



**KEWEENAW
BAY INDIAN
COMMUNITY
TRIBAL
COMMUNITY
RESPONSE
PLAN FOR
MISSING OR
MURDERED
INDIVIDUALS**

Prepared By :

JLyn Jorgenson
Assistant Tribal Attorney/
Assistant Tribal Prosecutor

16429 Bear Town Road
Baraga, MI 49908



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This Tribal Community Response Plan (TCPR) provides internal guidance for the Keweenaw Bay Indian Community. It is not intended to, does not, and may not be relied upon to create any rights, substantive or procedural, enforceable at law by any party in any matter civil or criminal.



MISSION STATEMENT AND PURPOSE



• MISSION STATEMENT

This Tribal Community Response Plan (TCRP) for Missing or Murdered Indigenous Peoples Cases acts as a guide for the people of the Keweenaw Bay Indian Community - Lake Superior Band of Chippewa Indians. This guide is specifically tailored to the specific needs, culture and resources of the Wiikwedong Dazhi-Ojibwe, On Near By The Bay, or the Keweenaw Bay Indian Community to be utilized when responding to Missing or Murdered Indigenous Peoples Cases.

• PURPOSE STATEMENT

Sovereign nations, tribal governments and American Indian and Alaskan Native (AIAN) organizations have been trying to bring attention to the pandemic that is missing and murdered members of the tribal communities. There is a widespread lack of communication and reporting when it comes to missing or murdered indigenous peoples who live off of the reservation. Only 22% of the United States' indigenous population lives within reservation boundaries, where when someone goes missing, the community, and tribal law enforcement band together in search efforts. Of the 78% of indigenous peoples who live outside of the reservation boundaries, 60% live in urban areas. Cities offer few ties to Indigenous cultures, communities, and tribal law enforcement.

The Violence Against Women Act (VAWA) and the Tribal Law and Order Act (TLOA) have helped bring attention to the high rate of violence in Indian Country and the gaps in identifying crime trends in Indian Country.

Under Executive Order 13898, the Presidential Task Force on Missing and Murdered American Indians and Alaska Natives was directed to conduct consultations; develop model protocols to apply to new and unsolved cases of missing or murdered persons in American Indian and Alaska Native (AI/AN) communities, including best practices for law enforcement response, data sharing, and better use of databases; establish multi-disciplinary and multi-jurisdictional teams to review cold cases that involve missing and murdered AI/AN; and develop both an education/outreach campaign and a public awareness campaign.

In 2019, Savanna's Act, which directs the Department of Justice to develop law enforcement protocols to address the issue, and the Not Invisible Act of 2019, which directs the Department of the Interior and the Department of Justice to establish a joint commission on violent crime within and against the Native American community were signed into law.

On November 15, 2021, President Biden signed Executive Order 14053 which is aimed at improving public safety and criminal justice for Native Americans and addressing the issues of missing or murdered Indigenous people.

All of the responses include direction to develop guidelines or protocols to apply to, address, or respond to missing AIAN persons cases.

The Keweenaw Bay Indian Community is committed to the creation of a MMIP Response Plan both locally and nationally.





LAW ENFORCEMENT RESPONSE PLAN



- **VISION**

The Keweenaw Bay Indian Community Tribal Police Department consider missing person(s) cases of the highest priority and will respond accordingly. KBIC Tribal Police will respond to take the report, initiate a search if necessary, and quickly entering the information into the appropriate local, state, and NCIC law enforcement databases. KBIC Tribal Police will work with and maintain communication with the families of the missing or murdered, Niimigimiwang, Tribal Social Services, local, state and federal law enforcement agencies, the prosecutor's office, and more.

- **GENERAL INFORMATION**

The manner in which missing person cases are initially handled, and the speed with which pertinent information is distributed to local officers and area law enforcement agencies is critical to the successful outcome of the case.

- Officers will conduct proper investigations, prepare necessary reports, and request appropriate state and NCIC computer entries. All entries for missing persons shall meet the FBI, CJIS AND NCIC missing person criteria.
- Officers will notify local FBI agent as soon as a missing-person case is reported/confirmed.
- Dispatchers will expedite entering missing person information into the appropriate database and ensure that the entry contains accurate and complete information.



