

State of Wisconsin

SENATE CHAIR
Alberta Darling

317 East, State Capitol
P.O. Box 7882
Madison, WI 53707-7882
Phone: (608) 266-5830



ASSEMBLY CHAIR
John Nygren

309 East, State Capitol
P.O. Box 8593
Madison, WI 53708-8953
Phone: (608) 266-2343

Joint Committee on Finance

MEMORANDUM

To: Members
Joint Committee on Finance

From: Senator Alberta Darling
Representative John Nygren

Date: April 16, 2015

Re: s. 16.515/16.505(2), Stats. Request

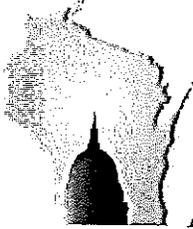
Attached is a copy of a request from the Department of Administration, received April 16, 2015, pursuant to s. 16.515/16.505(2), Stats., on behalf of the Milwaukee County District Attorney's Office.

Please review the material and notify **Senator Darling** or **Representative Nygren** no later than **Tuesday, May 5, 2015**, if you have any concerns about the request or if you would like the Committee to meet formally to consider it.

Also, please contact us if you need further information.

Attachments

AD:JN;jm



**WISCONSIN DEPARTMENT OF
ADMINISTRATION**

SCOTT WALKER
GOVERNOR
SCOTT A. NEITZEL
SECRETARY
Office of the Secretary
Post Office Box 7864
Madison, WI 53707-7864
Voice (608) 266-1741
Fax (608) 267-3842

Date: April 16, 2015
To: The Honorable Alberta Darling, Co-Chair
Joint Committee on Finance
The Honorable John Nygren, Co-Chair
Joint Committee on Finance
From: Scott A. Neitzel, Secretary
Department of Administration
Subject: s. 16.515/16.505(2) Request(s)

RECEIVED
APR 16 2015

St. Finance

GAN

Enclosed are request(s) that have been approved by this department under the authority granted in s. 16.515 and s. 16.505(2). The explanation for each request is included in the attached materials. Listed below is a summary of each item:

<u>AGENCY</u>	<u>DESCRIPTION</u>	<u>2013-14</u>		<u>2014-15</u>	
		<u>AMOUNT</u>	<u>FTE</u>	<u>AMOUNT</u>	<u>FTE</u>
DAs 20.475(1)(h)	Gifts and grants				1.0*

* Project position ending 06/30/2016.

As provided in s. 16.515, the request(s) will be approved on May 7, 2015, unless we are notified prior to that time that the Joint Committee on Finance wishes to meet in formal session about any of the requests.

Please contact Mary Hamele at 266-1807, or the analyst who reviewed the request in the Division of Executive Budget and Finance, if you have any additional questions.

Attachments

Date: April 8, 2015
To: Michael Heifetz
From: Caitlin Morgan Frederick
Subject: Section 16.505(2) Request

Attached is a s. 16.505(2) request analysis for your approval and processing. Listed below is a summary of each item:

DOA RECOMMENDATION:

<u>AGENCY</u>	<u>DESCRIPTION</u>	<u>2013-14</u>		<u>2014-15</u>	
		<u>AMOUNT</u>	<u>FTE</u>	<u>AMOUNT</u>	<u>FTE</u>
DAs 20.475(1)(h)	Gifts and grants				1.0*

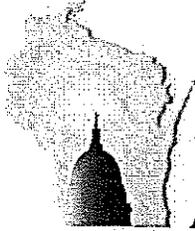
* Project position ending 06/30/2016.

AGENCY REQUEST:

<u>AGENCY</u>	<u>DESCRIPTION</u>	<u>2013-14</u>		<u>2014-15</u>	
		<u>AMOUNT</u>	<u>FTE</u>	<u>AMOUNT</u>	<u>FTE</u>
DAs 20.475(1)(h)	Gifts and grants				1.0*

* Project position ending 06/30/2016.

MH APPROVAL 04-16-15 *MCF* (FORWARD TO MARY HAMELE)



**WISCONSIN DEPARTMENT OF
ADMINISTRATION**

SCOTT WALKER
GOVERNOR

SCOTT A. NEITZEL
SECRETARY

Division of Executive Budget and Finance
Post Office Box 7864
Madison, WI 53707-7864
Voice (608) 266-1736
Fax (608) 267-0372
TTY (608) 267-9629

Date: April 8, 2015

To: Scott A. Neitzel, Secretary
Department of Administration

From: Caitlin Morgan Frederick
Executive Policy and Budget Manager

Subject: Request Under s. 16.505(2) from the Milwaukee County District Attorney to Extend a 1.0 FTE Program Revenue Assistant District Attorney Project Position.

Request:

The Department of Administration, on behalf of the Milwaukee County District Attorney's Office, requests the extension of a 1.0 FTE program revenue assistant district attorney project position. Position authority is requested through June 30, 2016.

Revenue Sources for Appropriation(s):

The revenue source for the position in the gifts and grants appropriation under s. 20.475(1)(h) is a Byrne Memorial Justice Assistance Grant through the Wisconsin Department of Justice, Division of Law Enforcement Services. As the grant is funded from a program revenue continuing, all moneys received appropriation, there is no accompanying request for an increase in expenditure authority. The Milwaukee County District Attorney's Office will reimburse the salary and fringe benefit costs for the assistant district attorney project position from the grant award.

Background:

In February 2013, the Department of Justice awarded Milwaukee County a Byrne Memorial Justice Assistance Grant of \$80,000 to fund the salary and fringe benefits for an early intervention general crimes assistant district attorney. Initial position authority was granted May 10, 2013, and effective through May 1, 2014. The early intervention general crimes assistant district attorney is a component of Milwaukee County's Early Intervention Strategy and is responsible for managing and screening offenders to participate in the program.

