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U.S. Department of Justice

Office of Community Oriented Policing Services



#### **FY24 COPS Anti-Heroin Task Force Program**

Assistance Listing #: 16.710

Grants.gov Opportunity Number: O-COPS-2024-171982

Solicitation Release Date: April 23, 2024, 1:00 PM ET

Grants.gov Deadline: June 20, 2024, 4:59 PM ET

Application JustGrants Deadline: June 26, 2024, 4:59 PM ET

# **Overview**

The U.S. Department of Justice, Office of Community Oriented Policing Services (COPS Office) <a href="https://cops.usdoj.gov">https://cops.usdoj.gov</a>, is pleased to announce that it is seeking applications for funding for the FY24 COPS Office Anti-Heroin Task Force (AHTF) program.

The FY24 AHTF program advances public safety by making competitive grants to State law enforcement agencies in States with high per capita rates of primary treatment admissions, for the purpose of locating or investigating illicit activities, through Statewide collaboration, relating to the distribution of heroin, fentanyl, or carfentanil, or relating to the unlawful distribution of prescription opioids.

All awards are subject to the availability of appropriated funds and any modifications or additional requirements that may be imposed by law.

# **Eligibility**

Eligible applicants are state law enforcement agencies with primary authority over state seizures of heroin and other opioids. See additional eligibility details under Eligibility section of this solicitation.

# **Contact Information**

# **Agency Contact Description**

Applications must be submitted through both Grants.gov and the JustGrants system.

For technical assistance with submitting the Application for Federal Assistance, Standard Form 424 (SF-424), please call the Grants.gov customer service hotline at 800-518-4726, send questions via email to <a href="mailto:support@Grants.gov">support@Grants.gov</a> or consult the <a href="mailto:Grants.gov">Grants.gov</a> Organization Applicant User Guide. The Grants.gov Support Hotline operates 24 hours a day, 7 days a week, except on federal holidays.

For technical support with the Justice Grants System (JustGrants) application, please contact JustGrants Support at <a href="JustGrants.Support@usdoj.gov">JustGrants.Support@usdoj.gov</a> or 833-872-5175. JustGrants Support operates Monday through Friday between the hours of 5:00 a.m. and 9:00 p.m. Eastern Time (ET) and Saturday, Sunday, and federal holidays from 9:00 a.m. to 5:00 p.m. ET. Training on JustGrants can also be found at <a href="https://justicegrants.usdoj.gov/training-resources">https://justicegrants.usdoj.gov/training-resources</a>.

For programmatic assistance with the requirements of this program, please call the COPS Office Response Center at 800-421-6770 or send questions via email to <a href="mailto:AskCopsRC@usdoj.gov">AskCopsRC@usdoj.gov</a>. The COPS Office Response Center operates Monday through Friday, 9:00 a.m. to 5:00 p.m. ET, except on federal holidays.

#### **Submission Information**

**Registration**: To submit an application, all applicants must be registered in SAM.gov with a Unique Entity Identifier (UEI) number and be registered in Grants.gov.

**Submission**: Completing an application is a two-step process:

- 1. Applicants are first required to register via <a href="https://www.grants.gov">https://www.grants.gov</a>, complete the SF-424 form and if applicable the Disclosure of Lobbying Activities, Standard Form LLL (SF-LLL), and submit it through the <a href="https://grants.gov
- 2. Once the SF-424 and SF-LLL have been submitted via Grants.gov, the applicant will complete the full application including survey questions and provide attachments in JustGrants.

An application is not considered submitted until both of these steps are completed. For more information about registration and submission, see the How to Apply section of this solicitation.

All guidance for this program is contained in this Solicitation and can also be found at https://cops.usdoj.gov/ahtfln addition to this Solicitation, the COPS Office "How to Apply" web page, <a href="http://cops.usdoj.gov/how-to-apply">http://cops.usdoj.gov/how-to-apply</a>, provides additional resources to help guide applicants through the process.

The complete application package (this solicitation, including links to additional documents) is available on Grants.gov and on the COPS Office website, <a href="https://cops.usdoj.gov">https://cops.usdoj.gov</a>.

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# **Program Description**

The Office of Community Oriented Policing Services (COPS Office) is the component of the U.S. Department of Justice responsible for advancing the practice of community policing by the nation's state, local, territorial, and tribal law enforcement agencies through information and grant resources. The COPS Office has been appropriated more than \$20 billion to advance community policing, including grants awarded to more than 13,000 state, local and tribal law enforcement agencies to fund the hiring and redeployment of more than 136,000 officers. COPS Office information resources, covering a wide range of community policing topics such as school and campus safety, violent crime, and officer safety and wellness, can be downloaded via the COPS Office's home page, <a href="https://cops.usdoj.gov">https://cops.usdoj.gov</a>.

The COPS Office AHTF program advances public safety by making competitive grants to State law enforcement agencies in States with high per capita rates of primary treatment admissions, for the purpose of locating or investigating illicit activities, through Statewide collaboration, relating to the distribution of heroin, fentanyl, or carfentanil, or relating to the unlawful distribution of prescription opioids.

The COPS Office is committed to advancing work that promotes civil rights and equity, increases access to justice, supports crime victims and individuals impacted by the justice system, strengthens community safety and protects the public from crime and evolving threats, and build trust between law enforcement and the community.

# **Statutory Authority**

The AHTF program is authorized under the Omnibus Crime Control and Safe Streets Act of 1968, as amended, and the Violent Crime Control and Law Enforcement Act of 1994, Title I, Part Q, Public Law 103-322, 34 U.S.C. § 10381 et seq.

Per 34 U.S.C § 10381(I), "the Attorney General shall use amounts otherwise appropriated to make competitive grants to State law enforcement agencies in States with high per capita rates of primary treatment admissions, for the purpose of locating or investigating illicit activities, through statewide collaboration, relating to the distribution of heroin, fentanyl, or carfentanil or relating to the unlawful distribution of prescription opioids."

All awards are subject to the availability of appropriated funds and any modifications or additional requirements that may be imposed by law.

# **Program-Specific Information**

# FY24 COPS Anti-Heroin Task Force (AHTF) Program

The goal of the AHTF program is to increase the capacity of law enforcement agencies at the state level to address heroin and opioid abuse through improving investigations and establishing and enhancing multijurisdictional task forces. By providing funding for additional law enforcement, civilian, and task force personnel, training, and equipment, the program seeks to increase the number of hours devoted to statewide task forces, increase the number and variety of agencies participating in task forces, and enhance the analytical capability of task forces.

Anticipated outcomes of AHTF awards include: increased collaboration with federal agencies; increased analytical reporting; increased information sharing among participating agencies; increased number and efficiency of investigations; increased percentage of investigations resulting in arrests, referrals, prosecutions, and ultimately convictions; increased knowledge and use of community policing principles; increased number of drug-endangered children identified; and increased number of and size of drug seizures.

This is a competitive, discretionary program.

# Federal Award Information: Awards, Amounts and Durations

# **Anticipated Number of Awards**

15

# **Anticipated Maximum Dollar Amount of Awards**

\$4,000,000

#### **Period of Performance Start Date**

10/1/24

# **Period of Performance Duration (months)**

36 months

# **Anticipated Total Amount to be Awarded under Solicitation**

Up to \$35,000,000

#### **Federal Award Information**

This solicitation is expected to be very competitive. The COPS Office may elect to fund applications submitted under this solicitation in future fiscal years, dependent on, among other considerations, the merit of the applications and the availability of funding.

All awards are subject to the availability of appropriated funds and any modifications or additional requirements that may be imposed by law. With limited funding, the COPS Office expects a competitive solicitation.

# **Type of Award**

The COPS Office will make all awards from the FY24 AHTF solicitation in the form of grants, which does not provide for substantial involvement between the federal awarding agency and the nonfederal entity in carrying out the activity contemplated by the federal award. Grant recipients will be responsible for day-to-day project management and may reach out to the COPS Office with assistance in implementing the award. However, grant recipients will need to work with the COPS Office program manager in situations stated in the terms and conditions, such as scope changes and extensions.

# **Cost Sharing or Matching Funds Requirement**

There is no local cost share or matching funds requirement.

# **Eligibility Information**

AHTF will be open to applications from state law enforcement agencies with multijurisdictional reach and interdisciplinary team (e.g., task force) structure(s). The agencies must have primary law enforcement authority over state seizures of heroin and other opioids.

