



SAN DIEGO COUNTY INDIAN GAMING LOCAL COMMUNITY BENEFIT COMMITTEE

Application Form For FY 2011-2012 Grants

- A. Name of Jurisdiction: San Diego Sheriff's Department
- B. Mailing Address of Jurisdiction: 9621 Ridgehaven Court, San Diego, CA 92123
- C. Name of Project: "Law Enforcement on Tribal Lands in San Diego County"
- D. Impacts are associated with which casino(s)? Barona and all area casinos
- E. The following uses are the priorities for receipt of grant money.
Please check all the priorities the project satisfies:

Law Enforcement: XXX	Fire Services	Emergency Medical Services
Environmental Impacts	Water Supplies	Waste Disposal
Behavioral Health	Public Health	Planning and Adjacent Land Uses
Roads	Recreation and Youth Programs	Child Care Programs

- F. On a separate sheet, please provide the following:
 - 1) A complete description of the project;

2) Evidence showing the relationship between the project and impacts on your jurisdiction associated with the particular casino(s) listed under "D" above, and data linking the percentage of the requested funding to the percentage of impacts associated with particular casinos (include the data source); and

3) An explanation of how the proposed project will mitigate impacts of casino(s).

G. Type of grant for which you are applying: (Check each that applies)

1. **60% Nexus Grant (note that only County of San Diego Offices and Departments are eligible for this type of grant)¹ XXX**

2. **20% Non-Nexus Grant XXX**

These "20% Non-Nexus Grants" are intended only for local jurisdictions (County, cities and special districts) impacted by Barona and/or Sycuan Casinos.

3. **20% Non-Nexus Grant XXX**

These "20% Non-Nexus Grants" are intended for local jurisdictions (County, cities and special districts) impacted by casinos of Tribes NOT paying into the Special Distribution Fund² and for assistance to local jurisdictions for one-time large capital projects.

H. What is the project's estimated time frame? July 1, 2012 – June 30, 2013

I. Proportionate share of the project expenditure that mitigates the impact from the casino(s): 100%

J. Amount of funding requested through this application: \$96,342.47

K. What will be the total cost of the project? \$96,342.47

L. If total cost of the project exceeds amount of funding requested, please name other sources of funding that will be contributed to the project and the amount provided by each source: _____

M. On a separate sheet, please describe how you intend to meet the requirement that grant recipients must provide notice to the public, either through a slogan, signage or other mechanism, which states that the project has received funding

¹ County of San Diego is the only "local government jurisdiction" that meets two or more nexus criteria.

² Campo, La Jolla (proposed), La Posta, Pala, Pauma, Rincón, San Pasqual, Santa Ysabel and Viejas Bands.

from the Indian Gaming Special Distribution Fund and further identifies the particular Individual Tribal Casino Account from which the grant derives.

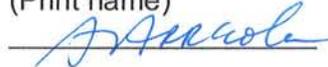
Please e-mail the complete Application to Eric.Lardy@sdcounty.ca.gov **AND** hand-deliver or mail a copy with the page containing the original Authorized Signature to the following address **by March 16, 2012**.

County of San Diego
Attn. Mr. Eric Lardy
1600 Pacific Highway
Room 212, MS A6
San Diego, CA 92101

I, Andrea Arreola, hereby acknowledge that the grant funds requested herein shall be used solely for the purpose that to the best of my knowledge mitigates impacts from casino projects. In compliance with AB 158, I agree to ensure that all grant funds received shall be deposited in a separate interest-bearing account; and at the completion of the project, I agree to return any earned interest or cost savings from the project to the County for reallocation by the Indian Gaming Local Community Benefit Committee.

Submitted by: Andrea Arreola Title: Lieutenant

(Print name)



Date: March 16, 2012

(Authorized Signature)

CONTACT PERSON: Name: Greg Thompson, Office of the Sheriff

Phone: 858-974-2464

Fax: 858-974-2244

E-mail Address: Gregory.Thompson@sdsheriff.org

San Diego County Indian Gaming Local Community Benefit Committee

Attachment F

Description of Project:**Overview**

This is an application for funds to provide professional training to Deputy Sheriffs and allied law enforcement personnel to enhance the quality of law enforcement on tribal lands in San Diego County. This program, **Law Enforcement on Tribal Lands in San Diego County**, will be delivered through the Intertribal Court of Southern California and be presented twice at a tribal venue on the Barona Indian Reservation.

