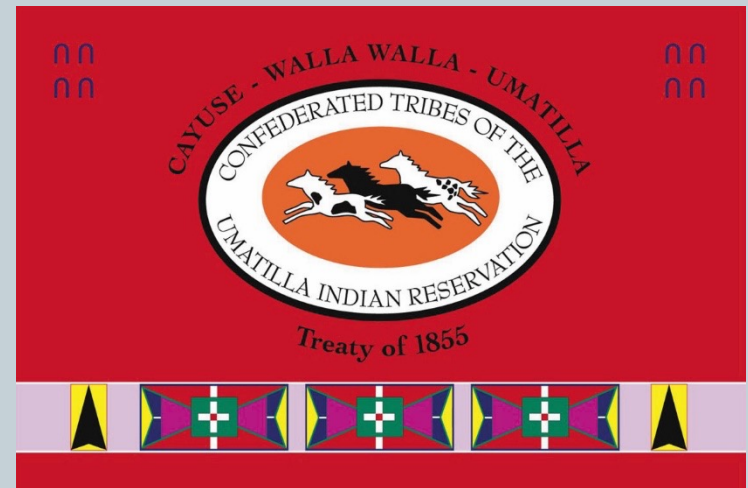


VAWA 22 BOP Tribal Prisoner Program



**PRESENTED BY:
M. BRENT LEONHARD**



BOP Tribal Prisoner Project: Past



- **TLOA BOP Pilot Project (past):**
 - Limited to Major Crimes Act-type crimes (very limited).
 - 2 years had to be left to serve at time of transfer.
 - Were not willing to give prior assessments (e.g., whether conspiracy or attempt counts) – basically it was a wait and see stance.
 - Lots of information needed to be provided for them to be able to assess a safe placement within the BOP system.
 - Very cumbersome

BOP Tribal Prisoner Project: Past



- **TLOA BOP Pilot Project (past):**
 - No tribal consultation prior to starting the program or developing the requirements.
 - Began to “accept” in November of 2020 – at least 4 months before any tribe implemented felony sentencing.
 - Ended in November of 2014
 - Umatilla housed 2 of the 4 or 5 total prisoners in the program before it ended.

BOP Tribal Prisoner Project: Future



- **VAWA 22 BOP Tribal Prisoner Program (future):**
 - Limited to Major Crimes Act-type crimes (very limited).
 - VAWA 22 cuts the 2 year sentence minimum down to 1 year, but may likely still require that a full 1 year must be left to serve at time of transfer.
 - No tribal consultation has been announced – but indications are that they are willing to have discussions with tribes.
 - Present here at ITWG to discuss with us! 😊

BOP Tribal Prisoner Project: Future



- **VAWA 22 BOP Tribal Prisoner Program (future):**
 - Statutory start date is ... Technically it is already available.
 - No sunset date.
 - Still limited to a total of 100 tribal inmates at a given time.
 - Since it is now permanent, there may be an opportunity to work with BOP to develop the program as after it is implemented to improve the process over time.
 - Need an online resource and materials so tribes can submit requests.

BOP Tribal Prisoner Project: Past as Prologue



- **VAWA 22 BOP Tribal Prisoner Program required information (future – if past is prologue):**
 - Name,
 - Gender,
 - Date and place of birth,
 - Tribal affiliation,
 - Offense of conviction and offense conduct (description),
 - Sentencing information,
 - Court ordered financial obligations,
 - Prior record to include descriptions of arrests and convictions,
 - Detainers, pending charges and outstanding warrants,

BOP Tribal Prisoner Project: Past as Prologue



- **VAWA 22 BOP Tribal Prisoner Program required information (future – if past is prologue):**
 - Personal and family data (marital status, children, etc.),
 - Physical condition,
 - Mental and emotional health,
 - History of substance abuse,
 - Educational/vocational history,

BOP Tribal Prisoner Project: Past as Prologue



- **VAWA 22 BOP Tribal Prisoner Program required information (future – if past is prologue):**
 - Gang affiliation,
 - Separation concerns (any one individual or group of individuals that the offender must not come in contact with),
 - Victim information, and
 - Current place of incarceration to include address and contact information.

Questions?