# **Application and Submission Information**

The complete application package (this solicitation, including links to additional documents) is available on Grants.gov and on the COPS Office website <a href="https://cops.usdoj.gov/">https://cops.usdoj.gov/</a>.

Completing an application under this program is a two-step process. Applicants must first register via <a href="https://www.grants.gov">https://www.grants.gov</a> and complete an Application for Federal Assistance, Standard Form 424 (SF-424), the government-wide standard application form for federal assistance and the of Lobbying Activities, Standard Form - LLL (SF-LLL). The remainder of the application will be completed through the JustGrants System at <a href="https://justicegrants.usdoj.gov/">https://justicegrants.usdoj.gov/</a>.

Applicants are strongly recommended to register immediately on <a href="https://www.grants.gov">https://www.grants.gov</a>. Any delays in registering with Grants.gov or submitting the SF-424 may result in insufficient time for processing your application through JustGrants.

No other form of application will be accepted. Applications with errors or missing information may be disqualified or rated accordingly. Please note that the application system will not accept incomplete applications or applications with errors.

Please refer to the Contact Information section for technical assistance with submitting the SF-424, technical support with JustGrants, or programmatic assistance with the requirements of this program.

# **Content and Form of Application**

This application in JustGrants consists of a series of questions and a budget worksheet with accompanying narratives. The complete list of questions is located at <a href="https://cops.usdoj.gov/ahtf">https://cops.usdoj.gov/ahtf</a>. Applicants are encouraged to read through the online application questions in advance to ensure sufficient time to prepare answers to the questions.

# Completing the Application for Federal Assistance (SF-424) and the Disclosure of Lobbying (SF-LLL) in Grants.gov

The SF-424 is a required standard form used as a cover sheet for submission of pre-applications, applications, and related information under discretionary programs. Applicants must complete and submit the SF-424 via <a href="https://www.grants.gov">https://www.grants.gov</a> using the information provided on that site. Public reporting burden for this collection of information is estimated to average 60 minutes per response including time for reviewing instructions, searching existing data sources, gathering, and maintaining required data as well as completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0043), Washington, D.C. 20503.

PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SUBMIT IT ONLINE VIA GRANTS.GOV.

# Intergovernmental Review

Note: Intergovernmental Review (SF-424 Question 19): This solicitation is subject to Executive Order (E.O.) 12372, Intergovernmental Review of Federal Programs. Applicants must check the Office of Management and Budget's website for the names and addresses of Single Points of Contact (SPOC) under Intergovernmental Review: <a href="https://www.whitehouse.gov/wp-content/uploads/2023/06/SPOC-list-as-of-2023.pdf">https://www.whitehouse.gov/wp-content/uploads/2023/06/SPOC-list-as-of-2023.pdf</a>. If the applicant's state appears on the SPOC list, the applicant must contact the state SPOC to find out about, and comply with, the state's process under E.O. 12372. In completing the SF-424, such applicant is to make the appropriate selection in response to question 19 once the applicant has complied with its state E.O. 12372 process. An applicant whose state does not appear on the SPOC list should answer question 19 by selecting the following response: "Program is subject to E.O. 12372 but has not been selected by the state for review."

# Disclosure of Lobbying Activities

All applicants must complete and submit the Disclosure of Lobbying Activities (SF-LLL) form in Grants.gov. Applicants that do not expend any funds for lobbying activities should enter "N/A" in the required highlighted fields. Applicants that expend any funds for lobbying activities must provide the information requested on the SF-LLL.

Once the SF-424 and SF-LLL have been submitted via Grants.gov, an email will be sent to the entity's E-Business Point of Contact (E-Biz POC) (also referred to as the JustGrants Entity Administrator) from DIAMD-NoReply@usdoj.gov. This email will contain registration instructions to create an account in DOJ's secure user management system, the Digital Identity and Access Management Directory (DIAMD), or instructions on how to complete the second part of the online application through the JustGrants website.

# **Standard Applicant Information**

Applicants must complete the web-based form in JustGrants, which is pre-populated with the SF-424 data submitted in Grants.gov. Applicants are required to confirm the two Authorized Representatives, verify the legal name, address, and enter the ZIP code(s) for the areas affected by the project. For statewide or nationwide projects, the applicant should enter "State" or "National" in this field.

In order for applicants to complete this section, the two Authorized Representatives must have established accounts in JustGrants after the Grants.gov portion of the application is submitted. Please note: Users assigned as Authorized Representatives must log in into the JustGrants system to activate their account. Users will not be visible in JustGrants until they have successfully logged into JustGrants.

The Authorized Representatives are officials who have ultimate and final responsibility for all programmatic and financial decisions regarding this COPS Office application as representatives of your agency, as the legal recipient.

For guidance on who should be assigned as Authorized Representatives, please see below:

**For law enforcement agencies,** COPS Office awards require that both the top law enforcement executive (e.g., chief of police, sheriff, or equivalent) and the top government executive (e.g., mayor, board chairman, or equivalent) sign the application, and (if awarded funding) accept the award package. Both the top law enforcement executive and the top government executive must be assigned the role of Authorized Representative in Just Grants.

**For non–law enforcement agencies**, (institutions of higher education, school districts, private organizations, etc.), COPS Office awards require that both the programmatic official (e.g., executive director, chief executive officer, or equivalent) and financial official (e.g., chief financial officer, treasurer, or equivalent) sign the application, and (if awarded funding) accept the award package. These

two officials must have the ultimate signatory authority to sign contracts on behalf of your organization. Both the programmatic official and the financial official must be assigned the role of Authorized Representative in Just Grants.

Please note that nonexecutive positions (e.g., clerks, trustees) are not acceptable Authorized Representatives.

For further assistance with accessing JustGrants, please visit the <u>JustGrants website</u>. For further assistance with submitting an application in JustGrants, please visit the <u>JustGrants Training web page</u>.

# **Proposal Abstract**

The Proposal Abstract is entered into a text box in JustGrants. Briefly summarize (no more than 500 words) the proposed project, including names of applicant and partners, project title, purpose of the project (including goal, intended outcome and impact on public safety or crime prevention in your community), primary activities for which funds are requested, and who will benefit (including geographic area to be served). You should write your project abstract for a general public audience without any personally identifiable or law enforcement sensitive information as this abstract, along with other federal award information, may be published on publicly available governmentwide websites.

This information will not be scored but is used throughout the review process.

# **Data Requested with Application**

Please refer to the following steps to help guide you through initiating, completing, modifying, and obtaining the status of solicitation surveys in the JustGrants system:

- To initiate a survey, please click on the survey title to open.
- When you have **completed** the survey, please click the **"Finish"** button on the lower right corner of the screen. The system will direct you to a review screen displaying your survey responses.
- To go back to the initial list of surveys, go to the "Actions" menu at the top right corner of the screen and select "Close" to exit the survey review screen. The survey you just completed will still display an "Open" status.
- To confirm the completed status of your survey, go back to the "Actions" menu and select "Refresh." The status of your completed survey will change to "Resolved-Completed."
- If you would like to verify the survey responses of a completed survey, you may click the survey title to reopen the selected survey and view your saved responses.
- If you would like to **change and/or update** the survey responses of a completed survey, you may click the **"Re-open"** option to **update** your saved responses.
- Remember, to confirm the status of a completed survey, you will need to click the "Actions" menu and "Refresh."

Below is a summary of the questions that applicants will be required to complete.

- Agency Eligibility: See Eligibility section to ensure that your agency meets eligibility requirements.
- Law Enforcement and Community Policing Strategy: COPS Office funding must be used to
  reorient the mission and activities of law enforcement agencies toward the community or
  enhance their involvement in community policing. Community policing is a philosophy that
  promotes organizational strategies that support the systematic use of partnerships and
  problem-solving techniques to proactively address the immediate conditions that give rise to
  public safety issues such as nonviolent crime, violent crime, and fear of crime.

#### AHTF program applicants must indicate:

- 1. the level of community support for implementing the proposed award;
- 2. the impact the proposed award will have on the jurisdiction; and
- 3. whether the applicant's plans comply with the requirement to share information with the U.S. Department of Justice Organized Crime Drug Enforcement Task Force (OCDETF) Fusion Center.
- Need for Federal Assistance: All applicants are required to explain their inability to address the
  needs identified in this application without federal assistance. Applicants will answer a series of
  questions about their service population and about the fiscal health of their area, including
  operating budget, poverty and unemployment rates, and other indicators of fiscal health.
- Proposal Questions: All applicants are required to respond to these questions explaining their jurisdiction's heroin and other opioid challenges and detailing their proposal for grant funding.

