corrections



- Closed 7 old jails, including in 2006: Crow Creek Sioux, Hopi, and Uintah & Ouray Ute.
- 14 new jails opened, including in 2006: Confederated Colville, Jicarilla Apache, and Zuni Pueblo.
- So far in FY 2007: new Oglala Sioux adult detention certified to open.
- 7 more new jails on the way; 2 closed jails being refurbished for re-opening .
- Improved correctional services will help communities to provide viable sentencing options for suspects convicted in tribal courts.

Increased Funding



- FY '06 – distributed over \$6.3 million to IC law enforcement and corrections programs to fight meth and other purposes on 25 reservations (“High Crime Areas” and “High Priority Law Enforcement Needs”).
- Included communities hit hard by meth such as: Navajo, Oglala Sioux, Northern Cheyenne, and San Carlos Apache.
- Included communities suffering from drug smuggling including Tohono O’odham and St. Regis Mohawk.

FY '06 Funding Increases



- Other programs assisted with funds for law enforcement included: Blackfeet, Crow, Three Affiliated - Fort Berthold, Hopi, Lower Brule Sioux, Mescalero Apache, Red Lake Chippewa, Rosebud Sioux, Southern Pueblos, Spirit Lake Sioux, Spokane, Standing Rock Sioux, Te Moak Western Shoshone, Turtle Mountain Chippewa, Uintah & Ouray Ute, Ute Mountain Ute, and Yankton Sioux.
- Other programs assisted with funds for corrections included: Blackfeet, Hopi, Hualapai, Northern Cheyenne, Spokane, Standing Rock Sioux, Turtle Mountain Chippewa, Ute Mountain Ute, Wind River (Eastern Shoshone & Northern Arapaho).

Increased Funding



- FY '07 – budget request \$201,620,000 (\$5,980,000 increase over FY '06 enacted).
 - Includes increase of \$1,786,000 to address growing violent crime and drug problems.
 - Includes increase of \$2,714,000 to address staffing shortages and other corrections priorities.
 - Includes increase of \$1,480,000 for new Tribal Justice Support division to improve services courts.
- FY '07 – Senate approved as is; House approved law enforcement increase but rejected increases for both corrections and courts.
- FY '08 – planning stages.

Federal Law Enforcement Authority



- BIA OLES working with tribal police departments to provide federal Special Law Enforcement Commissions.
- Tribal can then enforce federal laws including the federal drug offenses set forth in Title 21 of the US Code.

Operation EAGLE



- Enhanced Anti-Drug Goals in Law Enforcement (EAGLE).
- National Drug Control Coordinator - serves as liaison to White House ONDCP, DEA, FBI, DHS, etc. and runs program.
- Expand and encourage interjurisdictional cooperative efforts.
- Coordinate training for tribal law enforcement.
- **EXPAND FROM 8 DRUG AGENTS TO 280+ DRUG TRAINED LAW ENFORCEMENT OFFICERS.**

Interjurisdictional Cooperation



- Wind River Meth Rings (2005) – broke up two meth rings including multi-reservation “business plan”, 29 defendants; BIA OLES, DEA, Fremont County Sheriff, etc.
- Wind River Meth Ring (2006) – regional meth ring, 53 defendants, 20 firearms, \$100,000 cash, 20 pounds meth; BIA OLES, DEA, Fremont County Sheriff, etc.
- Chickasaw Nation Meth Ring – broke up regional meth ring, 102 defendants, 49 weapons, \$161,000 cash, 15 pounds of meth; BIA OLES, Chickasaw Nation Lighthorse Police, DEA, ATF, state/local agencies.

Other Plans



- Updating CFR court criminal code to include controlled substances.
- Coordinate with IHS on substance abuse rehabilitation.
- Encourage Tribal drug courts and alternative sentencing options.
- Indian country anti-meth ad campaign (OJS, AS-IA, HHS, and White House ONDCP) – announced by Secretary Kempthorne on National Methamphetamine Awareness Day event (11-30-06).
- This week will announce DOI Victim Coordinator position – primarily focused on Indian country.

OJS STRATEGIC GOALS

LAW ENFORCEMENT



Long-term Goal

Ensure the accurate collection of Part I violent crime incidents per 100,000 inhabitants.

Improve Community Policing: BIA will achieve 100% participation by all BIA Field Agencies.

Improve the case closure rate for major felony cases.