Pursuant to Public Law 280 the San Diego Sheriff's Department has primary law enforcement jurisdiction on tribal lands within San Diego County. The Sheriff's Department deploys patrol deputies from stations and substations to respond to emergency calls and other calls for services. In addition, detectives from those operations and specialized detectives routinely investigate a variety of criminal matters.

The Sheriff's Department works in cooperation with tribal governments, tribal police, local police, and state and federal law enforcement. Over the years, the Sheriff's Department has developed an excellent government to government relationship with tribal leaders. In light of the substantial number of deputies and investigators who work on criminal matters on tribal lands, the scope of law enforcement responsibility, and the complexity of applying PL 280 on sovereign land, tribal leaders have urged the Sheriff to provide professional training in this arena for his deputies, as well as for allied agencies who may respond to emergency calls on tribal lands.

The emergence of Indian Gaming has made the need for specialized knowledge all the more important since it has brought thousands of visitors to San Diego County. The presence of an itinerant population inevitably leads to an increase in calls for service to law enforcement.

Additional factors contribute to the need for law enforcement training now: the growth in the number of Special Law Enforcement Commissions granted by the Department of Interior, the emergence of the Intertribal Court of Southern California, and the recent passage by Congress of the Tribal Law and Order Act. Each of these add complexity to duties that were already complex.

There is no regular training through the Commission on Peace Officer Standards and Training (POST) or any other law enforcement trainer to provide deputies with an understanding of the legal and tactical issues inherent to enforcement on tribal lands in California. Just as significantly, there is no forum to provide deputies with training on matters of sovereignty, concurrent jurisdiction, or the significance of history and culture when enforcing the law in Indian Country. There is a serious need to provide focused, comprehensive training for deputies, as well as the Sheriff's partner agencies, including local, state, and federal agencies.

Background

California is one of six States which operate under Public Law 280, passed into law by Congress in 1953. The federal law gives jurisdiction over criminal matters to State governments and consequently to local law enforcement. Pursuant to Public Law 280, the San Diego Sheriff's Department has primary law enforcement jurisdiction on Tribal Lands for the nineteen (19) federally recognized Tribes within San Diego County and for a portion of one Tribe, whose lands cross Riverside County into San Diego County. The Sheriff's Department works in cooperation with Tribal governments, including Tribal Police, as well as local police, and state and federal law enforcement to respond to calls for service and emergencies and to investigate crimes.

To respond effectively and appropriately requires special knowledge of Indian sovereignty, the rules that govern enforcement in a Public Law 280 state, and cultural issues inherent to enforcement on Tribal Land. This knowledge must be put into the practical context of the role of federal law enforcement and Tribal Police, especially if Tribal Police Officers have been approved for Special Law Enforcement Commissions by the Department of the Interior.

San Diego County now has ten gaming casinos with four new casinos in the planning or building stage, more than any jurisdiction in California. Casinos attract tens of thousands of visitors and customers to Tribal Lands each year. Most are law abiding. Some commit crimes, affecting the quality of life on Tribal Lands and on the surrounding areas. Criminal conduct on Indian reservations includes forgery, credit card fraud, auto theft, burglary, robbery, domestic violence, arson, and murder. The Sheriff's Department provides crime patrol and investigation services for the reservations, including gaming casinos, retail outlets, hotel, and entertainment facilities. Specialized investigators respond in accord with the type of crime. The Sheriff's Central Investigations Division includes Homicide, Domestic Violence, and Child Abuse Units. The Bomb Arson Unit is part of the Emergency Services Division. The work of these units is supported by the Sheriff's Regional Crime Laboratory and other support operations, including the Communications Center.

It is estimated that in the course of a year numerous Deputy Sheriffs will engage in responding to or investigating incidents on Tribal Lands. This proposal is to provide training for Deputy Sheriffs and allied agencies and to do it under the auspices of the Intertribal Court of Southern California.

Program

The Sheriff's Department proposes to provide **Law Enforcement on Tribal Lands in San Diego County** in partnership and under the auspices of the Intertribal Court of Southern California. The goal is to tap the expertise of professionals knowledgeable in legal and law enforcement issues in a Public Law 280 state, federal authorities, and individuals knowledgeable of historic and cultural issues particular to tribal members. The proposed training would be conducted twice on the Barona Indian Reservation. Each training session will last an entire day. It is anticipated that a total of 200 law enforcement officers from the Sheriff's Department, as well as local, state and federal agencies, will participate.

The cost for the full day's training for 200 law enforcement personnel is set at \$96,342.47. This cost does not include reimbursement to law enforcement agencies to back-fill vacancies during the training day; it is expected that the respective departments will cover the cost as their contribution to the program.