VICTIM SERVICES RESPONSE PLAN

• VISION

The Keweenaw Bay Indian Community Niimigimiwang Transitional Home Program & Services staffed by our Victim Advocates, are committed to providing services to the immediate family of a missing or murdered indigenous person(s) including: providing an understanding of the investigative process, resources, and emotional support during a time of tragedy. They matter, their loved one matters, and their voices matter.

• MISSION STATEMENT

Niimigimiwang will provide a collaborative approach to ensure that the needs of the families of the missing or murdered are met with empathy, sensitivity, understanding, and confidentially while keeping the importance of cultural values at the forefront of our minds.

When a person(s) is reported missing within the exterior boundaries of the Keweenaw Bay Indian Community and an investigation is started; the Keweenaw Bay Indian Community Tribal Police Department informs the Victim Services Coordinator (VSC) of Niimigimiwang or designee and the Coordinator or designee will initiate the Victim Services Response Team (VSRT).

• DEFINITIONS

For the purpose of this policy, the following terms will be defined as followed:

- Victim Services Coordinator (VSC) - Person responsible for overseeing Niimigimiwang.
- Victim Services Response Team (VSRT) - Those working under the VSC.
- Point of Contact (POC) - Person responsible for assisting victims and families for a designated service.
- Central Meet Location (CML) - Central meeting place for immediate family members and the VSRT.

• VICTIM SERVICES RESPONSE TEAM (VSRT)

The Victim Services Team is comprised of Victim Service Providers such as a Family & Support Liaison, Law Enforcement Liaison and Cultural Specialist Liaison. Each member of the VSRT will be trained in providing care through a trauma informed approach, emotional support, and assess needs through victim centered standards.

- The VSRT will work to ensure that all victim family interaction occurs in a victim centered manner by assessing the needs and concerns of the families and delivering services in a compassionate and non-judgmental manner.
- The VSRT will assist investigators in their interactions with families so that victims can be provided information, heard, and made to feel safe.
- The VSRT will seek to reduce the system impacts that can cause trauma to families while supporting the needs of victim families. This will be accomplished by listening, providing support, managing expectations, planning and sharing information with families with honesty and respect.
- The VSRT will work to ensure that all victim family contact occurs in a culturally appropriate way incorporating the background, belief system, family structure, history, language, and customs of the family



VICTIM SERVICES RESPONSE PLAN

• VICTIM SERVICES RESPONSE TEAM (VSRT) CONTINUED

The VSRT will work collaboratively both with members of the Tribal Community Response Plan along with KBIC Tribal Social Services, medical and behavioral health providers, the FBI victim specialists, prosecutor's offices or U.S. Attorneys (including USAO victim specialists), and other appropriate agencies. The VSRT can assist these entities with understanding the victimology, vulnerability, and historical context of the victim and their family.

The VSRT will serve as a systems-based Victim Services Program (VSP). As a system-based program there will be limited confidentiality between the team members and the victim and their family. All discoverable information including statements, text, email and social media communications provided to the VSRT will be provided to the investigative agency. The VSRT will encourage collaboration with community-based VSPs recognizing that this collaboration may require a victim's advocate to provide information to law enforcement about any exculpatory or inculpatory statements made by the victim to the advocate. If a community-based VSP will be engaged to assist the family, the VSRT will ensure that appropriate releases for the sharing of information to assist the investigation are executed.

• INITIATING THE VICTIM SERVICES RESPONSE TEAM

ESTABLISHING POINTS OF CONTACT (POC)

Victim Service Coordinator will assign points of contact for the following areas:

- Family & Support Liaison
 - Will be the main support person(s) for immediate family of the victim. They will offer comfort, listening, and coordination between other points of contact on the VSRT. They will disseminate informational packets to the family of the victim.
 - Law Enforcement Liaison
 - Will relay important updates from LE to the VSRT as well as the family. They will also update the LE agencies working on the case of any vital information relevant to the case provided by the family or friends of the victim. The LE will also coordinate with the Family & Support Liaison.
 - Cultural Specialist Liaison
 - The Cultural Specialist Liaison can offer spiritual guidance, prayer, fire, story-telling and or any other traditional practices requested by the family.