Note: Applicants are not required to submit supporting documentation at the time of application. However, applicants must maintain copies of the records used in this award submission for future review in the event of a site visit, audit, or other request. Data used must be data that was recorded in official records.

A copy of the survey questions required for this solicitation can be found at https://cops.usdoj.gov/ahtf.

# **Budget and Associated Documentation**

# Budget Worksheet and Budget Narrative (Web-based Form)

Applicants must complete the web-based budget worksheet form in JustGrants along with narrative entries to describe each proposed cost. The narrative entries must (1) describe each item requested or group of similar items requested; and (2) link each item or group of items to implementation of the proposed AHTF project. Every item included on the web-based budget worksheet must be described in the narrative section of the budget narrative. Failure to provide this information may eliminate your

application from consideration. All items will be reviewed on a case-by-case basis to determine reasonableness and allowability in the context of the allowable and unallowable costs of the program's purpose areas.

Budget requests must not exceed the three-year award period, and the total federal funds requested may not exceed the program cap of \$4,000,000. The COPS Office reserves the right to deny funding for items not considered reasonable, allocable, and allowable, even if not specified on the funding restriction lists below.

The COPS Office statutory nonsupplanting requirement mandates that AHTF funds be used to supplement (increase) the recipient's budget and may not supplant (replace) state, local, or Bureau of Indian Affairs (BIA) funds that a recipient would otherwise have spent on law enforcement efforts in the absence of the AHTF award.

Recipients may not use COPS Office funding for the same item or service also funded by another U.S. Department of Justice award.

See below for non-exhaustive list of allowable and unallowable costs, as well as guidance for completing each budget category. Only direct costs will be covered; indirect costs are not allowable under this program.

#### **Allowable Costs - Fundable Requests**

#### **Personnel: Sworn Officer Position Salaries**

Sworn officer salary applies to new, full-time, sworn career law enforcement officers not already funded in the applicant's local budget. A "career law enforcement officer" is a person hired on a permanent basis who is authorized by law or by a state, local, or tribal agency to engage in or oversee the prevention, detection, and/or investigation of violations of criminal laws. Officers must be hired on or after the award start date, and positions must directly relate to the AHTF project. Officers previously employed by your agency may be re-hired using AHTF award funds. If current personnel are redeployed into this program, they must be paid with local funds. COPS Office award funds may be used to backfill the resulting vacancy with newly hired personnel for an equivalent amount of time.

When completing the budget worksheet, report your agency's current salary and benefits and identify the total salary and benefits request per officer position for the length of the award term. List the current base salary and fringe benefits rounded to the nearest whole dollar for one full-time sworn officer position within your agency.

#### Personnel: Civilian/non-sworn Personnel Salaries

Civilian salary and fringe benefits apply to new personnel not already funded in the applicant's local budget. Staff must be hired on or after the award start date and positions must directly relate to the AHTF project. Examples of allowable personnel and fringe benefits costs include those for civilian AHTF project coordinators or anti- heroin/drug problem analysts. Salaries of personnel are costs based on the

percentage of time spent working directly on the project. Salaries should be comparable to industry standards and the type of work being performed, and consistent in amount and percentage with organizational policy.

#### Fringe Benefits for Sworn and Civilian/non-worn Positions

Fringe benefits typically covered by the applicant organization, as specified in the personnel and salary policies of that organization or any contractual agreements, and allowable under 2 CFR 200, will be covered. Examples of allowable fringe benefits include Social Security, Medicare, insurance (life, health, dental, etc.), shift differential, retirement plans, and holiday pay. Severance pay, hazard pay, and training and equipment fringe benefits are not allowed. Fringe benefits that do not appear in the drop-down budget menu will not be considered.

List only your agency's contribution of fringe benefits; do not include employee contributions. If sick leave and/or vacation leave costs are already reflected in the base salary figure DO NOT also list these costs under fringe benefits.

Overtime for sworn officers and civilians engaging in AHTF-related activities is an allowable cost; however, any overtime expenses requested for sworn and civilian positions must be listed in the "Other Costs" section of your application's budget. Overtime expenses must exceed the expenditures that your agency is obligated or funded to pay in its current budget.

#### **Equipment/technology**

Equipment is defined as tangible, nonexpendable personal property, including exempt property, having a useful life of more than one year and an acquisition cost of \$5,000 or more per unit. Equipment and/or technology costs shall provide agencies with the ability to purchase new or enhance existing equipment exclusively related to heroin investigations. All items requested must be clearly linked to the enhancement or implementation of the AHTF project. See the FY24 Application Resource Guide at <a href="https://cops.usdoj.gov/pdf/2024ProgramDocs/GAD">https://cops.usdoj.gov/pdf/2024ProgramDocs/GAD</a> Resource Guide.pdf for information on the prohibition on purchasing covered telecommunications and video surveillance services or equipment for grants.

#### **Supplies**

Supplies include any materials valued at under \$5,000 per unit that are expended or consumed during the course of the AHTF project. Such costs may include training manuals, laptops, paper, printer ink, pens, postage, etc.

#### Travel/training

Travel/training costs include award-related travel costs for the recipient or other (non-recipient) individuals to attend AHTF- related training and technical assistance conferences, seminars, or classes or to visit a site specified in the application.

Expenses for ground and air transportation and parking fees, lodging including hotel tax and fees, meals, incidental expenses (if travel is more than 50 miles from the program location), conference registration, and temporary dependent care costs will be considered. Travel and subsistence estimates are based on the contemplated number of trips, places to be visited, length of stay, transportation costs, subsistence allowances, and the recipient's own travel policies. When charging travel costs to federal awards, award recipients must adhere to their internal travel policy.

If a recipient does not have a written travel policy, it must adhere to the Federal Travel Regulations (FTR).

For information on the FTR and U.S. Government General Service Administration (GSA) per diem rates by geographic area, please visit <a href="https://www.gsa.gov/travel/plan-book/per-diem-rates">https://www.gsa.gov/travel/plan-book/per-diem-rates</a>.

#### **Contracts/consultants**

Consultant expenses and contracts include goods or services that directly contribute to the implementation or enhancement of the project. The use of a consultant should be more economical than direct employment. Contract/consultant costs may include costs to provide one-time training to staff for equipment operation/usage and contracting/consulting services that provide such things as needs analysis, installation, and testing.

Compensation for individual consultant services procured under a COPS Office award must be reasonable and allocable in accordance with OMB cost principles, and consistent with that paid for similar services in the marketplace. Unless otherwise approved by the COPS Office, consultant rates are based on the salary a consultant receives from his or her primary employer, as applicable, up to \$650 per day.

For consultant or contractor rates that exceed \$650 per day, the COPS Office requires written justification and recipients must receive COPS Office approval of those rates before drawing down funds. Determinations will be made on a case-by-case basis.

If an applicant proposes a program or activity that would deliver services or benefits to individuals, the costs of taking reasonable steps to provide meaningful access to those services or benefits for individuals with limited English proficiency may be allowable. Reasonable steps to provide meaningful access to services or benefits may include interpretation or translation services, where appropriate.

#### **Other Costs**

Other costs may include such items as software and prepaid warranties or maintenance agreements (not to exceed 36 months), overtime costs for sworn officers and civilians engaging in AHTF-related investigative activities, or other miscellaneous items that have a direct correlation to the overall success of a recipient's project objectives and are necessary for the project to reach full implementation. Include all overtime costs in this section. Sworn officer and civilian overtime costs may include the following fringe benefits only: FICA, worker's compensation, and unemployment compensation — all other fringe benefits are unallowable for overtime costs.

#### **Unallowable Costs - Requests will Not be Funded**

The items listed in this section are generally considered unallowable and are rarely approved by the COPS Office. Before including any of these items in your budget and application, please contact the COPS Office at 800-421-6770 or by email at <a href="mailto:askCOPSRC@usdoj.gov">askCOPSRC@usdoj.gov</a>.