All law enforcement agencies will be on par with national ratio of staffing

Annual Measure

Number of reported Part I violent crime incidents per 100,000 Indian Country inhabitants receiving law enforcement services

Percentage of BIA field agency law enforcement programs that participate in community policing.

Percentage of major felony cases reported during the calendar year that are closed.

Percent of BIA/Tribal law enforcement agencies on par with national ratio of staffing

OJS STRATEGIC GOALS

CORRECTIONS



Long-term Goal

All detention facilities will be implementing crisis management and intelligence plans to address all vulnerability and security threats

All detention centers will be properly staffed to minimal National Institute of Corrections (NIC) safety standards

Eliminate serious incidents in detention centers (suicides, homicides, escapes)

Annual Measure

Annual percent of BIA funded detention facilities that have implemented crisis management and intelligence plans by the end of the reporting year

Percent of detention centers properly staffed to minimal National Institute of Corrections (NIC) safety standards

Annual percent reduction in serious incidents (suicides, homicides, escapes) in detention centers

OJS STRATEGIC GOALS

COURTS



Long-term Goal

All BIA funded CFR court systems reviewed will receive an acceptable rating under independent review.

All tribal courts that receive unacceptable reviews will be provided with detailed Action Plans for improvement.

All tribal and CFR courts will receive independent reviews that are suitable to the standards established by the Tribe(s) and the court on a cyclic basis.

Annual Measure

Percent of BIA funded CFR court systems reviewed receiving an acceptable rating under independent review.

Percent of tribal courts with unacceptable ratings that were provided with detailed corrective action plans

Percent of tribal and CFR courts that have received independent reviews suitable to the standards established by the Tribe(s) and the court.

OJS Program PART Reviews



- FY 2007 will see “re-PART”s for:
 - Law Enforcement
 - Corrections (will be part of Law Enforcement re-PART)
 - Courts
- OJS is planning a national PART review meeting to be held early in 2007. BIA and Tribal program managers will be invited.

Progress on Performance Goals



- A new data collection system developed by OJS which allows for data reporting and tracking. System implemented in FY 2006. This system allows for data entry at the field level. In the first year of the new system, the response rate for data reporting went from less than 50% to more than 90%.

CRIMINAL HOMICIDE (1) - Lotus Notes

File Edit View Create Actions Text Help

Workspace Replication New Report

1 Calculate Totals 2 Save & Close

DOI/BIA MONTHLY CRIME REPORT

SUPERVISOR: DATE: 04/06/2006 16

AGENCY: MONTH:

PREPARED BY: Steven Music DISTRICT:

Click (C)lassification or (S)coring to open UCRH for each offense.

Part One Offenses	Total # of Offenses	Cleared by Arrest or Exceptional Means	Offense Reported by SLEC	Alcohol Related	Drug Related	Offense Committed by Juveniles
Homicide-Manslaughter (C) (S)	0	0	0	0	0	0
Manslaughter by Negligence (C) (S)	0	0	0	0	0	0
Forcible Rape (C) (S)	0	0	0	0	0	0
Attempted Forcible Rape (C) (S)	0	0	0	0	0	0
Child Abuse	0	0	0	0	0	0
Domestic Violence	0	0	0	0	0	0
Robbery-Firearm (C) (S)	0	0	0	0	0	0
Robbery-Knife (edged weapon)	0	0	0	0	0	0

01 UCR Handbook - 2004
CRIMINAL HOMICIDE

Uniform Crime Reporting Handbook
CRIMINAL HOMICIDE (1)

- Murder and Nonnegligent Manslaughter
- Manslaughter by Negligence

Criminal Homicide—Murder and Nonnegligent Manslaughter (1a)

Definition: The willful (nonnegligent) killing of one human being by another.

As a general rule, any death caused by injuries received in a fight, argument, quarrel, assault, or commission of a crime is classified as Murder and Nonnegligent Manslaughter (1a).