On March 5, 2014, Milwaukee County was awarded an \$80,000 grant from the Department of Justice, Division of Law Enforcement Services to continue to fund the annual salary and fringe benefits for the Milwaukee County early intervention general

crimes prosecutor. The grant provides \$55,610 for salary and \$24,390 for fringe benefits over the period of January 1, 2014, to December 31, 2014. An additional extension of the position was granted on April 14, 2014, and effective through May 1, 2015. In December 2014, the Department of Justice awarded an additional \$80,000, and with additional unspent awards, and the expectation of turnover, the Department of Administration requests to extend the position through June 30, 2016.

Milwaukee County's Early Intervention Strategy is designed to reduce long-term recidivism by diverting eligible, nonviolent offenders from the criminal justice system into effective community-based programming.

In order to ensure that offenders receive the interventions most likely to reduce future criminal behavior, the Early Intervention Strategy was designed to emphasize: cooperation and collaboration across the criminal justice system, the systemwide application of the risk and need assessments, measurement and analysis of outcome data, and appropriate community supervision to maintain public safety.

Milwaukee County has developed and implemented the following intervention programs as part of the Early Intervention Strategy:

- The Milwaukee County Diversion Program, which offers offenders with a low risk of reoffending the opportunity to avoid criminal charges. The program requires that individuals meet specific program expectations and remain crime free for the term of the diversion. Those who successfully complete the conditions of their diversion agreements are not subject to a criminal charge on their record. Those who fail to meet program conditions are prosecuted for their charges.
- The Milwaukee County Deferred Prosecution Program, which offers offenders with a moderate to high risk for reoffense the opportunity to avoid criminal conviction and sentencing. The program requires that individuals participate in behavior-changing programs and services which have been demonstrated to be effective in reducing the likelihood of reoffense. For those who successfully complete the conditions of their deferred prosecution agreements, the District Attorney's Office agrees to dismiss or amend the charges. Those who fail to successfully complete the conditions of the program are convicted and sentenced for their charges.
- The Day Reporting Center, which provides an alternative to incarceration for moderate risk offenders who are identified as being in need of structured substance abuse, cognitive intervention, employment readiness, education and/or parenting programming.
- The Drug Treatment Court, which provides substance abuse treatment and supportive services for high-risk offenders with substance abuse problems. The court is a 12 to 18-month comprehensive court-based treatment program for nonviolent felony offenders and habitual misdemeanants with an assessed

diagnosis of substance abuse. The court includes regular court appearances, alcohol and drug treatment, drug testing, and weekly appointments with a case manager. Court participants are provided with a skills assessment, service referrals such as vocational training, educational support, mental health counseling, as well as wraparound services and restorative justice programs.

- The Milwaukee County Veterans Treatment Initiative, which recognizes the connection between military-related trauma, substance abuse, mental illness and other conditions that commonly result in veterans' involvement in the justice system. Veterans receive ready access to treatment programs offered by the U.S. Department of Veterans Affairs and other Veterans Service Organizations.

The Early Intervention Strategy also includes: (a) four assistant district attorneys, one deputy district attorney and four assistant state public defenders assigned to the project, who dedicate their entire caseload to individuals placed into diversion programs; (b) a full-time Milwaukee County circuit court judge whose entire court docket is comprised of individuals in one of the programs; (c) a full-time Milwaukee police officer, who serves as the law enforcement liaison to this program; (d) community-based organizations such as JusticePoint, Inc., the Benedict Center, and Wisconsin Community Services; as well as (e) an additional approximately 50 people, who have donated their time to meet twice monthly as part of the Early Intervention working group.

Unlike the other assistant district attorneys assigned to the program, the early intervention general crimes assistant district attorney is dedicated to screening cases to determine eligibility for early intervention programs and services; conducting long-term recidivism assessments and short-term risk assessments for offenders; participating in weekly staffing meetings with program participants, their attorneys and case monitors; attending planning meetings for the Central Liaison Early Intervention Unit; and coordinating with the Early Intervention Court judge and the Early Intervention Unit team members.

Analysis:

The early intervention general crimes assistant district attorney screens cases early in the criminal justice process to identify nonviolent offenders whose criminal risk can be safely managed by community-based programming. While any criminal justice stakeholder can refer a defendant for diversion, the District Attorney's Office is best positioned to identify diversion candidates early in the justice process.

Between June 17, 2013, and December 11, 2013, the early intervention general crimes assistant district attorney screened 878 cases for participation in early intervention programming. Of those, 721 cases were ineligible; some cases were referred back to municipal authorities (158), some were ineligible because the incidents were not provable beyond a reasonable doubt (298), others were conventionally charged (245),

and some were read into other pending cases (20). The assistant district attorney diverted the remaining 157 cases into the early intervention program, including 128 low-risk individuals who entered into diversion agreements and 29 moderate-risk individuals who entered into deferred prosecution agreements.

Prior to the early intervention general crimes assistant district attorney position, the program served approximately 350 individuals. With an assistant district attorney dedicated to reviewing cases and referring individuals to the program, enrollment in the program expanded to over 500 individuals. Funding the position allows the Early Intervention Program to maintain capacity to serve over 500 offenders annually; without position authority, program capacity would likely drop to previous levels.

The grant provides salary and fringe benefits for an entry-level, or near entry-level, assistant district attorney (the salary calculation was based on the midpoint between the first and second steps of the 2011 Wisconsin Act 238 pay progression scale). However, because the program requires the judgment and seasoning of an experienced assistant district attorney, the county assigns a higher-paid, experienced prosecutor to the project but charges the compensation of an entry-level attorney. This gives the program the benefit of a full-time experienced assistant district attorney

The Early Intervention Strategy furthers the State's policy to divert nonviolent offenders away from the traditional criminal justice system and direct them toward services and treatment in the community, to reduce long-term recidivism. The position supports and enhances the program by providing additional program capacity and serving as a centralized contact person for collaboration in the criminal justice system.

