



December 2, 2011

SORNA Substantial Implementation Review Omaha Tribe of Nebraska

The U.S. Department of Justice, Office of Justice Programs, Office of Sex Offender Sentencing, Monitoring, Apprehending, Registering, and Tracking (SMART) would like to thank the Omaha Tribe of Nebraska for the extensive work that has gone into its effort to substantially implement Title I of the Adam Walsh Act, the Sex Offender Registration and Notification Act (SORNA). The SMART Office has completed its review of the Omaha Tribe of Nebraska's SORNA substantial implementation packet and has found that the Omaha Tribe of Nebraska has substantially implemented SORNA.

On April 18, 2011, the Omaha Tribe of Nebraska submitted a substantial implementation package that included several exhibits, including background information on the tribe and its criminal justice system, courts, and police department; policies and procedures regarding sex offender registration; the tribe's sex offender registration law; and other relevant additional laws. They provided forms and memoranda of agreement with other law enforcement agencies. In addition, email and phone correspondence with Kathy Busch, Tribal Attorney filled in gaps in information and procedure, which informed our review.

Our review of these materials follows the outline of the SMART Office Substantial Implementation Checklist-Revised, which contains 14 relevant sections addressing the SORNA requirements. Under each section, we indicate that the Omaha Tribe of Nebraska meets the SORNA requirements of that section.

I. Immediate Transfer of Information

The Omaha Tribe of Nebraska meets all of the SORNA requirements in this section.

II. Offenses that Must Be Included in the Registry

The Omaha Tribe of Nebraska meets all of the SORNA requirements in this section.

III. Tiering of Offenses

The Omaha Tribe of Nebraska meets all of the SORNA requirements in this section.

IV. Required Registration Information

The Omaha Tribe of Nebraska meets all of the SORNA requirements in this section.

V. Where Registration is Required

The Omaha Tribe of Nebraska meets all of the SORNA requirements in this section.

VI. Initial Registration: Timing and Notice

The Omaha Tribe of Nebraska meets all of the SORNA requirements in this section.

VII. Initial Registration: Retroactive Classes of Offenders

The Omaha Tribe of Nebraska meets all of the SORNA requirements in this section.

VIII. Keeping the Registration Current

The Omaha Tribe of Nebraska meets all of the SORNA requirements in this section.

IX. Verification/Appearance Requirements

The Omaha Tribe of Nebraska meets all of the SORNA requirements in this section.

X. Public Registry Website Requirements

The Omaha Tribe of Nebraska meets all of the SORNA requirements in this section.

XI. Community Notification

The Omaha Tribe of Nebraska meets all of the SORNA requirements in this section.

XII. When a Sex Offender Fails to Appear for Registration

The Omaha Tribe of Nebraska meets all of the SORNA requirements in this section.

XIII. When a Jurisdiction has Information that a Sex Offender may have Absconded

The Omaha Tribe of Nebraska meets all of the SORNA requirements in this section.

XIV. Other Considerations

The Tribe's substantial implementation submission followed very closely with the model code and their substantial implementation package was thorough. Kathy Busch, the Tribal Attorney, was responsive to all of the questions and concerns of the SMART Office. The

Omaha Tribe of Nebraska is to be commended for the work they have done in substantially implementing SORNA.

Conclusion

The Omaha Tribe of Nebraska has put forth exceptional work and effort in adopting SORNA and enhancing its sex offender registration and notification system.