The following scenarios illustrate incidents known to law enforcement that reporting agencies must classify as Criminal Homicide—Murder and Nonnegligent Manslaughter (1a):

1. A berserk gunman shot and killed three pedestrians. The police subdued the offender and placed him under arrest.
2. A neighbor discovered an infant who had been beaten. The neighbor rushed the infant to the hospital. The infant later died as a direct result of the injuries. Investigation revealed that the mother was responsible. The

Crime Defined by FBI UCR Handbook

Sample form through which Crime data is entered

(Untitled) - Lotus Notes

File Edit View Create Actions Help

Workspace Replication OLES Reports - Agency... (Untitled)

Agency profile information contains specific program information

- Basic - - Staffing - - Administration - - Future -

Agency Name
Anadarko Agency

District	2	Category	
Type	BIA	Status	

Office Phone		Office Fax	
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Address

Street			
City		State	
			Zip

Reservation(s) Served

Office

OLES Reports - Violent Cleared - Lotus Notes											
File Edit View Create Actions Help											
Address											
Welcome OLES Reports - Violent Cleared...											
Create Report											
	Agency	Report Month	Total	Cleared by Arrest or Exceptional Means	Offense Reported by SLEC	Alcohol Related	Drug Related	Committed by Juveniles	Finalized		
	Cheyenne River	October	10	10	0	10	0	3	1		
	Cheyenne River	September	9	9	0	9	0	0	1		
	Crow Creek	April	5	5	0	5	0	0	1		
	Crow Creek	August	0	0	0	0	0	0	1		
	Crow Creek	March	2	0	0	2	0	0	1		
	Crow Creek	May	4	4	0	4	0	0	1		
	Crow Creek	November	1	1	0	1	0	0	1		
	Crow Creek	October	3	3	0	3	0	0	1		
	Crow Creek	October	1	1	0	1	0	0	1		
	Crow Creek	September	1	1	0	1	0	0	1		
	Ft. Berthold	April	20	20	0	16	0	0	1		
	Ft. Berthold	December	12	12	0	12	0	0	1		
	Ft. Berthold	February	10	10	0	8	0	0	1		
	Ft. Berthold	January	15	15	0	13	0	0	1		
	Ft. Berthold	March	2	2	0	2	0	0	1		
	Ft. Berthold	May	9	9	0	9	0	0	1		
	Ft. Berthold	November	0	0	0	0	0	0	1		
	Ft. Berthold	October	7	7	0	7	0	0	1		
	Ft. Totten	April	21	17	0	20	0	0	1		
	Ft. Totten	August	12	12	3	26	0	0	1		
	Ft. Totten	December	0	0	0	0	0	0	1		
	Ft. Totten	February	5	3	0	3	0	0	1		
	Ft. Totten	January	0	0	0	0	0	0	1		
	Ft. Totten	July	0	0	0	0	0	0	1		
	Ft. Totten	July	15	15	0	10	0	0	1		

Reports are entered and categorized by Program and Monthly data is entered

OLES Reports - Violent Cleared - Lotus Notes

File Edit View Create Actions Help

Address

Welcome OLES Reports - Violent Cleared

OLES Reports

- Agency
- by Agency
- By District
- by Month
- By Offense
- By Year
- Community Policing
- Cops Staffing
- FinalizedStatus
- GPRA Report
- Monthlycrimestats
- MonthlyStats
- ReservationsServed
- Statsbymonth
- Submission Status
- Violent Cleared**
- YTD

Create

These reports are compiled based upon their location and which District they are in. The respective District Aggregate data is displayed

I	1321	559	76	435	5 97	153
II	145	113	18	33	4 1	257
III	1777	901	273	654	123 133	398
IV	1394	793	8	654	38 57	165
V	1342	826	10	587	46 67	356
VI	328	195	4	55	13 6	185
(Not Categorized)	0	0	0	0	0 0	0
	6307	3387	389	2418	229 361	1514