Recommendation:

Approve the request.



**WISCONSIN DEPARTMENT OF
ADMINISTRATION**

SCOTT WALKER
GOVERNOR

SCOTT A. NEITZEL
SECRETARY

Division of Administrative Services
State Prosecutors Office
Post Office Box 7869
Madison, WI 53707-7869
Voice (608) 267-2700
Fax (608) 264-9500

DATE: March 24, 2015

TO: Michael Heifetz, Administrator
Division of Executive Budget and Finance

FROM: Philip W. Werner, ^{PLW} Director
State Prosecutors Office

SUBJECT: **REQUEST UNDER S. 16.505 FOR DEPARTMENT 475: MILWAUKEE
COUNTY DISTRICT ATTORNEY'S OFFICE**

On behalf of the Milwaukee County District Attorney's Office, I am submitting the attached request to extend position authorization of a 1.0 FTE program revenue project position in Department 475, District Attorneys.

Thank you for your attention to this matter.

Attachment

**DEPARTMENT OF ADMINISTRATION REQUEST UNDER S. 16.505 FOR
POSITION AUTHORIZATION**

I. REQUEST

The Department of Administration (DOA) requests, under s.16.505, the extension of current position authorization of a 1.0 FTE program revenue (PR) assistant district attorney (ADA) position in (BC06) from May 1, 2015, to June 30, 2016. The position is located in the Milwaukee County District Attorney's (DA's) Office and was created by Joint Committee on Finance authorization on May 10, 2013. The position will continue to be funded from a Byrne Justice Assistance Grant (JAG) available through the U.S. Department of Justice, and will be funded via appropriation 20.475(1)(h).

II. BACKGROUND

In February, 2013, the Office of Justice Assistance approved a Milwaukee County grant application for a Byrne JAG Early Intervention General Crimes Prosecutor. Funding of \$80,000 was authorized through December 31, 2013. The Office of Justice Assistance, within the Wisconsin Department of Justice, awarded an additional \$80,000 to continue the work of the Early Intervention General Crimes Prosecutor during calendar year 2014; and, the Joint Committee on Finance extended position authority to May 1, 2015. The Department of Justice has awarded an additional \$9,168 to continue the program which, when combined with unspent previously-awarded funding, will extend the position through approximately March 31, 2016. However, anticipating possible turnover and vacancy in the position, DOA is requesting extension of position authority through June 30, 2016.

The 1.0 FTE ADA screens defendants/offenders for participation in Milwaukee County's Early Intervention Programs. The purpose of the Early Intervention Strategy is to maximize the opportunity to support and encourage pro-social attitudes and behaviors among those who become involved in the justice system, while minimizing the potential negative consequences that may accrue to an individual involved in the system, such as social stigma, exposure to higher risk offenders, and loss of pro-social supports (e.g. – family, employment, educational activities, etc.). The goal of the strategy is to reduce the long-term recidivism risk of individuals involved in the justice system, while at the same time ensuring public safety and the efficient allocation of limited criminal justice resources. If an offender successfully completes the program, charges will be reduced or dismissed.

March 24, 2015

Milwaukee County Byrne JAG Early Intervention General Crimes Prosecutor

s.16.505 Request

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III. ANALYSIS

This position is in furtherance of the State's policy to divert non-violent offenders away from the traditional criminal justice system and direct them toward services and treatment, thereby reducing recidivism.

IV. FISCAL ANALYSIS

As mentioned above, the \$9,168 in funding, in addition to prior funding provided by Byrne JAG grants, has been awarded through March 31, 2016; however, due to the potential for turnover and vacancy, DOA requests position authority for the position through June 30, 2016.

V. REVENUE SOURCE FOR APPROPRIATION

The source of the grant funds is the Byrne JAG program. Milwaukee County will reimburse the salary and fringe benefit costs for the State-paid ADA position in the Department of District Attorneys.

VI. SPECIAL INFORMATION

The co-chairs of the Joint Committee on Finance, in a letter to Department of Administration Secretary dated June 12, 1996, set forth four additional items of information that should be included in a s.16.505 request for additional positions in the District Attorney program.

- 1) *An explanation of the effect of the positions on weighted caseload for the requesting counties (the LAB methodology is suggested).*

Table 1 indicates the LAB methodology's results using the modifications recommended by the Wisconsin District Attorneys Association and highlights that there will be no impact on the Milwaukee DA Office since the position authority already was approved in May, 2013. The table uses the most current court data available (2011-2013) and the positions authorized as of February 13, 2015. It is important to note that the position need shown in the LAB methodology is a general need responding to all duties of a DA office and is not specific to a particular type of criminal activity or caseload.

- 2) *An assessment of similar caseload problems in counties not addressed by the request.*

Data with which to make this assessment are not available.

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Milwaukee County Byrne JAG Early Intervention General Crimes Prosecutor
s.16.505 Request

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- 3) *An explanation of why the request has greater priority than similar needs existing in other counties.*

Other counties had the opportunity to apply for the funds to the extent permitted by federal law.

- 4) *If the request is intended to address a specific type of caseload, an explanation of why this type of caseload has a greater priority than other types.*

These funds may not be used to address types of caseloads not specifically authorized by the federal law.

