

BUREAU OF JUSTICE ASSISTANCE
Addressing Violent Crime in Tribal Communities
PERFORMANCE MEASURES

The following pages outline general questions and performance measures for the Bureau of Justice Assistance (BJA) Grant Program: *Addressing Violent Crime in Tribal Communities*.

For reporting purposes, a **serious criminal offense** is any felony or any crime of violence, as defined in section 16 of title 18 of the U.S. Code.

18 U.S. Code § 1153. Offenses committed within Indian country.

(a) Any Indian who commits against the person or property of another Indian or other person any of the following offenses, namely, murder, manslaughter, kidnapping, maiming, a felony under chapter 109A, incest, a felony assault under section 113, an assault against an individual who has not attained the age of 16 years, felony child abuse or neglect, arson, burglary, robbery, and a felony under section 661 of this title within the Indian country, shall be subject to the same law and penalties as all other persons committing any of the above offenses, within the exclusive jurisdiction of the United States.

**May not be applicable to grantees in PL280 states, as Congress ceded federal criminal authority to the states under § 1152. For these grantees, the focus on reporting may be more related to State prosecutors versus the US Attorney's Office; however, all grant-related activities should be reported.*

PROGRAM OBJECTIVES

- **Develop strategic action plans.** Track, identify, and quickly respond to increasing crime rates using data and crime analysis to address the needs of the tribe's justice system.
- **Enhance efforts to prevent and respond to violent crime in tribal communities.** Coordinate with key federal and state partners to bolster tribal investigations, forensic analysis, prosecutions, information sharing, and supervision and re-entry.
- **Fortify existing tribal courts.** Implement enhanced sentencing authority provisions of TLOA and/or special domestic violence criminal jurisdiction under the Violence Against Women Reauthorization Act of 2013.
- **Enhance the number and quality of violent crime investigations and prosecutions.** Increase collaborative efforts such as the Tribal Prosecutor SAUSA Program and investment in tools for tribal prosecutors, courts, and corrections to effectively respond to crime and related tribal safety.

STRUCTURE OF THE QUESTIONNAIRE

This questionnaire contains performance measures and narrative (goals and objectives) questions. Complete the performance measures in January and July of each year to report on your activity for the prior 6 months, also known as the reporting period. Be sure to enter your data for the reporting period in the CTAS PA10 Reporting Tool that has been provided to your project coordinator. Once all data has been entered and verified, upload the finalized document to the Grants Management System (GMS) to complete your semi-annual reporting requirements. Your agency's project coordinator (or another designated person with working knowledge of the project) should complete these questions on behalf of your agency.

If you have any questions about the performance measures, please call the BJA PMT Help Desk at 1-888-252-6867 or send an e-mail to bjapmt@ojp.usdoj.gov

BUREAU OF JUSTICE ASSISTANCE
 Addressing Violent Crime in Tribal Communities
PERFORMANCE MEASURES

GENERAL AWARD INFORMATION

1. Please enter the amount of grant funds allocated to each of the following program activities for which grant activities were performed during the reporting period. *This question will help to determine which performance measure questions you will be prompted to answer.*

Activity	Amount Allocated from Grant
Investigations: Support law enforcement in the identification and apprehension of individuals suspected of committing crimes in Tribal communities.	\$ _____
Prosecutions: Hiring Tribal Prosecutors and/or appointing SAUSAs to aid in the prosecution of individuals charged with committing a crime in Tribal communities.	\$ _____
Equipment & Personnel: Purchasing equipment and supplies. Hiring and/or retaining court, probation, law enforcement, or other positions.	\$ _____

2. How many combined full-time equivalent (FTE) full-time and part-time positions are currently staffed for this program? _____

PARTNERSHIPS

Partnerships are defined as collaboration with justice-related and community-based organizations, research partners, community members, or other external organizations who provide support and/or services to the tribal justice system related to the investigation and prosecution of serious/violent crimes.