OLES Reports - by Agency - Lotus Notes

File Edit View Create Actions Help

Address

Author of report

Data Validation

Agency and Month of Report

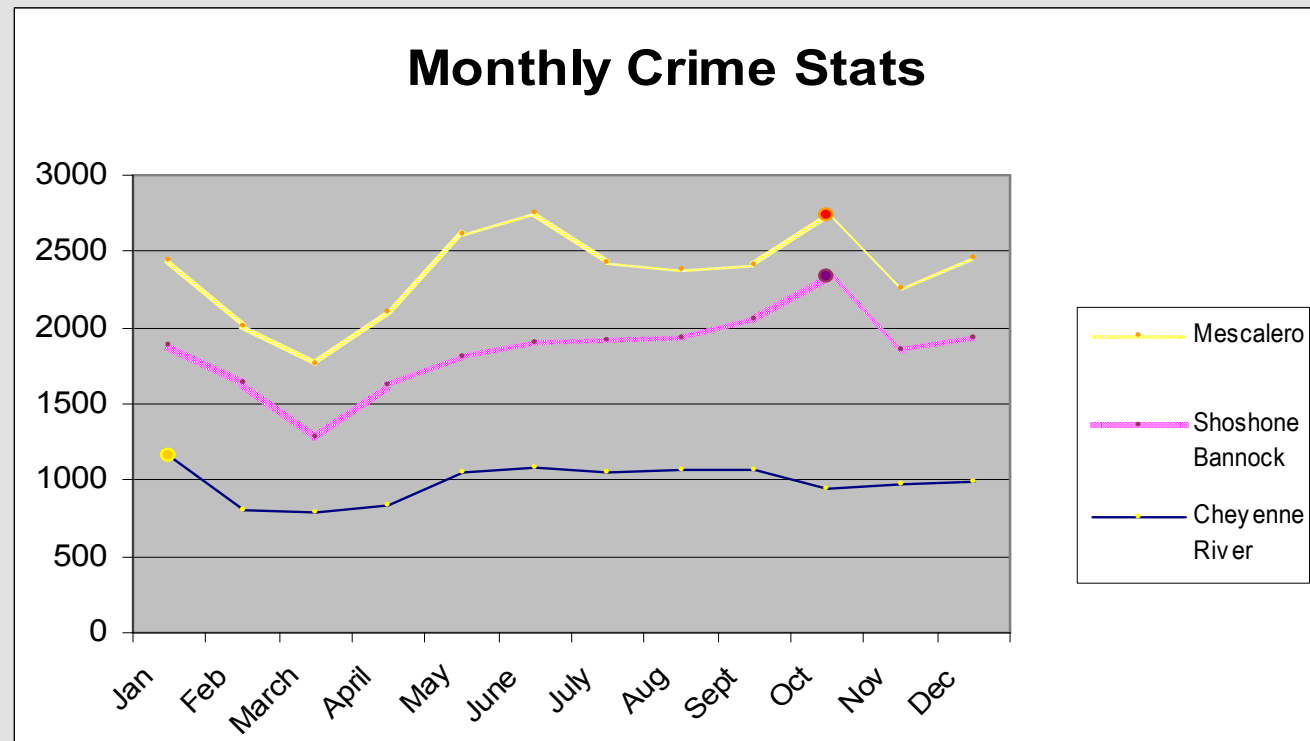
Data is Finalized by District Supervisors

Different Data views can be created for supporting Tribal Concerns

YTD

Agency	Report Month	Author / AP Editor	# Reports Submitted	# Reports Finalized	Total Offenses	Finalized	Finalized By
	January	Vandy Steve				Yes	Jimmy Gibson Jr.
	April	Vandy Steve				Yes	Jimmy Gibson Jr.
	May	Vandy Steve					bson Jr.
	June	Vandy Steve					bson Jr.
	August	Vandy Steve					bson Jr.
	July	Vandy Steve					bson Jr.
▼ Pine Ridge	Agency Profile	Mary Lacota, Patti Bos				...	
	October	Mary Lacota				Yes	John Long
	November	Mary Lacota				Yes	John Long
	December	Mary Lacota				Yes	John Long
	January	Mary Lacota				Yes	John Long
	February	Mary Lacota				Yes	John Long
	March	Mary Lacota				Yes	John Long
	June	Martin Hansford				Yes	John Long
	July	Martin Hansford				Yes	John Long
	August	Martin Hansford				Yes	John Long
	September	Martin Hansford				Yes	John Long
	October	Martin Hansford				Yes	John Long
	November	Martin Hansford				Yes	John Long
	December	Martin Hansford				Yes	John Long
	January	Vandy Steve				Yes	Jimmy Gibson Jr.
	February	Vandy Steve				Yes	Jimmy Gibson Jr.
	March	Vandy Steve				Yes	Vandy Steve
	May	Vandy Steve				Yes	Jimmy Gibson Jr.
	April	Vandy Steve				Yes	Jimmy Gibson Jr.
	July	Vandy Steve				Yes	Jimmy Gibson Jr.

