

Tribal Resolution Requirements (Addendum A)

Tribes must provide a valid Tribal Resolution, signed by an authorized official or body representing the tribal entity, that provides assurances that:

1. The tribal entity is a federally recognized Indian tribe or Alaskan Native organization that has a law enforcement function as determined by the Secretary of Interior in consultation with the Attorney General.
2. The tribe shall agree to attempt to comply with the core requirements (details contained in Section 223(1) (11-14) of the Juvenile Justice and Delinquency Prevention Act Reauthorization 2018) applicable to the detention and confinement of juvenile by developing and implementing tribal strategy designed to:
 - a. Provides those juveniles who are charged with or who have committee offenses that would not be criminal if committed by adults and non-offenders (i.e., dependent or neglected youth) shall not be placed in secure detention facilities, jails, lockups, or secure correctional facilities;
 - b. Provide that no juvenile shall be detained or confide in any institution in which they have sight or sound contact with adult inmates;
 - c. Provide that no juvenile shall be detained or confined in any jail or lockup for adults; and
 - d. Provide for an effective system of monitoring jails, lock-ups, detention facilities, and correctional facilities to ensure that the core requirements are met.
3. The tribe will identify the juvenile justice needs to be served by these funds within the geographical area in which an Indian tribe has jurisdiction.
4. The tribe will allow the state to conduct an analysis of its juvenile crime problems and determine the extent to which the tribe is complying with the core requirements applicable to the detention and confinement of juveniles. If the tribe is not in compliance, the tribe must develop a strategy to rectify the issue.
5. Each application to the state for funds under the Indian pass-through program must identify how the proposed use of funds is consistent with the tribe's strategy.