Each point of contact (POC) name and number will be disbursed by the VSC or their designee amongst all Victim Services Response Team members and Law Enforcement currently involved in the investigation. The list will also be written on a board inside the Central Meet Location (CML).

EDUCATING VICTIM FAMILIES

The VSC or their designee will meet with the victim family as early as possible to explain the roles and duties of the VSRT and the law enforcement agency responsible for the investigation. At this meeting, the VSC will educate the family about the limits of confidentiality and how the VSC will be sharing information with law enforcement. The VSC will gather information about the victim along with past trauma history or involvement with social services or behavioral health providers. The VSC should also establish the legal next-of kin and determine how the family desires to receive updates as they become available.



VICTIM SERVICES RESPONSE PLAN

• SERVICES PROVIDED BY NIIMIGIMIWANG

- Transportation
- Engagement Activities (for at home & CML, ex. crafts, coloring, painting, sharing stories)
- Crisis Counseling
- Case Updates
- Coordination with Community Response Team and outside agencies
- Emergency Housing Assistance

• CENTRAL MEET LOCATION

A distinct CML will be identified for immediate family and the VSRT. This CML will be separate from the CML used by community members and volunteers. If necessary, because of family circumstances, a second CML for family use may be established. The location will be chosen based on availability.

• INFORMATIONAL PACKETS & DISSEMINATION

Informational packets will be given out to immediate family who have been identified as emergency contacts. The Family & Support Liaison will be responsible for disseminating the informational packets. These packets will include forms that may be filled out and returned to the Family & Support Liaison. It will ensure we have the most up to date information to provide the immediate family involved with any case update information when it becomes available. The Family & Support Liaison should encourage completion of forms in a timely manner to assist the VSC in providing contact to the appropriate family members. The packet will include:

- Immediate Family Contact Form
- Temporary stay location (If applicable, ex. hotel, staying with other family/friend)
- Contact information for cultural/spiritual guidance and/or counseling services in the area
- VSRT Contact List
- List of local eateries, lodging facilities, medical facilities, and traditional services locations

• DOCUMENTATION OF MMIW CASES

Each POC will follow their own internal departmental record retention policy.

• MISSING PERSON(S) IDENTIFIED SAFELY

The VSRT will continue to provide support to immediate family as needed. A Victim Advocate will be assigned by the VSC or their designee to work one on one with the person who has been found safely to assess their needs. The VSC or their designee will provide the following services to the victim and their family:

- Providing transportation and support during any medical examination or forensic examination necessary.
- Identifying resources to assist with travel, if necessary for return to the community, and emotional support upon return.
- Continue to monitor the needs and provide additional community resources throughout the next stages of the investigation and, if possible, prosecution.
- Assist the victim and their family in protecting their privacy needs including, if desired, assistance in relocating .
- If a criminal prosecution occurs, providing ongoing assistance through the criminal process



VICTIM SERVICES RESPONSE PLAN

• MISSING PERSON(S) IDENTIFIED DECEASED

After the investigating agency notifies the emergency contact(s) and next of kin of the deceased, the VSRT will assist the investigating agency with any other immediate family notifications. The VSRT will continue to offer support to the immediate family of the deceased. The Family & Support Liaison will start to work one on one with emergency contact(s) and coordinating between the other liaisons of the VSRT to lessen their stress and grief.

The Family & Support Liaison will work with the emergency contact(s) of the deceased to assist with many areas of need, including but not limited to the following:

- Providing support during interviews of family members with law enforcement.
- Providing support if family member is asked to provide identification of the victim.
- Funeral arrangements, including the return of the victim from an outside jurisdiction.
- Coordination of traditional services (if applicable).
- Coordination with Investigating Agency.
- Information on grief counseling.