Sample Comparative Analysis



Progress on Performance Goals



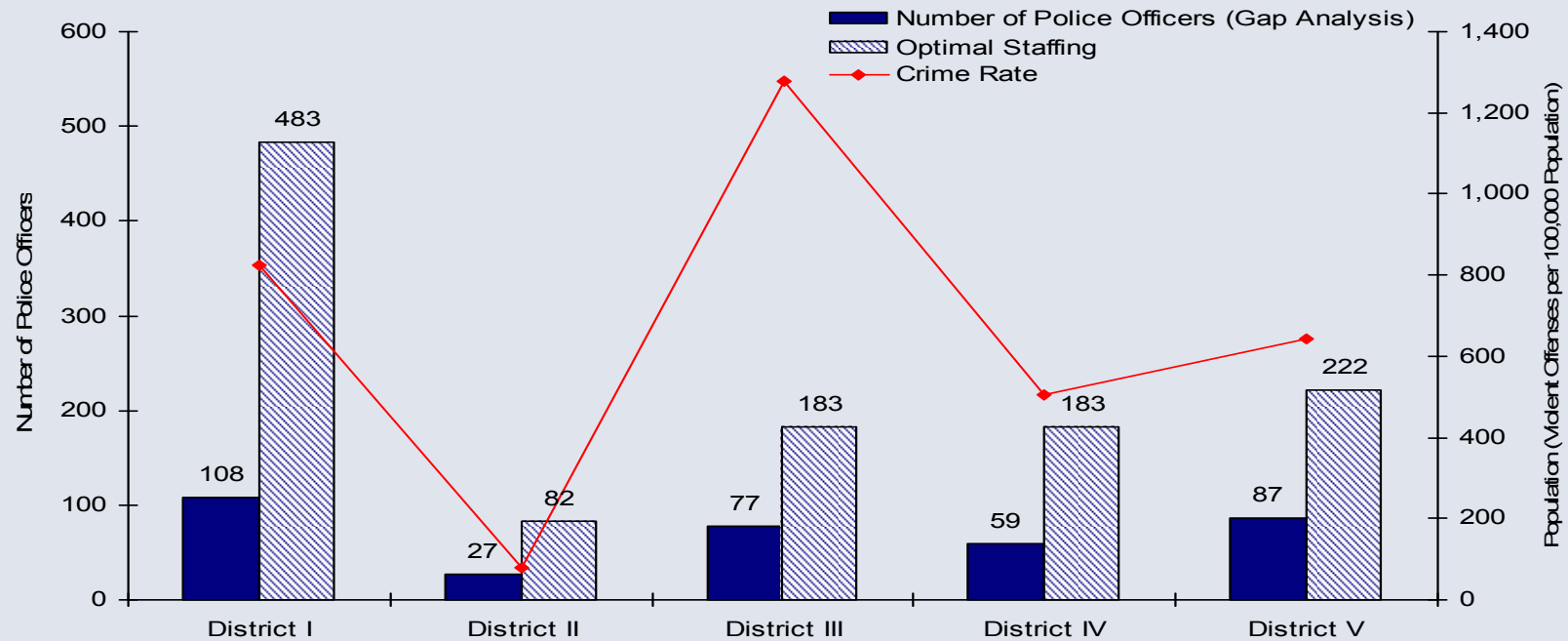
- This system is a bridge that our office will utilize until the Department of the Interior's Office of Law Enforcement Services Incident Management Analysis and Reporting System (IMARS) is implemented.