This is not an exhaustive list, and items not listed below will be reviewed on a case-by-case basis. The COPS Office reserves the right to deny funding for items that may not be included on this list. Agencies are expected to request items that show a direct link between the requested item and the applicant's AHTF project. All requests must contribute directly to the specific purpose of the award project and relate to the parameters stipulated in the appropriations language enacted for FY 2024.

This program will not provide funding for any positions or items that are funded in the applicant agency's budget with other sources of funding (state, local, or BIA). You may apply only for otherwise unfunded positions or items to supplement your agency's law enforcement budget.

Requests for reimbursement of items purchased or expenses incurred prior to the award start date (preaward costs) will not be funded.

#### **Personnel**

- Salaries and benefits of existing employees
- Salaries and benefits of award writers or other staff who do not directly contribute to the implementation of the program
- Salaries and benefits for personnel engaged in prosecution

#### Equipment/technology

- Armored vehicles
- Biometric technology, including facial recognition technology
- Bulletproof vests and accessories
- Bunker shield(s)
- Communications towers
- Construction and renovation costs
- Fitness equipment
- Handcuffs, weapons, and ammunition (including training ammunition)
- Prisoner transport vehicles
- Radar guns/equipment
- Trinkets and other conference takeaways

- Unmanned aircraft systems (also commonly referred to as unmanned aerial vehicles or "drones")
- Weaponized aircraft and vessels and weaponized vehicles of any kind

#### Travel/training

- Local travel costs (lodging, meals, per diem, or transportation costs) within a 50-mile radius of the program location, including mileage reimbursement, rental cars, parking fees, and/or taxi fare for local travel
- Meals and/or refreshment costs associated with meetings

#### **Contracts/consultants**

Consultant fees in excess of \$650 per day must receive prior written approval from the COPS
 Office Maintenance or service contracts that exceed the life of the award period (multiyear
 contracts and extended warranties are allowable but must be paid in full within the initial award
 period and must not exceed 36 months

#### **Supplies and Other Costs**

- Animals
- Education and awareness campaigns
- Indirect costs
- Overtime fringe benefits for personnel except for social security, Medicare, worker's compensation, and unemployment compensation
- Funding for buy-back and/or confidential informant purposes
- Opioid reversal agents such as Naloxone
- Subawards
- Treatment programs

# Noncompetitive Justification

Prior approval is required for all noncompetitive, or sole source, procurements in excess of \$250,000. As applicable, applicants will attach the noncompetitive justification (or sole source justification) in the application section titled "Noncompetitive Justification" if sole source information is available at time of application. Additional guidance can be found in the <a href="Sole Source Justification Fact Sheet">Sole Source Justification Fact Sheet</a>.

The COPS Office strongly recommends that uploaded files be clearly named to indicate the applicant organization name and the file contents to ensure that reviewers can easily locate application documents. All other attachments—such as letters of support and résumés—should use descriptive file names identified on the attachment(s) such as "[Applicant]. Noncompetitive." Recommended file

formats are PDF, Microsoft Word, and Microsoft Excel. The system may reject applications with other formats. If an applicant submits multiple versions of the same document, the COPS Office will review only the most recent system-validated version submitted.

#### **Consultant Rate**

Prior approval is required for consultant/contractor rates that exceed \$650 per day (or \$81.25 per hour). As applicable, applicants will attach consultant/contractor rate justifications in the application section titled "Consultant Rate" if the consultant rate information is available at the time of application. Additional guidance can be found in the <a href="Consultant/Contractor Rate Fact Sheet">Consultant Rate</a>. If known at the time of application, upload justification to the application section titled "Consultant Rate". Note: Recipients must request and receive COPS Office approval of those rates before drawing down funds. Determinations will be made on a case-by-case basis.

The COPS Office strongly recommends that uploaded files be clearly named to indicate the applicant organization name and the file contents to ensure that reviewers can easily locate application documents. All other attachments—such as letters of support and résumés—should use descriptive file names identified on the attachment(s) such as "[Applicant] Consultant Rate." Recommended file formats are PDF, Microsoft Word, and Microsoft Excel. The system may reject applications with other formats. If an applicant submits multiple versions of the same document, the COPS Office will review only the most recent system-validated version submitted.

# Memoranda of Understanding (MOU) and Other Supportive Documents

As applicable, applicants will attach any memoranda of understanding or partner agreements in this section.

#### **Disclosures and Assurances**

# Disclosure of Lobbying Activities

**Important:** All applicants must complete the SF-LLL Disclosure of Lobbying Activities in Grants.gov prior to beginning the application process in JustGrants. NOTE: Applicants that do not expend any funds for lobbying activities should enter "N/A" in the required highlighted fields.

This disclosure form shall be completed by the reporting entity, whether sub-awardee or prime federal recipient, at the initiation or receipt of a covered federal action, or a material change to a previous filing, pursuant to title 31 U.S.C. § 1352. The filing of a form is required for each payment or agreement to make payment to any lobbying entity for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with a covered federal action. Complete all items that apply for both the initial filing and material change report. Refer to the implementing guidance published by the Office of Management and Budget for additional information.

If this applies to your organization, you are required to complete the disclosure form via grants.gov. If you need to submit additional forms, please submit them as attachments to your application online in the "Additional Application Components" Section.

# **DOJ Certified Standard Assurances**

Applicants to COPS Office programs are required to sign and acknowledge the standard DOJ Assurances form in JustGrants. Signing this document assures the COPS Office that you have read, understood, and accepted the award terms and conditions as outlined in the Assurances. Please read this document carefully, as signatures on this document are treated as material representation of fact upon which reliance will be placed when the U.S. Department of Justice determines to fund the covered award. Full text of the Certified Standard Assurances and Terms and Conditions is available in the <a href="FY24 Application Resource Guide">FY24 Application Resource Guide</a>.

# DOJ Certifications Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; Drug-Free Workplace Requirements; Law Enforcement and Community Policing

Applicants to COPS Office programs are required to sign and acknowledge the standard DOJ Certifications form in JustGrants. Signing this document assures the COPS Office that you have read, understood, and accepted the award terms and conditions as outlined in the Certifications.

Please read this document carefully, as signatures on this document are treated as material representation of fact upon which reliance will be placed when the U.S. Department of Justice determines to award the covered award. Please reference the <u>FY24 Application Resource Guide</u> for the full assurance and certifications language.

An explanation is required when the applicant is unable to certify to certain statements in the "Certifications Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; Drug-Free Workplace Requirements; Law Enforcement and Community Policing" form (if applicable). When the applicant is unable to certify to specific statements identified in this Certifications form, the applicant must attach an explanation. The applicant is still required to sign the Certifications form to certify to all the other applicable statements. Please see the <a href="FY24 Application Resource Guide">FY24 Application Resource Guide</a> for a copy of this Certifications form.

# Declaration and Certification to DOJ as to Application Submission

Applicants must read and acknowledge the statements in the Declaration and Certification.

#### Federal Civil Rights and Award Review

Please be advised that an application may not be funded and, if awarded, a hold may be placed on the award if it is deemed that the applicant is not in compliance with federal civil rights laws, is not cooperating with an ongoing federal civil rights investigation, or is not cooperating with a U.S. Department of Justice award review or audit.

# **How to Apply**

Federal regulations require that an applicant for federal funding (1) be registered in SAM before submitting its application, (2) provide a valid unique entity identifier in its application, and (3) continue to maintain an active SAM registration with current information at all times during which it has an active federal award or an application or plan under consideration by a federal awarding agency. The COPS Office may not make an award to an applicant until the applicant has complied with all applicable Unique Entity Identifier (UEI) and SAM requirements and, if an applicant has not fully complied with these requirements by the time the COPS Office is ready to make an award, the COPS Office may determine that the applicant is not qualified to receive an award. See 2 C.F.R. §§ 25.200 and 25.205 and the Award Terms and Conditions for further information.

Please follow the steps listed here to ensure your application is submitted by the deadline for this solicitation. Applicants should register online with SAM and with Grants.gov well in advance of the JustGrants deadline.

#### Step 1: Register with SAM database/Confirm Unique Entity Identifier (UEI) Number

The Unique Entity Identifier (UEI) issued by SAM is a 12-character alphanumeric value and, once issued, will not change. Entities that are currently registered in SAM.gov already have a Unique Entity ID (SAM) which can be viewed in SAM.gov. The transition to UEI (SAM) will not impact an entity's registration expiration date or when renewal is necessary.