• MISSING PERSON(S) CASE TURNED COLD CASE

After notification from investigating agency that the team's efforts have been unsuccessful thus far in locating the missing person(s) the Law Enforcement Liaison will brief the immediate family on the status of the case going forward. Immediate family will be given the contact information on the investigating agency. The VSC or designee will determine how the family would prefer to be contacted and will document that preference for future reference.

The VSC will have contact with immediate family no less than twice per year while the case remains open. Other contacts should be considered during key periods of the investigation such as:

- Birthdate of the victim and anniversary of the disappearance.
- Any changes in the contact person for the VSRT or the law enforcement agency investigating the incident.
- Updates on any changes in the case status, such as when remains have been found that are determined not to be the victim or implementation of a new investigative stage.



COMMUNITY RESPONSE PLAN

• VISION

The MMIP Community Response Team will be readily available to help provide needed resources and support to law enforcement, victim services and the community.

• MISSION STATEMENT

The Keweenaw Bay Indian Community Community Response Team (CRT) will provide a collaborative response to missing or murdered indigenous people(s) to ensure that Law Enforcement, Victim Services, and Community needs are met with understanding, sensitivity and in a timely manner while keeping cultural values in mind.

When a person(s) is reported missing within the exterior boundaries of the Keweenaw Bay Indian Community and an investigation is started, the Keweenaw Bay Indian Community Tribal Police Department will inform the Victim Services Coordinator (VSC) or their designee; the Coordinator or their designee will initiate the Community Response Team (CRT). This plan will be reviewed every year to assure accuracy in an ever changing climate.

• DEFINITIONS

For the purpose of this policy, the following terms will be defined as followed:

- Victim Services Coordinator (VSC) - Person responsible for overseeing the Community Response Team.
- Community Response Team (CRT) - Those working under the VSC.
- Point of Contact (POC) - Person responsible for assisting victims and families for a designated service.
- Volunteer Central Meet Location (VCML) - Central meeting place for immediate family members and the VSRT.

• COMMUNITY RESPONSE TEAM (CRT)

The Community Response Team is comprised of community members and staff such as a Law Enforcement Liaison, Volunteer Coordinator Liaison, Meal and Shelter Liaison, Community Resources Liaison and Behavioral Health Services Liaison. Each member of the CRT has been trained in providing or planning specific services to meet the needs of law enforcement, victim services and the community.

• INITIATING THE COMMUNITY RESPONSE TEAM

ESTABLISHING POINTS OF CONTACT (POC)

Victim Service Coordinator will assign points of contact for the following areas:

- Law Enforcement Liaison
 - Will relay important updates from LE to the VSRT as well as the family. They will also update the LE agencies working on the case of any vital information relevant to the case provided by the family or friends of the victim. The LE will also coordinate with the Family & Support Liaison.



COMMUNITY RESPONSE PLAN

• INITIATING THE COMMUNITY RESPONSE TEAM

ESTABLISHING POINTS OF CONTACT (POC) CONTINUED

Victim Service Coordinator will assign points of contact for the following areas:

- Volunteer Coordinator Liaison
 - The Volunteer Coordinator Liaison be the main person organizing volunteer groups for law enforcement. Once specific information is given from law enforcement on their needs, this individual will work to provide those resources in a timely manner.
- Meal and Shelter Liaison
 - The Meal and Shelter Liaison will have a list of volunteer community members that have been identified to cook meals to feed volunteers that are utilizing the Volunteer Central Meet Location (VCML). The Meal and Shelter Liaison will also work with the Victim Services Response Team to ensure the food and shelter needs of the immediate family member are met.
- Community Resources Liaison
 - The Community Resources Liaison will assess the needs of Law Enforcement, Victim Services and the community, and will work with the VSC to bring in internal and external resources as needed that will benefit the above groups.
- Behavioral Health Services Liaison
 - Behavioral Health staff will provide crisis counseling as needed to meet the needs of Law Enforcement, Victim Services and the community.

Each point of contact (POC) name and number will be disbursed by the VSC or their designee amongst all Community Response team members and Law Enforcement currently involved in the investigation. A contact list will also be written on a board inside the Volunteer Central Meet Location (VCML).