Table 1: DA Office Caseload Analysis, February 13, 2015

DA Office	2/13/15 Total FTE Positions *	FTE needed before positions approved	FTE needed after positions approved	DA Office	2/13/15 Total FTE Positions *	FTE needed before positions approved	FTE needed after positions approved
Adams	1.20	1.34	1.34	Marathon	11.00	3.27	3.27
Ashland	2.00	0.30	0.30	Marinette	2.60	0.40	0.40
Barron	3.00	2.67	2.67	Marquette	1.00	0.52	0.52
Bayfield	1.00	0.92	0.92	Milwaukee	120.50	-17.87	-17.87
Brown	13.00	11.62	11.62	Monroe	3.00	3.39	3.39
Buffalo	1.00	0.61	0.61	Oconto	2.00	0.93	0.93
Burnett	1.25	1.55	1.55	Oneida	2.50	1.66	1.66
Calumet	2.00	0.96	0.96	Outagamie	10.00	7.02	7.02
Chippewa	5.00	1.66	1.66	Ozaukee	3.00	1.53	1.53
Clark	2.00	0.37	0.37	Pepin	0.80	-0.26	-0.26
Columbia	4.75	3.01	3.01	Pierce	2.50	0.56	0.56
Crawford	1.00	-0.28	-0.28	Polk	3.00	2.48	2.48
Dane	27.85	6.45	6.45	Portage	4.00	3.90	3.90
Dodge	4.00	1.80	1.80	Price	1.00	0.10	0.10
Door	2.00	0.60	0.60	Racine	18.00	9.96	9.96
Douglas	3.50	2.24	2.24	Richland	1.80	-0.13	-0.13
Dunn	3.00	2.76	2.76	Rock	14.00	2.99	2.99
Eau Claire	8.00	4.75	4.75	Rusk	1.50	0.31	0.31
Florence	0.50	4.05	4.05	Saint Croix	6.00	0.71	0.71
Fond du Lac	8.00	3.30	3.30	Sauk	5.00	2.23	2.23
Forest	1.00	1.50	1.50	Sawyer	2.00	1.14	1.14
Grant	2.00	2.17	2.17	Shaw/Men	3.00	2.03	2.03
Green	2.00	0.87	0.87	Sheboygan	7.50	3.71	3.71
Green Lake	1.50	0.47	0.47	Taylor	1.00	0.45	0.45
Iowa	1.75	0.91	0.91	Trempealeau	2.00	0.07	0.07
Iron	1.00	-0.25	-0.25	Vernon	2.00	-0.04	-0.04
Jackson	2.00	1.74	1.74	Vilas	2.00	0.96	0.96
Jefferson	5.30	1.79	1.79	Walworth	5.00	3.10	3.10
Juneau	2.50	0.55	0.55	Washburn	1.25	0.73	0.73
Kenosha	16.00	6.05	6.05	Washington	5.00	3.86	3.86
Kewaunee	1.50	-0.13	-0.13	Waukesha	15.50	7.76	7.76
La Crosse	8.00	4.75	4.75	Waupaca	3.50	1.14	1.14
Lafayette	1.00	0.28	0.28	Waushara	2.00	1.13	1.13
Langlade	1.50	2.07	2.07	Winnebago	10.00	6.41	6.41
Lincoln	2.00	1.17	1.17	Wood	4.00	5.57	5.57
Manitowoc	5.00	2.41	2.41				

March 24, 2015

Milwaukee County Byrne JAG Early Intervention General Crimes Prosecutors.16.505 Request

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*Modifications:

- 1) The 0.5 GPR FTE in Washburn (0.25 FTE) that also serves Burnett (0.25 FTE) is divided by the FTE shown in parentheses.
- 2) In Milwaukee, the total FTE used is 120.50 rather than 121.50 due to the following factor:
 - a) the 1.0 FTE DNA position serves the entire state; so, showing it as a Milwaukee position distorts the data.
- 3) In Brown the total FTE used is 13.00 rather than 14.00 due to the following factor:
 - a) the 1.0 ADA FTE sex predator position in Brown is excluded because it also serves approximately 20 other DA offices.
- 4) The weighted time estimate for CHIPS cases was changed from 2.61 hours to 6.0 hours effective in the 2004-06 study, based on a 7/04 WDAA Executive Board recommendation.
- 5) CHIPS extensions include permanency plan review petitions filed under s. 48.365 beginning with data for 2006.
- 6) Immunization cases filed by DA Offices under s. 48.13(13) are included with CHIPS cases beginning with data for 2006.
- 7) WDAA Executive Board authorized the following changes to the weighted time estimates beginning with the 2007-09 caseload study:
 - a) Increase the "reviewing case referrals that are not prosecuted" from 35 to 100 hours per year, thereby reducing hours available per prosecutor to handle individual cases to 1162 per year.
 - b) Weighted time estimate for Class A and First Degree Reckless homicides changed from 100 hours each to 160 hours each.
 - c) Weighted time estimate for "All other Homicides" changed from 50 to 80 hours each.
 - d) The weighted time estimate for misdemeanors changed from 2.17 hours each to 2.91 hours each.
 - e) The weighted time estimate for criminal traffic changed from 1.68 hours each to 2.91 hours each.
 - f) Weighted time estimate for juvenile delinquency changed from 3.32 hours each to 3.44 hours each.



OFFICE OF THE DISTRICT ATTORNEY
Milwaukee County

JOHN T. CHISHOLM • District Attorney

Chief Deputy Kent L. Lovern, Deputies James J. Martin, Patrick J. Kenney, Lovell Johnson, Jr., Jeffrey J. Altenburg

March 20, 2015

Mr. Philip Werner, Director
 State Prosecutors Office
 Post Office Box 7869
 Madison, WI 53707-7869

Dear Mr. Werner:

We are requesting that you take the necessary steps to expedite legislative action to extend the position authority for the Milwaukee County BC06 Early Intervention General Crimes assistant district attorney from April 30, 2015, to June 30, 2016.