System of Award Management (SAM) registration and renewal can take as long as 10 business days to complete.

If you do not have an Employer Identification Number (EIN), the process can take up to five weeks to obtain an EIN from the Internal Revenue Service. There is no fee associated with these processes. These processes cannot be expedited.

SAM registration procedures can be accessed at <a href="https://www.sam.gov">https://www.sam.gov</a>.

The person registering with SAM will be the designated SAM E-Business (E-Biz) Point of Contact (POC), who can assign the people who submit applications for the organization (your Authorized Organization Representatives). In addition, you must review your SAM registration once a year.

# Step 2: Acquire an Authorized Organization Representative (AOR) and a Grants.gov username and password.

Complete the AOR profile on Grants.gov and create a username and password. An applicant entity's "Unique Entity Identifier (UEI)" must be used to complete this step. For more information about the registration process for organizations and other entities, visit the <u>Grants.gov registration page</u>. Individuals registering with Grants.gov may visit the <u>Applicant Registration page</u>.

#### Step 3: Acquire confirmation for the AOR from the E-Business Point of Contact (E-Biz POC).

The SAM E-Biz POC at the applicant organization must log into Grants.gov to confirm the applicant organization's AOR. The E-Biz POC will need the Marketing Partner Identification Number (MPIN) password obtained when registering with SAM to complete this step. Note that an organization can have more than one AOR.

#### Step 4: Search for the funding opportunity on Grants.gov.

Search using the Assistance Listing Title and the Funding Opportunity Number from the solicitation.

#### Step 5: Access Funding Opportunity and Application Package from Grants.gov.

Select "Apply for Grants" under the "Applicants" column. Enter your email address to be notified of any changes to the opportunity package before the closing date. Click the Workspace icon to use Grants.gov Workspace.

#### Step 6: Complete and Submit the SF-424 and SF-LLL via Grants.gov.

Within 48 hours after submitting the SF-424 and SF-LLL, the applicant should receive two notifications from Grants.gov. The first will confirm the receipt of the SF-424 and SF-LLL. The second will state whether the SF-424 and SF-LLL has been validated and successfully submitted, or whether it has been rejected due to errors, with an explanation. It is possible to first receive a message indicating that the application is received, and then receive a system-generated rejection notice a few minutes or hours later. Submitting the SF-424 and the SF-LLL well ahead of the Grants.gov deadline provides time to correct the problem(s) that caused the rejection. These system-generated rejection notices are due to inaccurate data or incomplete applications.

**Important:** DOJ urges each applicant to submit the SF-424 and the SF-LLL at least 72 hours prior to the Grants.gov due date to allow time to receive validation messages or rejection notifications from Grants.gov and to correct in a timely fashion any problems that may have caused a rejection notification. Verify the application deadline (date and time) in the solicitation.

# Step 7: Register the Entity Administrator (E-Biz POC) and the Application Submitter with DOJ's Justice Grants System (JustGrants).

(Application Submitters and E-Biz POC Users with an existing JustGrants Account may skip to step 8.)

Within 24 hours of JustGrants receiving an application from Grants.gov, the user submitting the application in Grants.gov and SAM E-Biz POC will receive an email to register for a JustGrants account. The email is from DOJ's secure user management system (DIAMD) and will include instructions on how to create an account.

To ensure that you receive these emails and that they are not flagged as spam, we recommend adding DIAMD-NoReply@usdoj.gov to the trusted sender list in your email settings.

The E-Biz POC at the applicant organization serves as the Entity Administrator and must log in to JustGrants to confirm the entity's profile, add users, and assign the two required Authorized Representatives (Law Enforcement Executive/Program Official and Government Executive/Financial Official). The Authorized Representatives are officials who have ultimate and final responsibility for all programmatic and financial decisions for your agency, as the legal recipient. For guidance on who should be assigned as Authorized Representatives, please see below:

**For law enforcement agencies,** COPS Office awards require that both the top law enforcement executive (e.g., chief of police, sheriff, or equivalent) and the top government executive (e.g., mayor, board chairman, or equivalent) sign the application, and (if awarded funding) accept the award package. Both the top law enforcement executive and the top government executive must be assigned the role of Authorized Representative in Just Grants.

For non-law enforcement agencies (institutions of higher education, school districts, private organizations, etc.), COPS Office awards require that both the programmatic official (e.g., executive director, chief executive officer, or equivalent) and financial official (e.g., chief financial officer, treasurer, or equivalent) sign the application, and (if awarded funding) accept the award package. These two officials must have the ultimate signatory authority to sign contracts on behalf of your organization. Both the programmatic official and the financial official must be assigned the role of Authorized Representative in Just Grants.

Please note that nonexecutive positions (e.g., clerks, trustees) are not acceptable Authorized Representatives.

The user who submitted the application in Grants.gov serves as the Application Submitter. Within minutes of completing your JustGrants account registration, the Application Submitter and the E-Biz POC (Entity Administrator) users will receive an email from JustGrants with a link to the application started in Grants.gov.

#### Application Submitters and E-Biz POC Users with a JustGrants Account

#### Step 8: Review and Invite the Two Required Authorized Representatives in JustGrants

The Entity Administrator will need to log into JustGrants to review and assign the required two Authorized Representatives (Law Enforcement Executive/Program Official and Government Executive/Financial Official). The Authorized Representatives are officials who have ultimate and final responsibility for all programmatic and financial decisions for your agency, as the legal recipient. For guidance on who should be assigned as Authorized Representatives, please see guidance above.

If an Authorized Representative needs to be invited, the Entity Administrator will need to invite the individual to receive a JustGrants account. These actions are required before an application can be submitted.

Within minutes of being invited to be an Authorized Representative, the individual will receive an email from **DIAMD-NoReply@usdoj.gov** with instructions on how to create an account in DOJ's secure user management system.

Once the Authorized Representatives receives the email and completes the steps to create an account, the Authorized Representative will be available in JustGrants.

Review the "JustGrants User Roles Guide" to become familiar with the various JustGrants Entity User roles.

#### Step 9: Complete and Submit the JustGrants Application

**Important:** In addition to the Application Submitter, the Entity Administrator and the two Authorized Representatives should be available to assist with the JustGrants application submission.

The Application Submitter will complete the application by entering data into web-based forms, uploading attachments, and accepting assurances and certifications. Before you submit your application, each section much be completed and free of validation errors. If not, please return to each identified page using the table of contents on the right side of the page. If any required fields are unanswered, they will be flagged with warning messages. In this case, answer these required fields. You will not be able to submit your application until all validation issues are corrected and the application is certified.

The Application Submitter will also need to confirm the required two Authorized Representatives (Law Enforcement Executive/Program Official and Government Executive/Financial Official).

The Application Submitter will need to select two authorized representatives via dropdown field in the "Confirm Authorized Representative" section of the application. The dropdown will display all authorized representatives that have been assigned for your entity (the <u>Application Submission Job Aid</u> Reference Guide for this step).

If you do not see authorized representatives for your entity in the dropdown field within the "Confirm Authorized Representative" section of the application, you will need to add and assign the role for each authorized representative for your entity. Please note: the COPS Office requires two authorized representatives (Law Enforcement Executive and Government Executive) for its grant applications. Users will not be visible in JustGrants until they have successfully logged into JustGrants. If you need assistance adding users and assigning roles for your entity, please refer to the <a href="Entity Management Job Aid">Entity Management Job Aid</a> Reference Guide.

Once all sections are completed, the application submitter will submit the application. Upon successful submission of an application, the Application Submitter, Entity Administrator, and the two Authorized Representatives will receive an email from JustGrants confirming submission of the application. The COPS Office will not accept applications submitted via mail or email.

#### **Step 10: Confirm Receipt of JustGrants Application**

The Application Submitter should closely monitor their email and JustGrants accounts for any notifications from Grants.gov or JustGrants about a possible failed submission. The user who is authorized to submit applications on behalf of the organization is the one who will receive these notifications. The COPS Office does not send out these notifications, nor does the COPS Office receive a copy of these notifications. It is the applicant's responsibility to notify the COPS Office of any problems with the application submission process, prior to the application deadline. Submitting the application components at least 48 hours prior to the solicitation deadline will enable the applicant to receive notice of a failed submission and provide an opportunity to correct the error before the applicable deadline.

#### **Submission Dates and Time**

All completed applications must be submitted by the deadline.