3. What was the frequency of your interactions with the following agencies / organizations during the reporting period? If you did not have regular interactions, please estimate the frequency. *Check all that apply.*

Agency/Organization	Frequency of Interactions				
	No Partnership	Daily	Weekly	Monthly	Quarterly
Tribal Law Enforcement	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Tribal Judges	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Tribal Prosecutors	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Tribal Public Defenders	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Tribal Corrections/Community Supervision	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Bureau of Indian Affairs (BIA)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Federal Bureau of Investigations (FBI)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
United States Attorney's Office (USAO)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Federal Bureau of Prisons (BOP)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Federal Law Enforcement (ATF, DEA, etc.)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

BUREAU OF JUSTICE ASSISTANCE
 Addressing Violent Crime in Tribal Communities
PERFORMANCE MEASURES

State or Local Law Enforcement	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
State or Local Prosecution	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
State or Local Public Defenders and Indian Legal Services	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
State or Local Judges	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
State or Local Correctional Departments	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
State or Local Community Supervision	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Victim Service Coordinators	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Behavioral/Mental Health Services	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Other partners (specify)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

BASELINE

The baseline questions gather information about activities involving serious criminal offenses that occurred **prior** to the grant becoming operational. Types of serious/violent crimes to report on include, but are not limited to:

- | | | | |
|---------------------------|----------------------------|----------------------------|----------------------------|
| <i>Criminal homicide</i> | <i>Gang-involved crime</i> | <i>Prostitution</i> | <i>Child exploitation</i> |
| <i>Sexual assault</i> | <i>Drug trafficking</i> | <i>Kidnapping</i> | <i>Motor vehicle theft</i> |
| <i>Aggravated assault</i> | <i>Cybercrimes</i> | <i>Child abuse/neglect</i> | <i>First degree</i> |
| <i>Robbery</i> | <i>Sex trafficking</i> | <i>Child pornography</i> | <i>burglary</i> |

4. In the **6 months prior** to the start of the grant, please provide the number of times each of the following activities took place in response to serious and violent crime:

Activity		Number
A.	Number of reports taken for serious/violent crimes	
B.	Number of serious/violent criminal investigations	
C.	Number of arrests for serious/violent crimes (exclude violation of protection order)	
D.	Number of indictments (in tribal, federal, and state court)	
E.	Number of cases declined for prosecution	

5. In the **6 months prior** to the start of the grant, please enter the following:
- A. How many serious and violent cases were filed in tribal, federal, or state court?
A case is filed when a charging document (complaint, information, or indictment) is placed on the court docket.
- B. How many cases were disposed in tribal, federal, or state court? *A disposition is the final determination regarding one or more criminal charges against the same defendant; this includes plea agreements, dismissals, and verdicts in jury and bench trials.*

		Tribal Court	Federal Court	State Court
A.	Number of cases filed			
B.	Number of cases disposed			

BUREAU OF JUSTICE ASSISTANCE
Addressing Violent Crime in Tribal Communities
PERFORMANCE MEASURES

INVESTIGATIONS

6. Please indicate which crimes were investigated through your project during the reporting period.
Check all that apply.

