

REDDING RANCHERIA TRIBAL GOVERNMENT POLICIES

Chapter TP 1-150

Redding Rancheria Sexual Offender Policy



November 25, 2019

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SECTION 1: PURPOSE

The Redding Rancheria Tribal Government is committed to taking all reasonable, necessary, and proper actions, within its power, to protect the children and families who attend tribal events from the inherent dangers of unsupervised contact with known sexual offenders. The purpose of this policy is to fulfill the Redding Rancheria's commitment to protect the emotional and physical well-being of children, staff, and parents by prohibiting any convicted sexual offender, or any person who is a registered sexual offender, from attending any tribal event where children are expected to be present. Such events include but are not limited to the 40% Carnival, Member's Christmas Party, Member's Campout, Education Department activities, Youth Leadership Events, youth activities, and any event held at the Head Start and Day Care as set forth in TP 8-231.

SECTION 2: BACKGROUND AND INTENT

The intent of this policy is to extend the protections to all children who attend tribal events that the Tribal Council assured to students at the Redding Rancheria Head Start when it adopted TP 8-231 by prohibiting parents, guardians, relatives, or any others who are sexual offenders from entering or participating in tribal events held specifically for children and families or events where it is reasonably anticipated that children will be present.

SECTION 3: DEFINITIONS

- (a) Tribe: The term "Tribe" as used in this policy shall mean the Redding Rancheria.
- (b) Tribal Council: The term "Tribe Council" as used in this policy shall mean the duly elected governing body of the Redding Rancheria.
- (c) CEO: Is the Chief Executive Officer of the Redding Rancheria.
- (d) Tribal Event Where Children are Present: Means any event organized, paid for, sponsored by the Redding Rancheria, one of its programs or enterprises, for entertainment, education, or participation of children and their families. Such events include but are not limited to the 40% Carnival, Member's Christmas Party, Member's Campout, Youth Leadership, and events put on or funded by the Redding Rancheria Education Department, youth activities or other events as determined by the Tribal Council, but does not include regular Tuesday meetings of the Tribal Council and Regular Monthly Meetings of the General Membership.
- (e) Sexual Offender: The term "Sexual Offender" as used in this policy means any person convicted in a court of competent jurisdiction of an offense

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involving sexual abuse or sexual assault and any person whose name appears on the registry of sexual offenders in any state, territory, or country.

SECTION 4: DELEGATED AUTHORITY

The CEO is hereby delegated all administrative authority to carry out this policy. Such authority shall include, but not be limited to the following:

- (a) Identifying known sex offenders through use of any state, federal, or tribal registry of convicted sexual offenders and sending notice to such offenders that they are prohibited from attending tribal events covered by this policy;
- (b) Designating procedures for allowing those persons, identified as sexual offenders and prohibited from certain tribal events under this policy, a right to appeal that determination to the Redding Rancheria Tribal Court for final determination as whether the person is a sex offender; and
- (c) Delegating such duties to other staff, as the CEO deems appropriate.

SECTION 5: SEXUAL OFFENDERS AT TRIBAL EVENTS WHERE CHILDREN ARE PRESENT

- (a) It is the policy of the Redding Rancheria that no Sexual Offender, as defined herein, is permitted entry into, or participation in, any event, for any purpose, where children are present as defined above in Section 3(d).
- (b) A tribal member prohibited from participation in any event where children are present shall not be eligible to receive an honorarium for that meeting.
- (c) This policy does not prohibit a tribal member sex offender from participation in tribal government by attending regular Tuesday meetings of the Tribal Council and regular monthly meetings of the General Membership.
- (d) The CEO or his/her designee is hereby directed and authorized to make diligent efforts and check the registries of sex offenders from the various states, tribes, and Federal Government to determine if such registries contain names of persons likely to seek admittance or participation in a tribal event and to advise any such person whose name appears on a sexual offender registry that their attendance at the events covered by this policy is prohibited.
- (e) Any person who is notified that he/she is prohibited from tribal events pursuant to this policy may appeal such determination to the Redding Rancheria Tribal Court whose findings shall be final.

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SECTION 6: REVIEW

The CEO shall review this policy each year and shall such make recommendations, if any, for its amendment as appropriate for the effective administration hereof.

Legislative History:

Originally Adopted by Tribal Council Resolution #097-11-25-19, dated November 25, 2019.