#### **Late Submissions**

The COPS Office will review on a case-by-case basis requests for late submission due to unforeseen technical issues or extraordinary events such as extreme weather emergencies or mass casualty events. Requests for an extension of the Grants.gov deadline must be received prior to the close of the solicitation in Grants.gov. Requests for an extension of the JustGrants deadline must be made prior to the close of the solicitation in JustGrants. No late submission requests will be considered once the solicitation closes. Extension of deadlines is rare and is not guaranteed.

To be considered for an extension, applicants must contact the COPS Office Response Center via email at <a href="mailto:AskCopsRC@usdoj.gov">AskCopsRC@usdoj.gov</a> detailing the technical/extraordinary issues that impact application submission. This email must be submitted prior to the deadline for which the applicant is requesting an extension. The applicant's email must include the following information: UEI number, Organization name, Point of Contact name and information, Application ID, and the nature of the issue/disaster and

how it affected the applicant's ability to submit an application on time. The email subject line should read "AHTF Extraordinary Circumstances: [UEI number, Agency Name, Application ID]", with your UEI number and organization name and details filled in.

The COPS Office will respond to each applicant as soon as possible with either an approval and instructions for submission or a rejection. If the technical issues you reported cannot be validated, the application will be rejected.

The following conditions are not valid reasons to request an extension: (1) failure to begin the registration process in sufficient time; (2) failure to follow instructions on Grants.gov or JustGrants; (3) failure of the two assigned authorized representatives, with the proper authority, to activate accounts in JustGrants prior to application submission; (4) failure to follow all of the instructions in the solicitation; (5) failure to register or update information on the SAM website; and (6) failure to register or complete the SF-424 and SF-LLL in Grants.gov.

# **Application Review Information**

The COPS Office is committed to ensuring a fair and open merit review process. Applications that meet eligibility and basic minimum requirements will be subject to a merit review and ranking process. The merit review will consist of both a programmatic and financial review and will be conducted by COPS Office staff or in collaboration with other subject matter experts. The review will also assess whether costs are reasonable, necessary, allowable, and allocable under applicable federal cost principles, agency regulations, and the program.

#### **Review Process**

Applications will be evaluated and ranked according to financial need, primary treatment admissions data, and the proposed project as described in the proposal questions. Only states with high per capita rates of primary treatment admissions will be funded.

# Basic Minimum Requirements Review

Successfully submitted applications will undergo a basic minimum requirement (BMR) review before advancing to the next stage of the review process. This BMR review ensures that all applicants are eligible to apply for this solicitation.

#### **BMR** Review Criteria

The BMR review ensures that applicants are state law enforcement agencies authorized by law of or by a state agency to engage in or to supervise anti-heroin and/or other opioid investigative activities.

#### Review Criteria

Successful applications will identify and describe the problem in detail using relevant facts, statistics, or other supporting information as well as provide a budget that is complete, allowable, supports the total cost of the project, and directly relates to and supports the activities described in the proposal.

Proposals will be reviewed and evaluated based on the following:

- Heroin and other opioids problem identification
- Current anti-heroin investigative activities
- Heroin and other opioids task force participation
- Collaboration, partnerships, and multi-disciplinary efforts
- Proposed strategies

Prior to award, applications for potential awards will receive a financial integrity review to evaluate the fiscal integrity and financial capability of applicants and to examine proposed costs and the extent to which the budget detail worksheet supports and explains project costs. This review will also assess whether costs are reasonable, necessary, and allocable under applicable federal cost principles and agency regulations. This financial review will be conducted by the COPS Office staff.

In addition, any applicable priority consideration(s) is only one of many factors in making COPS Office funding decisions and does not guarantee an award.

# Federal Policing Priorities

In addition to the criteria listed earlier, responses to the list of questions related to the activities outlined in the Federal Priorities for Policing Inventory will help the U.S. Department of Justice evaluate the possibility for priority consideration, where appropriate, and identify potential gaps in training and technical assistance.

# Administrative Compliance Review

All advancing applications will undergo an administrative compliance review. Past financial and programmatic performance with DOJ award funding will be considered in this review process. Past performance may affect the overall rating and ranking of an application. Factors that may be included in the past performance review include the following:

- The extent to which the applicant has adhered to all special conditions in the prior awards
- The extent to which the applicant has complied with programmatic and financial reporting requirements
- The extent to which the applicant has completed closeout of prior awards in a timely manner
- Whether the applicant has received financial clearances in a timely manner

- Whether the applicant has resolved any issues identified in an audit or on-site monitoring visit in a timely manner
- Whether the applicant has adhered to single audit requirements
- The extent to which the applicant has completed work and spent prior award funds in a timely manner

Pursuant to 2 C.F.R. Part 200.206, before award decisions are made, the COPS Office also reviews information related to the degree of risk posed by applicants. Among other things to help assess whether an applicant with one or more prior federal awards has a satisfactory record with respect to performance, integrity, and business ethics, the COPS Office checks whether the applicant is listed in SAM as excluded from receiving a federal award. The COPS Office also must review and consider any information about the applicant that appears in the nonpublic segment of the integrity and performance system accessible through SAM (currently, the Federal Awardee Performance and Integrity Information System, "FAPIIS").

Applicants may review and comment on any information about them in SAM that a federal awarding agency previously entered in the designated integrity and performance system, and such applicant comments will also be reviewed and considered.

The COPS Office may contact applicants regarding budget and financial questions as part of the review process. This outreach is not an indication of funds or awarding decisions.

#### **Director's Selection**

Absent explicit statutory authorization or written delegation of authority to the contrary, all final award decisions will be made by the Director of the COPS Office, who may also give consideration to factors including prior funding history, current award balances, underserved populations, population served, geographic diversity, strategic priorities, past performance, significant concerns regarding ability of the applicant to administer federal funds, and available funding when making awards.

#### **Federal Award Notices**

Award notification will be sent electronically from JustGrants. This award notification will include instruction on enrolling in Automated Standard Application for Payments (ASAP) and accepting the award. Recipients will be required to log into JustGrants to review, sign, and accept the award. The notice of award will contain details about the award including start and end dates, funding amounts, and the award conditions. The Authorized Representatives must acknowledge having read and understood all sections of the award instrument and submit the required declaration and certification to accept the award; these steps will be completed electronically in JustGrants before you will be able to draw down funds or begin implementing the program. By accepting the award and the COPS Office funding, your agency acknowledges that it will comply with these conditions and, if applicable, additional special conditions specific to your agency.

It is anticipated that awards will be announced on or after September 30, 2024. Any public announcements will be posted on the <u>COPS Office website</u>.

#### All award decisions are final and not subject to appeal.

To officially accept and begin your award, your organization must access your award package at <a href="https://justgrants.usdoj.gov/">https://justgrants.usdoj.gov/</a>. Once you access your account, you will review and electronically sign the award document (including award terms and conditions) and, if applicable, the special award conditions or high-risk conditions within 45 days of the date shown on the award congratulatory letter, unless an extension is requested and granted. The two assigned Authorized Representatives (Law Enforcement Executive/Program Official and Government Executive/Financial Official) as described in the How to Apply section are required to sign the award package. If the Authorized Representative(s) changes between the time of application submission and award receipt, the Entity Administrator will need to update the Authorized Representative(s) in JustGrants. Your organization will not be able to draw down award funds until the COPS Office receives your signed award document. For more information on accepting your award, please visit the <a href="https://justGrants.training.page">JustGrants.training.page</a> for step-by-step instructions.

For technical support with JustGrants, please call JustGrants Support at <u>JustGrants.Support@usdoj.gov</u>, or 833-872-5175. For programmatic assistance, please contact the COPS Office Response Center at <u>AskCopsRC@usdoj.gov</u>.

# **The Award Package**

The award package is the document indicating your official award funding amount, the award number, the award terms and conditions, and award start and end dates.

The award start date indicated in the award package means that your organization may be reimbursed for any allowable costs incurred on or after this date. The duration of awards is three years (36 months).

Your FY24 award number is in the following format: 15JCOPS-24-GG-XXXXX-AHTF. The COPS Office tracks award information based upon this number; therefore, it is important to have your organization's award number (or your organization's UEI number) readily available when corresponding with the COPS Office.