In February 2013, the Wisconsin Department of Justice (DOJ), made a Byrne JAG grant award of \$80,000 to Milwaukee County to provide funding for an assistant district attorney to enhance pretrial diversion projects in the district attorney's office.

The Joint Finance Committee approved the creation of the position in May 2013 as the BC06 Early Intervention General Crimes assistant district attorney. Position authority for the BC06 prosecutor was authorized until May 1, 2014.

DOJ made a second \$80,000 grant award for the BC06 Early Intervention General Crimes assistant district attorney position in March 2014, DOJ grant number 2011/2012-DJ-02X-10579, and the Joint Finance Committee extended the position authority of the prosecutor to May 1, 2015.

DOJ made a third \$80,000 grant award for the BC06 Early Intervention General Crimes assistant district attorney position in December 2014, DOJ grant number 2013-DJ-02-11062.

DOJ approved our request to extend the end date of grant number 10579 from December 31, 2014, to February 28, 2015, because that grant had a 2014 year-end surplus of \$9,168. Funding from grant 10579 ran out in mid-February 2015. We estimate that the current grant number 11062 will provide continuing funding for the Early Intervention General Crimes project until approximately March 31, 2016.

Although the funding runs out in approximately the end of March 2016, we are seeking legislative authority for the position until June 30, 2016, because of possible vacancy and turnover. As always, we will closely monitor grant expenses and vacate the BC06 PR position at no GPR cost to the state if grant funding ends before June 30, 2016.

- Gale G. Shelton
- Gary D. Halkon
- David Rookes
- Cynthia G. Brown
- Norman A. Gahn
- Steven H. Glamm
- Mark S. Williams
- John M. Stolber
- Thomas L. Poltor
- David Feiss
- Rayann Chandler Stychinski
- Carole Manchester
- Timothy J. Cotter
- Steven V. Licata
- Brad Vorpahl
- Paul Timin
- Dennis P. Murphy
- Bruce J. Langgraf
- Dennis J. Slogl
- DeAnn L. Heard
- Patricia A. McGowan
- Trene E. Parthum
- Karen A. Loebel
- Ronald S. Dague
- Karina O'Byrne
- James W. Frisch
- Kurt B. Benkley
- James C. Griffin
- William P. Pipp
- Joanne L. Hardike
- Christopher A. Diegel
- Megan P. Carmody
- Laura A. Cavallo
- Shaun Pompe
- Kevlin R. Shomin
- Beth D. Zigel
- Karen A. Vaspalet
- Paul C. Dedinsky
- David T. Malone
- Kelly L. Hedge
- Rachael Stencel
- Kathryn K. Serner
- Daniel J. Gabler
- Jacob D. Corr
- Joy Hammond
- Elisabeth Mueller
- Grant F. Huebner
- Stephen Eduard Nollen
- Michelle Ackerman Hayes
- Claire Starling
- Rebecca A. Klefer
- Matthew J. Toybenon
- Katryna L. Childs
- Anthony White
- Anton Apolo
- Nicola D. Loeb
- Erin Kaishen
- Lucy Kronfost
- Michael J. Lonski
- Paul M. Hauer
- Sera Beth Lewis
- Jenell Spies Karas
- Amanda Kikiewski
- Renee Heinitz
- Karl P. Hayes
- Holly L. Bunch
- Megan M. Williamson
- Sarah Sweeney
- Christopher J. Ladwig
- Kimberly D. Schoesp
- Nicola J. Shelton
- Dax C. Odom
- Benjamin A. Wesson
- Maurice A. Atwell
- Jennifer L. Williams
- Patricia J. Daugherty
- Marissa L. Santiago
- Meghan C. Lindberg
- Ann M. Lopez
- Peter M. Tempelis
- Matthew G. Puthukulam
- Randy Sitzberger
- Nicolas J. Hellman
- Chad Wozniak
- Kristin M. Schrank
- Francesco G. Minco
- Tyrene M. St. Junior
- Hanna R. Kolberg
- Joshua M. Mathy
- Antonella Alaman
- Cynthia M. Davis
- Jessica A. Ballenger
- Matthew R. Westphal
- Caitlin A. Ringersma
- Sara Yolden Schroeder
- Abbey M. Deslato
- Molly M. Schmidt
- Jay R. Puzick
- Danille E. Chojacki
- Benjamin T. Lindsay
- Nicholas S. Cernin
- Michael Schindhelm
- Brittany C. Grayson
- Nathaniel E. Adamsen
- Margaret Kuntisch
- Sarah McNeill
- Sara J.S. Waldschmidt
- Ryan Sanson
- Michael D. Thurston
- Evan K. Gabeison
- Jeremy R. Arn
- Brandon A. Wigley
- Sara M. Kiale
- Zachary A. Whitchow
- William T. Berens
- Patrick J. Anderson
- Alex Mueller
- Owen Poltrovski
- Alyssa Schaller
- Brittany S. Kachingwe

Philip Werner
March 20, 2015
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Attached are the GAN extending grant number 10579 to February 28, 2015 (page 3); expense reports for grant number 10579 (pp. 4-5); and the new DOJ \$80,000 grant award number 11062 (pp. 6-15).

Thank you for your consideration. If you need additional information, please contact me at 414-278-5369 or at James.Martin@da.wi.gov.

