



JURISDICTION IN INDIAN COUNTRY

**A PRESENTATION ABOUT PARTNERSHIPS
WITH A TRIBE TO OVERCOME
JURISDICTION CHALLENGES**



Family Advocacy Center

Executive Director

Amberly's Place

Yuma, AZ

Tori Bourguignon





Founder

**Indian Country Legal Services
Fort Yuma Indian Reservation**

Cody Hartt

Tribes in Yuma, Arizona

Quechan Indian
Tribe



Cocopah Indian
Tribe



Membership: 1000+

Land Base: 6,500 Acres

Located: Arizona

Executive Order -

Facts:

- Casino - Cocopah Casino
- Cocopah RV & Golf Resort
- Cocopah Speedway
- Cocopah Wild River - Family Entertainment Center
- AZ Highway 95
- Reservation borders - CA, Mexico
- Nearby City: Somerton, AZ, Yuma, AZ

Cocopah Indian Tribe*



Government Structure

- Elections
 - Chairman - 2yrs
 - Vice Chairman - 2yrs
 - (3) Councilmembers - 2yrs
 - Next Election July 2024
 - 2nd Friday in July (even years)
 - Nominations from the floor,
 - Chairman has veto power
- Chief of Police - Employee
- Chief Judge - Employee
- Prosecutor - Contractor
- Attorney - Contractor

Cocopah Indian Tribe



Fort Yuma Indian Reservation



Membership: 4000+

Land Base: 45,000 Acres

Located: Arizona & California

Facts:

- Two (2) Casinos (1-AZ) (1-CA),
- U.S. Port of Entry, Andrade POE
- Parking Lot, Andrade
- RV Park, Sleepy Hollow
- Interstate 8, *AADT 22,657
- 503 Homes/ 228 managed by Housing Authority
- Reservation borders - AZ, CA, Mexico
- Nearby Towns:
 - Winterhaven, CA
 - Bard, CA
- Nearby City: Yuma, AZ

Quechan Indian Tribe



Government Structure

- Elections
 - President - 4yrs
 - Vice President - 4yrs
 - (5) Councilmembers - 2yrs
 - 2024 - Council,
 - 2026 - All positions
 - 1st December of even years
 - Nominations (25) 10 days prior to election
 - President has no veto power
- Chief of Police - Appointed
- Chief Judge - Appointed
- Prosecutor - Contractor
- Attorney - Contractor

Quechan Indian Tribe



Jurisdiction Matrix

- Majority of Reservation is in California a PL-280 State
 - Exclusive Jurisdiction - Civil
 - Concurrent Jurisdiction - Criminal
- Tribal Police - Quechan Police Department
 - BIA \$197k base annually
 - Criminal Code
 - Civil Code
 - Juvenile Code
 - Traffic Code - In draft format
- Tribal Court - Quechan Tribal Court
 - Law Trained Judges
 - Attorneys and Lay Advocates
 - Located in Arizona

Fort Yuma Indian Reservation



Services Matrix

- Department of Social Services (BIA-638)
 - \$68k BIA base - Admin
 - IIM
 - ICWA \$88k BIA base
 - Adult Services
 - Direct Assistance
- Victim Services (DOJ-OVAW)
 - \$875k/60 months
 - Referrals, Vouchers, Advocacy
- Tribal Social Service - LIHEAP \$25K*

Fort Yuma Indian Reservation



Grants



Grants

-DOJ

- TRIBAL LAW AND ORDER ACT (TLOA) -2010
- MMIP
- TRIBAL ACCESS PROGRAM -2015
- VAWA - Special Domestic Violence Jurisdiction -2013
 - Special Tribal Criminal Jurisdiction -2022

-BIA

- HHS
- ICWA
- TRIBAL COURTS
- POLICE
- DETENTION

-HHS

- ACF
 - Title IV-E
 - Title IV-B
 - CAPTA

-USDA

-STATE - 12% GAMING

GRANTS TO EXPAND TRIBAL PRIORITY

- OVW Fiscal Year 2024 Electronic Service Protection Order Court Pilot Solicitation
 - 60 Months
 - 2% available to conduct internal assessment
 - 7,500,000 Total
 - 5 awards of - \$1,500,000
 - October 1, 2024
- Purpose Areas Pursuant to 34 U.S.C. § 10462a(c), state or tribal courts with multidisciplinary partnerships shall use the funds to:
 - Develop and implement a program for properly and legally serving protection orders through electronic communication methods to:
 - i) modernize the service process and make the process more effective and efficient;
 - ii) provide for improved safety for victims; and
 - iii) make protection orders enforceable as quickly as possible;
 - Develop best practices relating to the service of protection orders through electronic communication methods;
 - Ensure that the program developed complies with due process requirements and other procedures required by law or by a court; and,
 - Implement any technology necessary to carry out the program developed, such as technology to verify and track the receipt of a protection order by the intended party.



U.S. Department of
JUSTICE

Response

Land Line v. Cellular

Tribal v. Tribal

Location of Incident

Hospital

Victim Services

Report

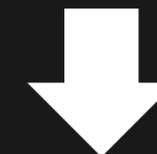
Prosecution

Jurisdiction

911 Calls



**Yuma Police
Department**



**Imperial County Sheriffs
Office**



**California Highway
Patrol**

Land Line v. Cellular

Tribal v. Tribal

**Imperial County Sheriffs
Office**

**Quechan Police
Department**

**Yuma Police
Department**

Non Tribal v. Tribal

**Imperial County Sheriffs
Office**

**Quechan Police
Department**

**Yuma Police
Department**

Location of Incident

Yuma, AZ

Winterhaven, CA

Quechan Reservation

Services

Victim Services

Medical Services

Treatment Services

Child and Family Services

Legal Services

Victim Services

Five bilingual advocates provide:

- 24/7 On Scene Crisis Response
- Forensic Interview
- Forensic Medical
- Court Advocacy
- Emergency Shelter
- Emergent Needs Assessment
- Food/Clothing/Transportation/Financial

Assistance



Reporting Issues:

Who, What, Where, When?

Tribal Customs or Beliefs

Culturally Competent Staff

Training

Connecting with tribal leaders to provide cultural awareness training for each tribe.