The award terms and conditions are listed in the award package. In limited circumstances, your award package may include additional special conditions or high-risk conditions that prevent your organization from drawing down or accessing award funds until the special conditions or high-risk conditions are satisfied as determined by the COPS Office.

By accepting the award, you are acknowledging that you are obtaining federal funds from the COPS Office. As part of that agreement, if awarded funds, your organization will acknowledge that it will comply with all applicable award terms and conditions including any special or high-risk conditions.

# **Administrative and National Policy Requirements**

If selected for funding, in addition to implementing the funded project consistent with the approved project proposal and budget, the recipient must comply with award terms and conditions and other legal requirements including, but not limited to, OMB, DOJ, or other federal regulations that will be included in the award or incorporated into the award by reference or are otherwise applicable to the award.

The COPS Office strongly encourages applicants to review applicable requirements and terms and conditions prior to submitting an application. Terms and conditions for COPS Office awards are available on the COPS Office website in the <a href="FY24 Application Resource Guide">FY24 Application Resource Guide</a>. Terms and conditions are subject to change before the award is issued. The <a href="FY24 Application Resource Guide">FY24 Application Resource Guide</a> also contains additional requirements which apply to this application and award, including audit requirements, suspension, and termination requirements.

# Terms, Conditions, and Award Requirements

Please review carefully the <u>FY24 Application Resource Guide</u> for a full description of each of the listed terms, conditions, and other requirements for this COPS Office program. By submitting your application, your organization assures the COPS Office that you agree to the terms, conditions, and requirements. If awarded funds, by accepting your COPS Office award, your organization agrees to comply with all of the terms, conditions, and other requirements in your award package and any additional special or high-risk conditions that may be imposed on your award.

# Administrative Actions and Legal Remedies Related to Federal Awards

Please be advised that an application may not be funded or, if awarded, a hold may be placed on this application if it is deemed that the applicant is not in compliance with federal civil rights laws, is not cooperating with an ongoing federal civil rights investigation, or is not cooperating with a U.S. Department of Justice award review or audit.

Misuse of COPS Office funds or failure to comply with all COPS Office award requirements may result in legal sanctions including suspension and termination of award funds, the repayment of expended funds, ineligibility to receive additional COPS Office funding, and other remedies available by law.

Under the False Claims Act, any credible evidence that a person has submitted a false claim or has committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving COPS Office funds may be referred to the Office of Inspector General (OIG). The OIG may be contacted at <a href="mailto:oig.hotline@usdoj.gov">oig.hotline@usdoj.gov</a>, <a href="https://oig.justice.gov/hotline/index.htm">https://oig.justice.gov/hotline/index.htm</a>, or 800-869-4499.

# **Remedies for Noncompliance**

Under 2 C.F.R. § 200.339, if the recipient fails to comply with award terms and conditions, the Federal awarding agency may impose additional conditions or take one or more of the following actions as appropriate in the circumstances:

- Temporarily withhold cash payments pending correction of the deficiency by the non-Federal entity or more severe enforcement action by the Federal awarding agency or pass-through entity.
- Disallow (that is, deny both use of funds and any applicable matching credit for) all or part of the cost of the activity or action not in compliance.
- Wholly or partly suspend or terminate the Federal award.
- Initiate suspension or debarment proceedings as authorized under 2 C.F.R. Part 180 and Federal awarding agency regulations (or in the case of a pass-through entity, recommend such a proceeding be initiated by a Federal awarding agency).
- Withhold further Federal awards for the project or program.
- Take other remedies that may be legally available.

Prior to imposing sanctions, the COPS Office will provide reasonable notice to the recipient of its intent to impose sanctions and will attempt to resolve the problem informally. Appeal procedures will follow those in the U.S. Department of Justice regulations in 28 C.F.R. Part 18.

Awards terminated due to noncompliance with the federal statutes, regulations, or award terms and conditions will be reported to the integrity and performance system accessible through SAM (currently FAPIIS).

False statements or claims made in connection with COPS Office awards may result in fines, imprisonment, debarment from participating in federal awards or contracts, and any other remedy available by law.

Please be advised that recipients may not use COPS Office funding for the same item or service also funded by another U.S. Department of Justice award.

# Federal Awarding Agency Contact(s)

For technical assistance with submitting the SF-424, please call the Grants.gov customer service hotline at 800-518-4726, send questions via email to <a href="mailto:support@Grants.gov">support@Grants.gov</a>, or consult the <a href="mailto:Grants.gov">Grants.gov</a> Organization Applicant User Guide. The Grants.gov Support Hotline operates 24 hours a day, 7 days a week, except on federal holidays.

For technical support with the Justice Grants System (JustGrants) application, please contact the JustGrants Support at <u>JustGrants.Support@usdoj.gov</u> or 833-872-5175. The JustGrants Support operates Monday through Friday between the hours of 5:00 a.m. and 9:00 p.m. Eastern Time (ET) and Saturday, Sunday, and federal holidays from 9:00 a.m. to 5:00 p.m. ET. Training on JustGrants can also be found at <a href="https://justicegrants.usdoj.gov/training-resources">https://justicegrants.usdoj.gov/training-resources</a>.

For programmatic assistance with the requirements of this program, please contact the COPS Office Response Center at <a href="mailto:AskCopsRC@usdoj.gov">AskCopsRC@usdoj.gov</a>. The COPS Office Response Center operates Monday through Friday, 9:00 a.m. to 5:00 p.m. ET, except on federal holidays.

# Freedom of Information Act and Privacy Act (5 U.S.C. §§ 552 and 552a)

All applications submitted to the COPS Office (including all attachments to applications) are subject to the federal Freedom of Information Act (FOIA) and to the Privacy Act. By law, DOJ may withhold information that is responsive to a request if DOJ determines that the responsive information is protected from disclosure under the Privacy Act or falls within the scope of one or more of the nine statutory exemptions under FOIA. DOJ cannot agree not to release some or all portions of an application/award file in advance of a request pursuant to the FOIA.

In its review of records that are responsive to a FOIA request, the COPS Office will withhold information in those records that plainly falls within the scope of the Privacy Act or one of the statutory exemptions under FOIA. (Some examples include certain types of information in budgets and names and contact information for project staff other than certain key personnel.) In appropriate circumstances, the COPS Office will request the views of the applicant/recipient that submitted a responsive document.

#### Feedback to the COPS Office

To assist the COPS Office in improving its application and award processes, we encourage applicants to provide feedback on this solicitation, the application submission process, and the application review peer review process. Provide feedback via email to <a href="mailto:AskCopsRC@usdoj.gov">AskCopsRC@usdoj.gov</a> with the following subject line: "FY24 COPS AHTF Program Feedback."

**Important:** This email is for feedback and suggestions only. Replies are not sent from this mailbox. If you have specific questions on any program or technical aspect of the solicitation, you must contact the COPS Office Response Center at <a href="mailto:askCopsRC@usdoj.gov">askCopsRC@usdoj.gov</a>.

# **COPS Office Other Information**

# Reporting, Monitoring, and Evaluation Requirements

#### Reporting

If awarded, your organization will be required to submit quarterly Standard Form 425, Federal Financial Reports (FFR) as well as semiannual Programmatic Performance Reports. Recipients should be prepared to track and report program award funding separately from other funding sources (including other COPS Office federal awards) to ensure accurate financial and programmatic reporting on a timely basis. Recipients should ensure that they have financial internal controls in place to monitor the use of program funding and ensure that its use is consistent with the award terms and conditions. Good stewardship in this area includes written accounting practices, use of an accounting system that tracks all award drawdowns and expenditures, and the ability to track when award-funded positions are filled or approved purchases are made. Failure to submit complete reports or submit reports in a timely manner will result in the suspension and possible termination of a recipient's COPS Office award funding or other remedial actions.

# Monitoring

Federal law requires that agencies receiving federal funding from the COPS Office be monitored to ensure compliance with their award conditions and other applicable statutory regulations. The COPS Office is also interested in tracking the progress of our programs and the advancement of community policing. Both aspects of award implementation—compliance and programmatic benefits—are part of the monitoring process coordinated by the U.S. Department of Justice.

Awarded organizations will be responsible for submitting Programmatic Performance Reports on a semiannual basis and SF-425 - Federal Financial Reports on a quarterly basis. In addition, awarded organizations will be responsible for the timely submission of a final Closeout Report and any other required final reports. All COPS Office recipients will be required to participate in such award monitoring activities of the U.S. Department of Justice, including but not limited to the COPS Office, the Office of the Inspector General, or any entity designated by the COPS Office.