The Intertribal Court of Southern California provides legal services for tribal governments. The Court has earned the respect of the state and federal judiciary of California and of law enforcement in the region. Chief Judge Anthony Brandenburg is a former Superior Court Judge who sits on policy making bodies with Justices of the California Supreme Court. Associate Judge John Madigan is a former special assistant in the Sheriff's Department and former frontline law enforcement officer; among his assignments at the Sheriff's Department was to serve as legal advisor on tribal issues.

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Here is a tentative outline for the program.

Law Enforcement on Tribal Lands in San Diego County

- I. Tribal Lands and Tribal Peoples in San Diego County: An Overview
- II. The Impact of Indian Gaming: Compacts, Growth, and Economic Impact
- III. Historic and Cultural Issues for Law Enforcement on Tribal Lands
- IV. Public Law 280: Background, Scope and Impact
- V. The Federal Role on Tribal Lands in a PL 280 State: Concurrent Jurisdiction and Practical Impacts
 - The Tribal Law and Order Act: Purpose and Prospects for Change
- VI. The Role and Authority of Tribal Police Departments
 - The Impact of Special Law Enforcement Commissions
- VII. The Emerging Role of Tribal Courts: Authority, Jurisdiction, Full Faith and Credit
- VIII. The Role of the District Attorney
 - Prosecution, Liaison, Legal Counsel
- IX. Special Law Enforcement Issues
 - Search Warrants and Subpoenas
 - Temporary Restraining Orders
 - Keeping the Peace
 - Special Events: Concerts and Sporting Events
 - Disenrollment
 - Trespassing

Outcomes

The goal for presenting **Law Enforcement on Tribal Lands in San Diego County** is to enhance the quality of law enforcement on tribal lands and the adjacent communities, mitigate certain negative impacts of gaming, and increase the understanding by law enforcement of the law and culture that govern tribal lands in San Diego County.

Cost of Project:

The total cost for the training is \$96,342.47 (please see next page for costing information).

SAN DIEGO COUNTY SHERIFF'S DEPARTMENT

Back-up to Cost Information on Indian Gaming Training
 FY 2012-2013 rates used to estimate costs

CLASS:

Law Enforcement on Tribal Lands in San Diego County

Instructor: Intertribal Court of Southern California

2 training classes: Each class maximum of 100 law enforcement personnel

Includes instructor fee and prep time, materials, food and beverages, and SDSD personnel overtime rates

DESCRIPTION	# of Personnel	# of Hours	OT with Benefits	TOTAL
Cost of 1 class for Sheriff Personnel				
Community Service Officer	1	8	\$ 31.39	\$ 251.12
Deputy Sheriff	94	8	\$ 57.99	\$43,608.48
Special Purpose Officer (Barona)	1	8	\$ 71.62	\$ 572.96
Sheriff's Detective	18	8	\$ 60.89	\$ 8,768.16
Sheriff's Sergeant	27	8	\$ 70.03	\$15,126.48
Sheriff's Lieutenant	10	8	\$ 82.43	\$ 6,594.40
Sheriff's Captain	3	8	\$ 59.38	\$ 1,425.12
Sheriff's Commander	3	8	\$ 68.27	\$ 1,638.48
Assistant Sheriff	1	8	\$ 84.20	\$ 673.60
Greg Thompson	1	8	\$ 78.09	\$ 624.72
TOTAL	159			\$79,283.52

Instruction:

Instructors	Fee	Sub-Total
Instructor fee	2 \$2,000.00	\$4,000.00
Instructor consultation/prep	2 \$2,000.00	\$4,000.00
		<u>\$8,000.00</u>
	Tax @ 7.75%	\$ 620.00
	ISF Fees @ 2.54%	\$ 218.95
TOTAL		<u>\$8,838.95</u>

Meals:

Persons	Meal	Sub-Total
Breakfast	200 \$12.25	\$2,450.00
Lunch	200 \$22.00	\$4,400.00
		<u>\$6,850.00</u>
	Gratuity @ 20%	\$1,370.00
TOTAL		<u>\$8,220.00</u>

TOTAL \$96,342.47

San Diego County Indian Gaming Local Community Benefit Committee

Attachment M

Notice to the Public:

The San Diego County Sheriff's Department would notify the public of an award for "Law Enforcement on Tribal Lands in San Diego County" training through a press release and other publicity as determined by the Sheriff's Media Relations personnel. The Sheriff's Department would also announce the award at community meetings and forums held in the vicinity of tribal lands.