Sincerely,

James J. Martin

James J. Martin
Deputy District Attorney

Grant Adjustment Notice (GAN)

October 22, 2014

WI Department of Justice
17 W. Main Street
Madison WI 53707-7857

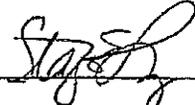
Project Director:	Mr. John T. Chisholm	Subgrant #:	2011/2012-DJ-02X-10579	Amendment Number:	1
Applicant Agency:	Milwaukee County District Attorney's Office 821 West State Street Milwaukee, WI 53233-1485	Applicant Agency Envelope/Label Address:	821 W STATE ST MILWAUKEE, WI 53233-1485		
Signatory:	Milwaukee County	Modification Submit Date:	10/22/2014		
Project Title:	Early Intervention General Crimes Prosecutor	Program Manager:	Mr. Ray Luick		
Approved Project Period:	From: 01/01/2014	To: 12/31/2014	Modified Project Period:	From: 01/01/2014	To: 02/28/2015

Total Approved Budget by Source	Current Subgrant Budget	Net Change	New Budget
Federal	\$80,000.00	\$0.00	\$80,000.00
Total	\$80,000.00	\$0.00	\$80,000.00

Total Approved Budget by Category	Current Subgrant Budget	Net Change	New Budget
Personnel	\$55,610.00	\$0.00	\$55,610.00
Employee Benefits	\$24,390.00	\$0.00	\$24,390.00
Total	\$80,000.00	\$0.00	\$80,000.00

Explanation or Justification of Requested Modification:

We are requesting the extension of the end date of the grant from December 31, 2014, to February 28, 2015. There was a grant balance of \$28,780 on September 30. We estimate that fourth quarter 2014 expenses will be approximately \$19,750, resulting in a year-end grant balance of approximately \$9,030. The remaining funds would provide funding for the project until approximately mid-February 2015. Therefore, we are requesting the extension of the end date of the grant from December 31 to February 28, 2015.

Approved By: _____
 Signature:  _____
 Date: 10/27/14 _____
Date

THIS ADJUSTMENT IS NOT APPROVED UNTIL YOU RECEIVE A SIGNED COPY IN THE MAIL

RECEIVED

OCT 31 2014

Office of District Attorney
Milwaukee, WI 53233

D.F.

MILWAUKEE COUNTY DISTRICT ATTORNEY
 EARLY INTERVENTION GENERAL CRIMES PROSECUTOR
 PROJECT NUMBER: 2011/2012-DJ-02X-10679
 JANUARY 1, 2014 - FEBRUARY 28, 2015

Salary & Fringe Benefit Split:

January - March 2014

Employee	Salary	Fringe Ben	Total
Margaret Kunisch	1,515.07	296.20	1,811.27
Sarah McNutt	10,605.50	3,760.97	14,366.47
Total	12,120.57	4,057.17	16,177.74

April - June 2014

Employee	Salary	Fringe Ben	Total
Sarah Mc Nutt	12,309.96	4,390.01	16,699.97
Total	12,309.96	4,390.01	16,699.97

July - September 2014

Employee	Salary	Fringe Ben	Total
Sarah Mc Nutt	5,492.14	1,937.48	7,429.62
Kristin Schrank	8,175.52	2,737.25	10,912.77
Total	13,667.66	4,674.73	18,342.39

October - December 2014

Employee	Salary	Fringe Ben	Total
Kristin Schrank	14,583.36	5,028.37	19,611.73
Total	14,583.36	5,028.37	19,611.73

January - February 2015

Employee	Salary	Fringe Ben	Total
Kristin Schrank	6,953.34	2,214.83	9,168.17
Total	6,953.34	2,214.83	9,168.17

YTD Total

Employee	Salary	Fringe Ben	Total
Margaret Kunisch	1,515.07	296.20	1,811.27
Sarah McNutt	28,407.60	10,088.46	38,496.06
Kristin Schrank	29,712.22	9,980.45	39,692.67
Total	59,634.89	20,365.11	80,000.00

MILWAUKEE COUNTY DISTRICT ATTORNEY
 EARLY INTERVENTION GENERAL CRIMES PROSECUTOR
 PROJECT NUMBER: 2011/2012-DJ-02X-10579
 JANUARY 1, 2014 - FEBRUARY 28, 2015

BUDGET SUMMARY:

	Budget	
	Claim	Remaining
Total - Beginning Budget		80,000.00
Jan - March 2014	16,177.74	63,822.26
April - June 2014	16,699.97	47,122.29
July - September 2014	18,342.39	28,779.90
October - December 2014	19,611.73	9,168.17
January - March 2015	9,168.17	0.00



STATE OF WISCONSIN
DEPARTMENT OF JUSTICE

J.B. VAN HOLLEN
ATTORNEY GENERAL

Kevin M. St. John
Deputy Attorney General

17 W. Main Street
P.O. Box 7857
Madison, WI 53707-7857
www.doj.state.wi.us

BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM
Early Intervention General Crimes Prosecutor
2013-DJ-02-11062

The Wisconsin Department of Justice (DOJ), hereby awards to **Milwaukee County**, (hereinafter referred to as the **Grantee**), the amount of \$80,000 for programs or projects pursuant to the federal Omnibus Safe Streets and Crime Control Act of 1968, as amended.

This grant may be used until **December 31, 2015** for the programs consistent with the budget and general conditions in Attachment A, subject to any limitations or conditions set forth in Attachments B and/or C, if included.

The Grantee shall administer the programs or projects for which this grant is awarded in accordance with the applicable rules, regulations, and conditions of the Wisconsin Department of Justice. The submitted application is hereby incorporated as reference into this award.

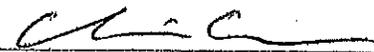
This grant shall become effective, and funds may be obligated (unless otherwise specified in Attachments A and/or B) when the Grantee signs and returns one copy of this grant award to the Wisconsin Department of Justice.

BY: 
J.B. VAN HOLLEN
Attorney General
Wisconsin Department of Justice

12/8/2014
Date

The (Grantee), **Milwaukee County**, hereby signifies its acceptance of the above-described grant on the terms and conditions set forth above or incorporated by reference therein.

GRANTEE: **Milwaukee County**

BY: 
NAME: **Chris Abele**
TITLE: **County Executive**

12/23/14
Date

Completion of this signed grant award within 30 days of the date of the award is required to release funds.