Please note that the COPS Office may take a number of monitoring approaches, such as site visits, enhanced office-based award reviews, alleged noncompliance reviews, and periodic surveys to gather information and to ensure compliance. The COPS Office may seek information including, but not limited to, your organization's compliance with nonsupplanting and both programmatic and financial requirements of the award, and your organization's progress toward implementing the award and achieving your community policing strategy. The COPS Office is particularly interested in confirming that the purchase of items and/or services is consistent with the applicant's approved award budget.

If awarded funds, you agree to cooperate with and respond to any requests for information pertaining to your award in preparation for any of the above-referenced award monitoring activities.

Please feel free to contact your COPS Office Program Manager to discuss any questions or concerns you may have regarding the monitoring, reporting, and evaluation requirements.

# **Program Evaluation**

Though a formal assessment is not a requirement, awarded organizations are strongly encouraged to conduct an independent assessment of their respective award-funded projects. Project evaluations have proven to be valuable tools in helping organizations identify areas in need of improvement, providing data of successful processes, and reducing vulnerabilities.

Selected award recipients shall be evaluated on the local level or as part of a national evaluation, pursuant to guidelines established by the Attorney General. Such evaluations may include assessments of individual program implementations. In select jurisdictions that are able to support outcome evaluations, the effectiveness of funded programs, projects, and activities may be required. Outcome measures may include crime and victimization indicators, quality of life measures, community perceptions, and police perceptions of their own work.

# **Financial Management and System of Internal Controls**

Award recipients and subrecipients must, as set out in the Uniform Guidance at 2 C.F.R. § 200.303, do the following:

- Establish and maintain effective internal control over the federal award that provides reasonable assurance that [the recipient (and any subrecipient)] is managing the federal award in compliance with federal statutes, regulations, and the terms and conditions of the federal award. These internal controls should be in compliance with guidance in "Standards for Internal Control in the Federal Government" issued by the Comptroller General of the United States and the "Internal Control Integrated Framework" issued by the Committee of Sponsoring Organizations of the Treadway Commission (COSO).
- Comply with federal statutes, regulations, and the terms and conditions of the federal awards.
- Evaluate and monitor [the recipient's (and any subrecipient's)] compliance with statutes, regulations, and the terms and conditions of federal awards.
- Take prompt action when instances of noncompliance are identified including noncompliance identified in audit findings.
- Take reasonable measures to safeguard protected personally identifiable information and other
  information the federal awarding agency designates as sensitive or [the recipient (and any
  subrecipient)] considers sensitive, consistent with applicable federal, state, local, and tribal laws
  regarding privacy and obligations of confidentiality.

# **Audit Requirement**

The Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards at 2 C.F.R. Part 200, Subpart F – Audit Requirements, available at <a href="https://www.ecfr.gov/current/title-2/subtitle-A/chapter-II/part-200/subpart-F">https://www.ecfr.gov/current/title-2/subtitle-A/chapter-II/part-200/subpart-F</a>, establish the requirements for organizational audits that apply to COPS Office award recipients. Recipients must arrange for the required organization-wide (not award-by-award) audit in accordance with the requirements of Subpart F.

# **Civil Rights**

All recipients are required to comply with nondiscrimination requirements contained in various federal laws. A memorandum addressing federal civil rights statutes and regulations from the Office for Civil Rights, Office of Justice Programs will be included in the award package for award recipients. All applicants should consult the Assurances form to understand the applicable legal and administrative requirements.

#### Section 508 of the Rehabilitation Act

If you are an applicant using assistive technology and you encounter difficulty when applying, please contact the COPS Office Response Center at 800-421-6770 or <a href="mailto:AskCopsRC@usdoj.gov">AskCopsRC@usdoj.gov</a>.

The department is committed to ensuring equal access to all applicants and will assist any applicant who may experience difficulties with assistive technology when applying for awards using the JustGrants System.

# **Public Reporting Burden: Paperwork Reduction Act Notice**

The public reporting burden for this collection of information is estimated to be up to 11.3 hours per response, depending upon the COPS Office program being applied for, which includes time for reviewing instructions. Send comments regarding this burden estimate or any other aspects of the collection of this information, including suggestions for reducing this burden, to the Office of Community Oriented Policing Services, U.S. Department of Justice, 145 N Street NE, Washington, DC 20530; and to the Public Use Reports Project, Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503. For any questions or comments, please contact David Neely, COPS Office Paperwork Reduction Act Program Manager, at 202-514-8553.

You are not required to respond to this collection of information unless it displays a valid OMB control number. The OMB control number for this application is 1103-0098, and the expiration date is 04/30/2024.

#### **Performance Measures**

To assist in fulfilling the U.S. Department of Justice's responsibilities under the Government Performance and Results Act Modernization Act (GPRA Modernization Act) of 2010, P.L. 111–352), recipients who receive funding from the Federal Government must measure the results of work that funding supports. This act specifically requires the COPS Office and other federal agencies to set program goals, measure performance against those goals, and publicly report progress in the form of funding spent, resources used, activities performed, services delivered, and results achieved.

Performance measures for this program will include the following:

- Extent to which COPS Office award funding (e.g., officers, equipment, training, technical assistance) has increased your agency's community policing capacity
- Extent to which COPS Office knowledge resources (e.g., publications, podcasts, training) have increased your agency's community policing capacity

The objective of these performance measures is to increase the capacity of law enforcement agencies to implement community policing strategies that strengthen partnerships for safer communities and enhance law enforcement's capacity to prevent, solve, and control crime through funding for personnel, technology, equipment, and training.

Recipients will rate the effectiveness of the COPS Office funding in increasing community policing capacity. Data will be collected on a periodic basis through performance reports.

COPS Office awards target increasing recipient capacity to implement community policing strategies within the three primary elements of community policing: (1) problem solving, (2) partnerships, and (3) organizational transformation. The COPS Office requires all applicants to describe how the personnel, technology, equipment, supplies, travel, or training requested will assist the applicant in implementing community policing strategies. As part of the performance report, AHTF recipients will be required to report on their progress toward implementing community policing strategies. Based on the data collected from recipients, the COPS Office may make improvements to AHTF to better meet the program's objective and law enforcement agency needs. For more information on community policing, please go to the COPS Office website at <a href="https://cops.usdoj.gov/resources#cptopics">https://cops.usdoj.gov/resources#cptopics</a>.

Performance measures for this program are as shown in table 1.

**Table 1. Performance measures** 

Objective	Performance Measures	Data recipient
		provides
Increase the capacity of law	Extent to which COPS Office award funding	Data will be collected
enforcement agencies to implement	(e.g., personnel, equipment, training, etc.)	on a periodic basis
community policing strategies that	has increased your agency's community	through recipient
strengthen partnerships for safer	policing capacity?	performance reports
communities and enhance law enforcement's capacity to prevent, solve, and control crime through funding for personnel, technology, equipment, and training.  Increase efforts to locate and investigate illicit heroin and other opioid activities. Establish new or enhance existing multijurisdictional and interdisciplinary task forces to investigate heroin and other opioid activities.	Extent to which COPS Office knowledge resources (e.g., publications, podcasts, training, etc.) have increased your agency's community policing capacity?  Number of treatment admissions data for heroin, fentanyl, carfentanil, and other opioids.  Number of arrests or prosecutions made as a result of task force operations for heroin, fentanyl, carfentanil, and other opioids.	
Increase the use of community	Number of seizures task forces made as a result of heroin, fentanyl, carfentanil, and	
Increase the use of community policing strategies during the	other opioid investigations; and total	
investigation phase (including problem		
solving partnerships and organizational changes) to investigate heroin and other opioid activities.  Increase anti-heroin collaboration	Number of new task forces established, or enhancements made to existing task forces.  Number of partnerships established or	
efforts during investigations with federal, state, local, and/or tribal	enhanced to support the work of the task force.	
partners involved in 1) prevention, intervention, and treatment; 2)	Number of agencies sharing intelligence about heroin, fentanyl, carfentanil, and	
identification of drug endangered children; and 3) enforcement activities.	other opioids information with federal, state, and local or tribal law enforcement agencies.	

# **Application Checklist**

Please refer to the <u>JustGrants DOJ Application Submission Checklist</u>.