Serious/Violent Crime		Investigated?	
		Yes	No
A.	Criminal homicide (to include vehicular homicides and manslaughter)	<input type="radio"/>	<input type="radio"/>
B.	Forcible rape/sexual assault	<input type="radio"/>	<input type="radio"/>
C.	Aggravated assault (to include assault with a dangerous weapon, strangulation, and assault resulting in serious bodily injury)	<input type="radio"/>	<input type="radio"/>
D.	Robbery	<input type="radio"/>	<input type="radio"/>
E.	Gang-involved gun/violent crime	<input type="radio"/>	<input type="radio"/>
F.	Drug Offenses (to include possession, distribution, and manufacturing)	<input type="radio"/>	<input type="radio"/>
G.	Cybercrimes (e.g., cyberstalking, identity theft, other computer-related offenses)	<input type="radio"/>	<input type="radio"/>
H.	Sex trafficking	<input type="radio"/>	<input type="radio"/>
I.	Prostitution	<input type="radio"/>	<input type="radio"/>
J.	Kidnapping (e.g., abduction)	<input type="radio"/>	<input type="radio"/>
K.	Crimes against children (e.g., child molestation, child abuse/neglect, child pornography/exploitation)	<input type="radio"/>	<input type="radio"/>
L.	Property crimes (to include vehicle theft, malicious destruction of property, larceny, and shoplifting)	<input type="radio"/>	<input type="radio"/>
M.	Driving While Under the Influence	<input type="radio"/>	<input type="radio"/>
N.	Misdemeanor assault and battery (unrelated to domestic violence)	<input type="radio"/>	<input type="radio"/>
O.	Burglary	<input type="radio"/>	<input type="radio"/>
P.	Trespass (to include violations of exclusion or banishment orders)	<input type="radio"/>	<input type="radio"/>
Q.	Arson	<input type="radio"/>	<input type="radio"/>
R.	Stalking	<input type="radio"/>	<input type="radio"/>
S.	Other (specify)	<input type="radio"/>	<input type="radio"/>

7. During the reporting period, please provide the number of times each of the following activities took place in response to serious and violent crime:

Activity	Number
A. Number of reports taken for serious/violent crimes	
B. Number of serious/violent criminal investigations	
C. Number of arrests for serious/violent crimes (exclude violation of protection order)	
D. Number of indictments (in tribal, federal, and state court)	
E. Number of cases declined for prosecution	

BUREAU OF JUSTICE ASSISTANCE
Addressing Violent Crime in Tribal Communities
PERFORMANCE MEASURES

8. Of the number of cases declined for prosecution during the reporting period (indicated in your response to question 7E), please enter how many were declined for the following reasons:¹

Reason for Declination		Number
A.	Does not meet the Probable Cause Requirements	
B.	Lacks a substantial federal interest	
C.	Referred for prosecution in another jurisdiction	
D.	Pretrial diversion or non-criminal disposition recommended	
E.	Unknown	
F.	Other (specify)	

PROSECUTIONS

9. Fill out the table below indicating the TOTAL number of prosecutions in tribal, federal, and state court that took place during the reporting period for each type of crime:

Serious/Violent Crime Type		Number
A.	Criminal homicide (to include vehicular homicides and manslaughter)	
B.	Forcible rape/sexual assault	
C.	Aggravated assault (to include assault with a dangerous weapon, strangulation, and assault resulting in serious bodily injury)	
D.	Robbery	
E.	Gang-involved gun/violent crime	
F.	Drug Offenses (to include possession, distribution, and manufacturing)	
G.	Cybercrimes (e.g., cyberstalking, identity theft, other computer-related offenses)	
H.	Sex trafficking	
I.	Prostitution	
J.	Kidnapping (e.g., abduction)	
K.	Crimes against children (e.g., child molestation, child abuse/neglect, child pornography/exploitation)	
L.	Property crimes (to include vehicle theft, malicious destruction of property, larceny, and shoplifting)	
M.	Driving While Under the Influence	
N.	Misdemeanor assault and battery (unrelated to domestic violence)	
O.	Burglary	
P.	Trespass (to include violations of exclusion or banishment orders)	
Q.	Arson	
R.	Stalking	
S.	Other (specify)	

¹ <https://www.justice.gov/jm/jm-9-27000-principles-federal-prosecution>

BUREAU OF JUSTICE ASSISTANCE
 Addressing Violent Crime in Tribal Communities
PERFORMANCE MEASURES

10. Please enter the number of cases that fit in each category below for the reporting period.
A case is defined as the indictment of an individual with any number of charges stemming from the same incident. If there are multiple charges, count only the most serious charge.