**WISCONSIN DEPARTMENT OF JUSTICE
ATTACHMENT A**

Grantee: Milwaukee County

Project Title: Early Intervention General Crimes Prosecutor CFDA #16.738

Grant Period: From January 1, 2015 To December 31, 2015

Grant Number: 2013-DJ-02-11062 Program Area: 02

APPROVED BUDGET

See your E-grants Application for details

	Federal & Match
Personnel	\$55,610
Employee Benefits	\$24,390
Travel (Including Training)	
Equipment	
Supplies & Operating Expenses	
Consultants	
Other	
TOTAL APPROVED BUDGET	\$80,000

Award General Conditions:

1. Award funds will be used to supplement, not supplant, planned or allocated funds.
2. All funds (federal and cash match) must be obligated (purchase order issued) within the grant period.
3. Budget changes in excess of 10% of the approved line item amount and any increases for personnel compensation not included in the approved budget require approval from DOJ. All changes to the contractual category require prior DOJ approval.
4. Subgrantees acknowledge that failure to submit an acceptable Equal Employment Opportunity Plan (if required to submit one pursuant to 28 CFR 42.302) that is approved by the Federal Office of Civil Rights, is a violation of its Certified Assurances and may result in the suspension of the grant.
5. Grant funds will be paid to the grantee on a reimbursement basis.
6. Any changes in personnel involved with the grant including the Project Director, Financial Officer and/or Signatory needs to be reported in a Modification to DOJ via Egrants.
7. Fees for independent consultants may not exceed the federal rate of \$650 per eight-hour day, unless prior approval is received from DOJ.
8. All income generated as a direct result of an agency funded project shall be deemed program income. Program income must be used for the purpose and under the conditions applicable to the award. Program income should be used as earned and expended as soon as possible. If the cost is allowable under the federal grant program, then the cost would be allowable using program income. All program income must be reported to DOJ.
9. Evaluation: All grantees funded under this announcement will be subject to program evaluation by the Department of Justice, Bureau of Justice Information and Analysis. Grantees must agree to comply with all reporting, data collection and evaluation requirements, as determined by DOJ. Grantees will be expected to submit required data in DOJ's web-based evaluation system.
10. Grantees may not use grant funds to pay for evaluations or assessments by external evaluators unless grantee identifies its intent to make such payments in the grant application, and states a rationale for external evaluation satisfactory to DOJ. All external evaluation agreements are subject to DOJ review and approval prior to grant award and during the grant period.
11. The Wisconsin Department of Justice reserves the right to withhold grant payments if the grant recipient is delinquent paying any obligation to the Department of Justice such as background check fees, etc.

CSA

**BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM
ACKNOWLEDGEMENT NOTICE**

Date December 2014
Grantee: Milwaukee County Grant No. 2013-DJ-02-11062
Project Title: Early Intervention General Crimes Prosecutor

The following reporting requirements apply to your grant award.

QUARTERLY PERFORMANCE MEASURE REPORTS must be submitted on a scheduled basis and must be completed in the federal web-based Performance Measurement Tool (PMT). Additional information on this system and instructions will be provided by DOJ. Performance Measure reports on the status of your project are due in the PMT on:

<u>04/12/2015</u>	<u>07/12/2015</u>	<u>10/12/2015</u>	<u>01/12/2016 FINAL</u>
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NOTE: Reports due 04/12 includes January, February and March program activity.
Reports due 07/12 includes April, May and June program activity.
Reports due 10/12 includes July, August and September program activity.
Reports due 01/12 includes October, November and December program activity.

PROGRESS REPORTS must be submitted on a scheduled basis and should be completed in Egrants. Narrative reports on the status of your project are due to DOJ on:

<u>04/12/2015</u>	<u>07/12/2015</u>	<u>10/12/2015</u>	<u>01/12/2016 FINAL</u>
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NOTE: Reports due 04/12 includes January, February and March program activity.
Reports due 07/12 includes April, May and June program activity.
Reports due 10/12 includes July, August and September program activity.
Reports due 01/12 includes October, November and December program activity.

FINANCIAL REPORTS serve two functions: to report fiscal status and to request funds. The Financial Report (G2) form can be found on the DOJ website: <http://www.doj.state.wi.us/>, scroll to the bottom of the website, under Resources, (in blue) and click on Grants. Please attach copies of all invoices to G-2 report for all equipment purchases.

<u>04/12/2015</u>	<u>07/12/2015</u>	<u>10/12/2015</u>	<u>01/12/2016 FINAL</u>
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NOTE: Reports due 04/12 includes January, February and March program activity.
Reports due 07/12 includes April, May and June program activity.
Reports due 10/12 includes July, August and September program activity.
Reports due 01/12 includes October, November and December program activity.

OTHER: Complete and return Certified Assurances and Lobbying/Debarment Forms, enclosed

ACKNOWLEDGEMENT

The materials referenced above were received and reviewed by the appropriate members of this organization. I also acknowledge receipt of the grant award and any attached special conditions, as well as receipt of the general conditions which were previously provided in the instructions for filing and application. I understand that this grant is awarded subject to our compliance with all conditions, regulations, and obligations described in the above materials.

12/16/2014
Date

John Chisfolm, Project Director

**CERTIFICATIONS REGARDING LOBBYING; DEBARMENT, SUSPENSION AND OTHER RESPONSIBILITY MATTERS; AND DRUG-FREE
WORKPLACE REQUIREMENTS**

Applicants should refer to the regulations cited below to determine the certification to which they are required to attest. Applicants should also review the instructions for certification included in the regulations before completing this form. Signature of this form provides for compliance with certification requirements under 28 CFR Part 69, "New Restrictions on Lobbying" and 28 CFR Part 67, "Government-wide Debarment and Suspension (Nonprocurement) and Government-wide Requirements for Drug-Free Workplace (Grants)." The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Department of Justice determines to award the covered transaction, grant, or cooperative agreement.

