

Analysis  
**Oregon State Police**  
Adam Walsh Act

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**Analyst:** Julie Neburka

**Request:** Approve a request from the Department of State Police to apply for \$355,500 from the Adam Walsh Act Implementation grant program from the US Department of Justice.

**Analysis:** In February 2019 the US Department of Justice, Office of Justice Programs' Office of Sex Offender Sentencing, Monitoring, Apprehending, Registering, and Tracking (SMART) program made \$21 million available nationwide for grants to states, tribes, and territories to implement Sex Offender Registration and Notification Act (SORNA) requirements for the registration and notification of convicted sex offenders. Grant applications are due by April 18, 2019, with awards announced by October 2019 for three-year periods of performance. There are no match requirements.

The Oregon State Police (OSP) has received this grant in seven of the past ten years, and anticipates using this year's grant, if awarded, to pay for one limited-duration position who will be responsible for implementing SORNA guidelines and drafting rules, policies, and reference and training materials. Implementing SORNA requirements continues to be a priority for the agency in order to be in substantial compliance with the act. OSP may need to return to the legislature or Emergency Board to request additional federal funds expenditure limitation and position authorization.

**Legislative Fiscal Office Recommendation:** Approve the request.

## Department of State Police Lisper

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**Request:** Authorization to apply for a grant totaling \$355,500 from the U.S. Department of Justice, Office of Justice Programs, Office of Sex Offender, Sentencing, Monitoring, Apprehending, Registering and Tracking for the Fiscal Year 2019 Support for Adam Walsh Act Implementation Competitive Grant.

**Recommendation:** Approve the request.

**Discussion:** The Department of State Police is requesting authorization to apply for an Adam Walsh Act Grant for \$355,500 from October 1, 2019 through September 30, 2022. The grant application is due April 18, 2019 and is 100 percent federally funded with no state match requirement. Historically, the Department has been awarded this grant seven of the last 10 years they've applied. The Department has successfully used prior grant awards to address Sex Offender Registration and Notification Act (SORNA) federal compliance standards.

This grant is expected to assist with developing and/or enhancing programs to further implement the SORNA within federal compliance standards.

If awarded, the Department plans to fund an Operation and Policy Analyst 3 limited duration position over the 36-month period of the grant. The position will be responsible for assuring SORNA guidelines are followed, reference materials are created, and training is implemented. Additional responsibilities include evaluating, interpreting and drafting changes needed to effectively apply administrative rules and policies to assure compliance.



# Oregon

Kate Brown, Governor

## Department of State Police

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April 3, 2019

The Honorable Senator Betsy Johnson, Co-Chair  
The Honorable Senator Elizabeth Steiner Hayward, Co-Chair  
The Honorable Representative Dan Rayfield, Co-Chair  
Joint Committee on Ways and Means  
900 Court Street NE  
H-178 State Capitol  
Salem, OR 97301-4048

Dear Co-Chairpersons:

### **Nature of the Request**

The Oregon State Police (OSP) respectfully requests permission to submit an application to the U.S. Department of Justice (DOJ), Office of Justice Programs (OJP), Office of Sex Offender, Sentencing, Monitoring, Apprehending, Registering and Tracking (SMART) for the FY 2019 Support for Adam Walsh Act Implementation Competitive Grant in the amount of approximately \$355,500.

This grant provides funding to assist eligible states, District of Columbia, U.S. territories, and federally recognized Indian tribal governments with implementation and ongoing maintenance of requirements under the Adam Walsh Child Protection and Safety Act of 2006, specifically Subtitle A of Title I, the Sex Offender Registration and Notification Act (SORNA).

The SMART Office expects to make awards for a 36-month period of performance, to begin on October 1, 2019. This grant does not require a match. The grant application deadline is April 18, 2019.

### **Agency Action**

The FY 2019 Adam Walsh Act Implementation Grant Program assists jurisdictions with developing and/or enhancing programs designed to implement SORNA.

As an Adam Walsh Act Implementation Grant recipient, SORNA requires 1) all states, the District of Columbia, the principal U.S. territories and participating federally recognized Indian tribes to maintain a sex offender registry; and 2) sex offenders to register and maintain a current registration in each jurisdiction where the offender resides, is an employee or is a student. SORNA also sets forth requirements for sex offender registries, to include specified information, duration of registration and in-person verification of sex offender registration information, as well as participation in the National Sex Offender Public Website (NSOPW.gov) and interjurisdictional notification of relocating offenders (e.g., SORNA Exchange Portal).

Implementing SORNA requirements continues to be a priority for OSP as it continues to focus its efforts on progress towards substantial SORNA compliance. The Adam Walsh Act Implementation Grant opportunity supports OSP's priority of becoming substantially SORNA compliant.

The funding for this grant proposal will be used to pay for personnel costs (salary and fringe benefits) associated with the one (1) limited duration, Operations and Policy Analyst 3 (OPA3) position for 34 months to evaluate, interpret, draft, and apply administrative rules and policies that will align Oregon with adopting and substantially implementing SORNA guidelines; reference materials; training; and associated indirect costs.

The grant does not require a match. If this grant is awarded, OSP may need to request position authority and an increase in its Federal Fund limitation for both the 2019-21 and 2021-23 biennia in a future meeting of the Legislative Assembly.

**Action Requested**

Approve OSP's request to apply for the FY 2019 Support for Adam Walsh Act Implementation Competitive Grant through the U.S. Department of Justice, Office of Justice Programs, Office of Sex Offender Sentencing, Monitoring, Apprehending, Registering and Tracking.

**Legislation Affected**

None.

Thank you for your consideration of this request.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Hampton", written in a cursive style.

Travis Hampton  
Superintendent  
Oregon State Police

cc: Constantin Severe, Governor's Office  
Michelle Lisper, Department of Administrative Services – Chief Financial Office  
Julie Neburka, Legislative Fiscal Office