Case Outcome		Tribal Court	Federal Court	State Court
A.	NEW criminal complaints filed			
B.	Cases dismissed by the Court (e.g., prosecutor did not proceed)			
C.	Resulted in a plea bargain (e.g., defendant pleads guilty to a lesser charge or reduced sentence)			
D.	Resolved with a conviction following a trial (e.g., a finding of guilt by judge or jury)			
E.	Ended with an acquittal (e.g., finding of not guilty by judge or jury)			
F.	Ended in mistrial (e.g., an invalid trial due to an error or a hung jury)			

11. Of the total number of cases (tribal + federal + state) resolved with a conviction or plea agreement (questions 10C + 10D), enter the number of times each of the following sentences was imposed:

- A. Number of cases with sentences of incarceration only _____
- B. Number of cases with sentences of alternatives to incarceration only _____
Alternatives to incarceration are defined as any type of punishment or treatment given to a person convicted of a crime that is not time in jail or prison.
- C. Number of cases with sentences of **both** incarceration and alternatives to incarceration _____

12. Please indicate which of the following activities have been completed during the reporting period as a result of grant activity. *Check all that apply.*

Activity	Completed?	
	Yes	No
Signed an MOU with the U.S. Attorney's Office (USAO) to coordinate prosecution of serious/violent criminal cases	<input type="radio"/>	<input type="radio"/>
Signed an MOU with the State Prosecutor's Office	<input type="radio"/>	<input type="radio"/>
Hired a Tribal Prosecutor	<input type="radio"/>	<input type="radio"/>
Appointed Tribal Prosecutor as a Special Assistant U.S. Attorney (SAUSA)	<input type="radio"/>	<input type="radio"/>
Renewed or obtained new Special Law Enforcement Commissions (SLECs) for tribal police officer(s)	<input type="radio"/>	<input type="radio"/>
Worked to revise tribal laws, codes, or policies	<input type="radio"/>	<input type="radio"/>

13. How many Tribal Prosecutors were hired during the reporting period? _____
Enter '0' if you did not hire any prosecutors during the reporting period.

14. How many Tribal Prosecutors were appointed as SAUSA during the reporting period? _____
Enter '0' if you did not appoint any prosecutors as SAUSA during the reporting period.

BUREAU OF JUSTICE ASSISTANCE
 Addressing Violent Crime in Tribal Communities
PERFORMANCE MEASURES

TECHNICAL ASSISTANCE

15. Did you receive any technical assistance (TA) during the reporting period?
TA is targeted assistance for the purpose of assessing gaps, barriers and needs, developing strategic plans, or creating innovative approaches to emerging or complex issues.

A. ____ Yes/No (If No, go to Goals and Objectives section)

16. For each TA provider you interacted with during the reporting period, please enter the following:

Name of TA Provider	Number of Interactions	Satisfaction	Comments
[Open text]	[Positive whole number]	Very Satisfied; Satisfied; Neither Satisfied nor Dissatisfied; Dissatisfied; Very Dissatisfied	[Open text]

GOALS AND OBJECTIVES

Identify the goals you hope to achieve with your funding. If you have multiple goals, please report on each separately and repeat questions 1-5 for **each goal**.

1. Please identify the goal(s) you hope to achieve with your funding.

2. What is the current status of this goal?

- A. Not yet started
- B. In progress
- C. Delayed
- D. Completed
- E. Goal no longer applicable (explain) _____

3. During the last 6 months, please describe any progress you made related to this goal.

4. During the last 6 months, please describe any barriers you encountered related to this goal.

5. In the next 6 months, what major activities are planned for this goal?

6. Do you have another goal you hope to achieve with your grant funding?

A. Yes/No (If Yes, repeat questions 1-5 for each additional goal)

BUREAU OF JUSTICE ASSISTANCE
Addressing Violent Crime in Tribal Communities
PERFORMANCE MEASURES

CLOSEOUT

These questions are completed only once at the close of the grant.

1. How does the tribe plan to continue this initiative after the grant period has ended?

2. What funds has the tribe identified to support continued funding of this program?

3. What obstacles does the tribe foresee in continuing this program beyond the grant award? How do you plan to address/overcome these obstacles?