• VOLUNTEER CENTRAL MEET LOCATION

A Volunteer Central Meet Location will be identified and communicated to the rest of the CRT through the Victim Services Coordinator. The location will be chosen from what is available. The location should have an open space, tables and chairs available, restrooms, and a kitchen if at all possible. The VCML will be utilized for volunteers to be able to get case updates, counseling services, temporary shelter and meals.

• DOCUMENTATION OF MMIW CASES

Each POC will follow their own internal departmental record retention policy.

• MISSING PERSON(S) IDENTIFIED SAFELY

If a person is safely found, the CRT will continue to provide needed resources to Law Enforcement and Victim Services for as long as they need.



COMMUNITY RESPONSE PLAN

- **MISSING PERSON(S) IDENTIFIED DECEASED**

After the investigating agency notifies the emergency contact(s) and next of kin of the deceased, the CRT will assist the investigating agency with notifying the volunteers working with the CRT. The CRT will continue to provide support to the community as needed (i.e. crisis counseling).

- **MISSING PERSON(S) CASE TURNED COLD CASE**

After notification from the investigating agency that the team's efforts have been unsuccessful thus far in locating the missing person(s), the investigating agency will brief the volunteers after the emergency contact and/or family has been notified.



MEDIA AND PUBLIC COMMUNICATIONS RESPONSE PLAN



• PREVENTION

The Media and Public Communications Team (MPCT) will utilize public awareness tactics such as Public Service Announcements (PSA), social media, public outreach & training to bring awareness of the issue. Law enforcement will coordinate with the Media and Public Communications Team to share information and create trust within the community, subject to applicable court rules, orders, and law-enforcement agency policies.

• REPORTING

The Media and Public Communications Team will respond to initial reports of missing persons in the following ways:

- Make an initial statement including clarification of whether there is a public threat.
- Coordinate communications with all agencies and stakeholders, as appropriate.
- Create and distribute missing persons posters.
- Utilize the Amber Alert or similar electronic notification systems where available.
- Establish a Joint Information Center.

The Media and Public Communications Team will provide local media outlets with the following information:

- Recent picture;
- Name;
- Age;
- Attire;
- Distinct characteristics (i.e. piercings, tattoos, etc.);
- Tip line information; and
- Location of where the missing person was last seen.

The Media and Public Communications Team will undertake any necessary steps to protect victim privacy rights and due process rights of potential defendants along with the privacy of witnesses. It is imperative that sensitive law enforcement information, sources, and methods are protected. Do not share the missing person's associates/relationships

• RESCUE/RECOVERY

The Media and Public Communications Team will assist in the announcement of the rescue or recovery of the missing person.

- The Media and Public Communications Team will coordinate with the lead agency to allow the agency to announce the rescue or recovery.
- If federal charges are possible, the US Attorney's office should be consulted before any statement and will be invited to join in for any press conference in order to indicate that the investigation remains ongoing.
- Reassure the community and account, as needed, for law enforcement actions.
- Recognize law enforcement agency and public assistance that was provided to the investigation.
- As needed, express sympathy and condolences to the victim and/or the victim's family.



MEDIA AND PUBLIC COMMUNICATIONS RESPONSE PLAN



- **SEEKING JUSTICE**

The Media and Public Communications Team will assist in the periodic updates related to the prosecution of an alleged perpetrator:

- The Media and Public Communications Team may assist the lead prosecution agency in the announcement of any charges at the time of charging, conviction, or sentencing.
- The Media and Public Communications Team will recognize the efforts of law enforcement and any public assistance that was provided to the investigation.

The Media and Public Communications Team will strive to ensure that any information released will not prejudice a defendant through pretrial publicity or that will otherwise jeopardize the witnesses and victim's right to privacy or the defendant's due process rights. Protection of sensitive law enforcement information, sources, and methods is of the utmost importance.

The Media and Public Communications Team will provide local media outlets with the following information

- If charges have not yet been issued, the release to the media should focus on the existence of an investigation to ease the public's concern.
- If prosecution is possible, a referral to the appropriate jurisdiction and law enforcement agency for information is appropriate.