ABC Key Finding: Need to address allocation of inadequate Law Enforcement staff



Number of BIA Police Officers – FY05



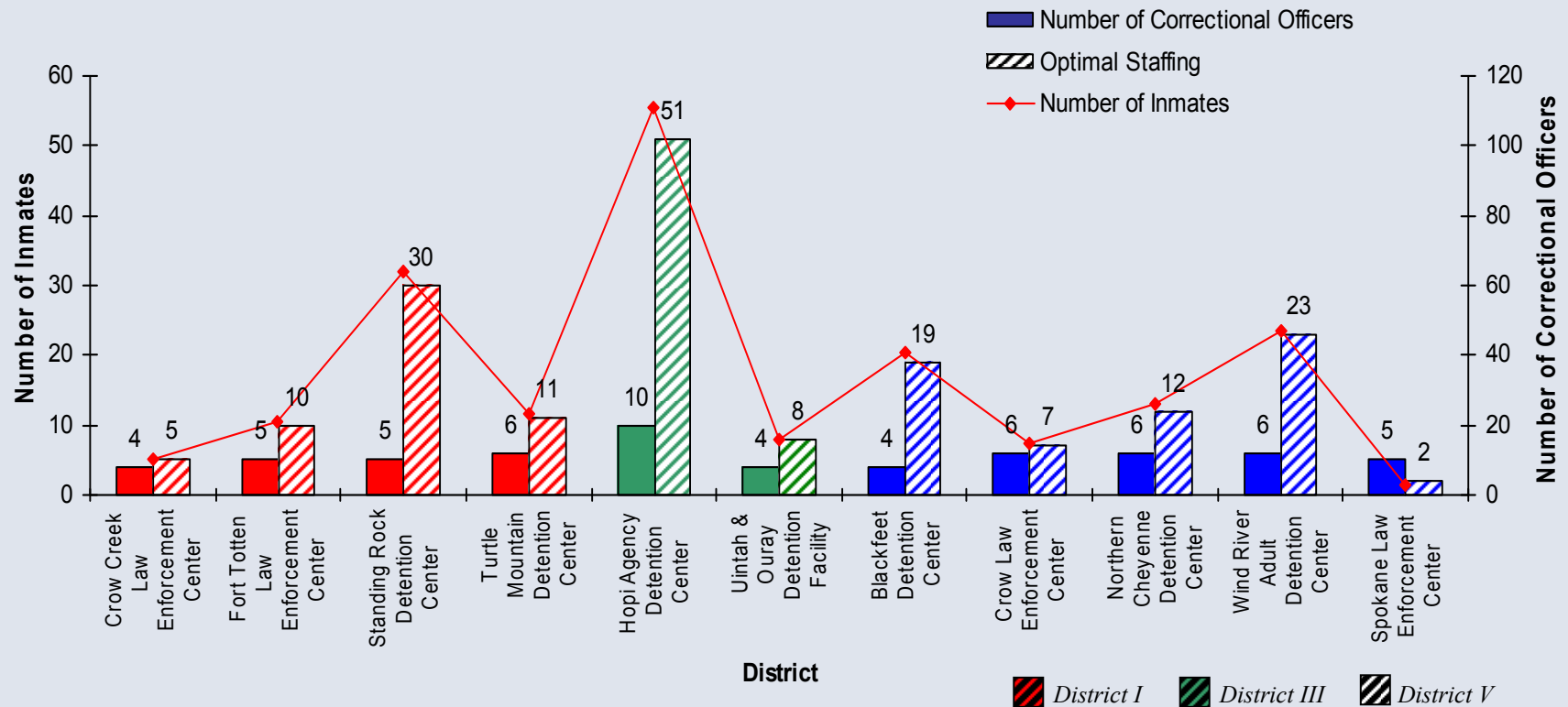
Summary

- To achieve parity with the recommended national ratio of 3.30 officers per 1,000 population, a total of 795 officers needs to be added.
- Given BIA's limited resources, the optimal staffing should be aligned with an indicator that reinforces the need for additional police officers, **crime rate**.^{*} The national crime rate is 216/100,000 population. For example, District III reports an optimal staffing of 183 officers, but the high crime rate may require additional staffing. On the other hand, District II requires an additional 55 officers; however, the crime rate does not indicate an immediate need for additional staffing.

ABC Key Finding: Inadequate staff for Corrections facilities



Number of Correctional Officers – FY05



Summary

- The correctional facilities identified in the graph are 1) BIA operated, 2) open, and 3) contain an inmate population.
- Ten BIA facilities are reported as closed or do not have an inmate population, thus facilities in District IV are not reported (Yankton Sioux, Lower Brule Justice Center, Standing Rock Juvenile Detention, Winnebago Detention Center, Duck Valley Adult Detention Facility, Duck Valley Juvenile Service Center, Haulapai Juvenile Facility).

Program Accomplishments



Law Enforcement

- Crime Prevention
- Operation EAGLE
- Amber Alert implementation
- 70 new vehicles purchased
- Bullet proof vest replacement

Program Accomplishments



Corrections

- Closed four unsafe detention facilities.
- Opening new state of the art detention facilities.
- New detention transportation program – 15 vans.
- New detention officer transport training program.



