



Implementing Tribal Law and Order Act (TLOA) Enhanced Sentencing

The American Probation and Parole Association (APPA) in partnership with the Tribal Judicial Institute, presented information on Implementing the Tribal Law and Order Act (TLOA) Enhanced Sentencing at the preconference session at the “2018 National Indian Nations Conference – Justice for Victims of Crime” in Palm Springs, CA. The discussions included a panel discussion with representatives from tribes that have implemented TLOA enhanced sentencing. The panelists were Judge Jeff Cochran, Eastern Band of Cherokee, Brent Leonard, Umatilla and Jeff Harmon, Salt River. The discussion included the possible collateral civil consequences of implementing felony-type sentencing on voting rights, rights to occupy low-income housing, employment and other rights. The session will also touch some of the unique corrections issues that arise when imposing felony-type sentences.



The participants were also encouraged to participate in the monthly webinar sessions encouraging the cross-collaboration in discussing these points as well as provide feedback regarding the Implementation Curriculum that APPA and UND/NJC are working on as a resource for tribes that are considering implementation of enhanced sentencing in their community. The curriculum will include materials and instruction to help tribes that are at any stage of implementation. APPA will be hosting a webinar to encourage the cross-collaboration of tribes discussing TLOA enhanced sentencing. The webinar is scheduled for December 18th and the description and registration link is below.

Enacting a TLOA ESA Compliant Code



This webinar will discuss what laws, procedures and policies Indian tribes have to enact in order to exercise enhanced sentencing under the Tribal Law and Order Act. The session will discuss what substantive laws (criminal offenses, habitual offender provisions etc.), procedural protections and rules of evidence Tribes need to implement before exercising ESA. It will also give examples of what substantive offenses Tribes that already exercise ESA have implemented.

Presenters

Honorable B.J. Jones, Program Director University
of North Dakota, School of Law

Michelle Rivard Parks, Associate Director, UND
School of Law, Tribal Judicial Institute

Tuesday, December 18, 3:00–4:00 PM EST

>> [Register Now](#) <<