Truxton Canon Agency Corrections Transport Officers

Program Accomplishments



Other Accomplishments

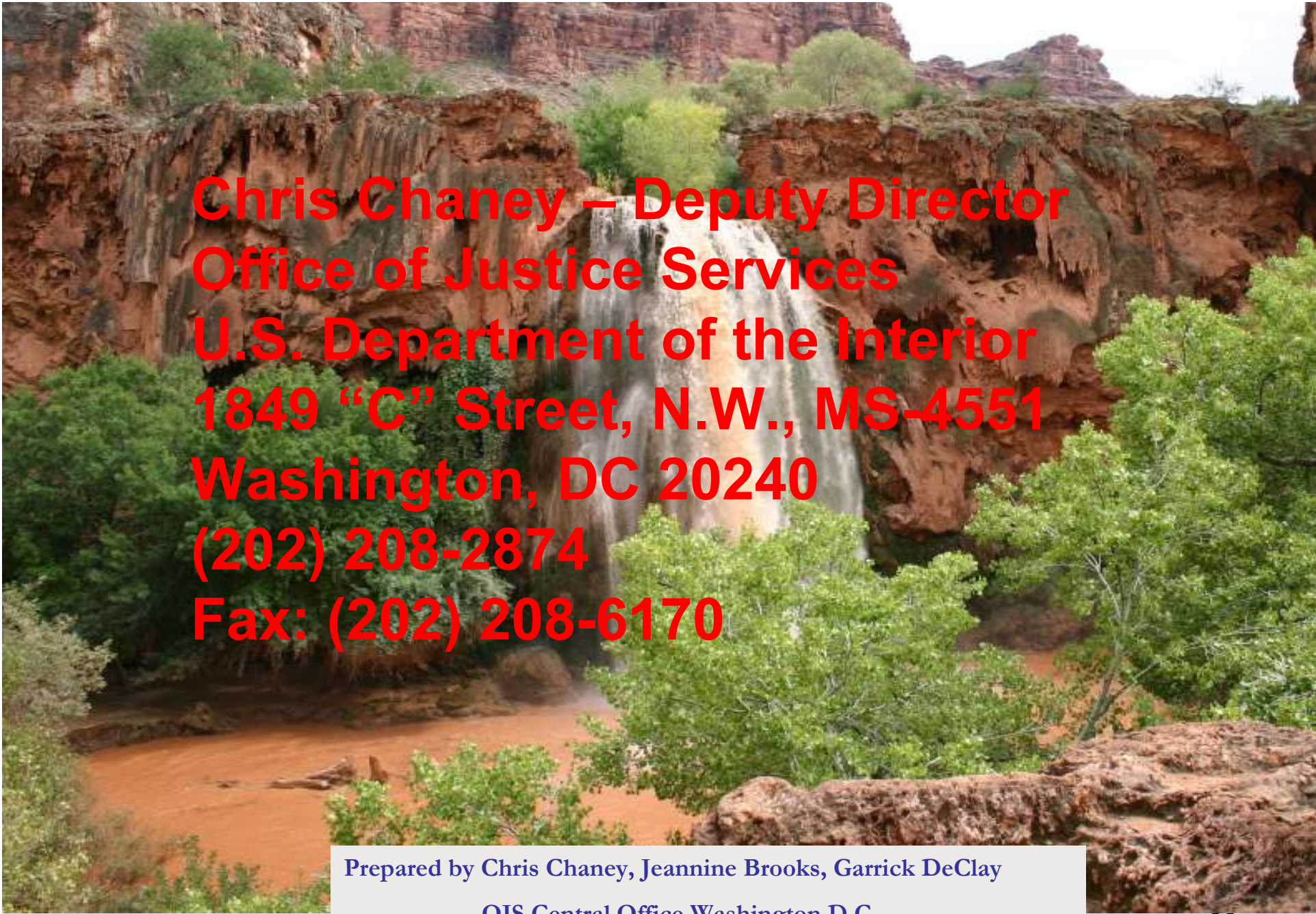
- Completed comprehensive staffing gap analysis for law enforcement, corrections, and related programs. Addresses both BIA and tribal programs.
- Completed PL-280 retrocession of jurisdiction for Santee Sioux.
- Anti-meth Indian country ad campaign under development.
- Adam Walsh Child Protection Act guidance going to tribes.
- Working with DOI law enforcement office to implement DOI's first full-time crime victim coordinator.

Tribal Sex Offender Registries



- Adam Walsh Child Protection Act of 2006
- Tribes can create their own sex offender registries.
- Tribes must opt-in by July 27, 2007 or state assumes responsibility.
- Tribes can delegate responsibility to states.
- DOJ will develop and provide software by July 2008.
- Tribes that opt-in have until July 2009 to implement.





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