1. LOBBYING As required by Section 1352, Title 31 of the U.S. Code, and implemented at 28 CFR Part 69, for persons entering into a grant or cooperative agreement over \$100,000, as defined at 28 CFR Part 69, the applicant certifies that:

(a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person 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 the making of any Federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal grant or cooperative agreement;

(b) If any funds other than Federal appropriated funds have been paid or will be paid to any person 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 this Federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form - LLL, "Disclosure of Lobbying Activities," in accordance with its instructions;

(c) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants, contracts under grants and cooperative agreements, and subcontracts) and that all subrecipients shall certify and disclose accordingly.

2. DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS (DIRECT RECIPIENT)

As required by Executive Order 12549, Debarment and Suspension, and implemented at 28 CFR Part 67, for prospective participants in primary covered transactions, as defined at 28 CFR Part 67, Section 67.510

A. The applicant certifies that it and its principals:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency;

(b) Have not, within a three-year period preceding this application, been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and

(d) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default; and

B. Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

3. DRUG-FREE WORKPLACE (GRANTEES OTHER THAN INDIVIDUALS)

As required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 67, Subpart I, for grantees, as defined at 28 CFR Part 67 Sections 67.615 and 67.620

A. The applicant certifies that it will or will continue to provide a drug-free workplace by:

(a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(b) Establishing an on-going drug-free awareness program to inform employees about:

- (i) The dangers of drug abuse in the workplace;
 - (ii) The grantee's policy of maintaining a drug-free workplace;
 - (iii) Any available drug counseling, rehabilitation, and employee assistance programs; and
 - (iv) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
- (c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph(a);
- (d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will:
- (i) Abide by the terms of the statement; and
 - (ii) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
- (e) Notifying the agency, in writing, within 10 calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to: Department of Justice, Office of Justice Programs, ATTN: Control Desk, 633 Indiana Avenue, N.W., Washington, D.C. 20531. Notice shall include the identification number(s) of each affected grant;
- (f) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted:
- (i) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
 - (ii) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;
- (g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f).

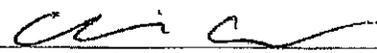
As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above certifications.

Milwaukee County District Attorney's Office, 821 West State Street, Milwaukee, Wisconsin, 53233-1485

Grantee Name and Address

Early Intervention General Crimes Prosecutor

Project Name



Chris Abole, County Executive
Signature of Chief Executive (Co. Board Chair, Co. Executive, Mayor)

12/23/14
Date

CERTIFIED ASSURANCES
JUSTICE ASSISTANCE GRANT
Updated as of 01-01-2014

FEDERAL ASSURANCES

The Applicant hereby assures and certifies compliance with all applicable Federal statutes, regulations, policies, guidelines, and requirements, including OMB Circulars A-21, A-87, A-102, A-110, A-122, A-133; Ex. Order 12372 (intergovernmental review of federal programs); and 28 C.F.R. pts. 66 or 70 (administrative requirements for grants and cooperative agreements). The applicant also specifically assures and certifies that:

1. It has the legal authority to apply for federal assistance and the institutional, managerial, and financial capability (including funds sufficient to pay any required non-federal share of project cost) to ensure proper planning, management, and completion of the project described in this application.
2. It will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
3. It will give the awarding agency or the General Accounting Office, through any authorized representative, access to and the right to examine all paper or electronic records related to the financial assistance.
4. It will comply with all lawful requirements imposed by the awarding agency, specifically including any applicable regulations, such as 28 C.F.R. pts. 18, 22, 23, 30, 35, 38, 42, 61, and 63, and the award term in 2 C.F.R. § 175.15(b).
5. It will assist the awarding agency (if necessary) in assuring compliance with section 106 of the National Historic Preservation Act of 1966 (16 U.S.C. § 470), Ex. Order 11593 (identification and protection of historic properties), the Archeological and Historical Preservation Act of 1974 (16 U.S.C. § 469 a-1 et seq.), and the National Environmental Policy Act of 1969 (42 U.S.C. § 4321).
6. It will comply (and will require any subgrantees or contractors to comply) with any applicable statutorily-imposed nondiscrimination requirements, which may include the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. § 3789d); the Victims of Crime Act (42 U.S.C. § 10604(e)); The Juvenile Justice and Delinquency Prevention Act of 2002 (42 U.S.C. § 5672(b)); the Civil Rights Act of 1964 (42 U.S.C. § 2000d); the Rehabilitation Act of 1973 (29 U.S.C. § 794); the Americans with Disabilities Act of 1990 (42 U.S.C. § 12131-34); the Education Amendments of 1972 (20 U.S.C. §§ 1681, 1683, 1685-86); and the Age Discrimination Act of 1975 (42 U.S.C. §§ 6101-07); see Ex. Order 13279 (equal protection of the laws for faith-based and community organizations).
7. If a governmental entity:
 - e. it will comply with the requirements of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 U.S.C. § 4601 et seq.), which govern the treatment of persons displaced as a result of federal and federally-assisted programs; and
 - f. it will comply with requirements of 5 U.S.C. §§ 1501-08 and §§ 7324-28, which limit certain political activities of State or local government employees whose principal employment is in connection with an activity financed in whole or in part by federal assistance.

FEDERAL AWARD CONDITIONS

1. The recipient agrees to comply with the financial and administrative requirements set forth in the current edition of the Office of Justice Programs (OJP) Financial Guide.
2. The recipient acknowledges that failure to submit an acceptable Equal Employment Opportunity Plan (if recipient is required to submit one pursuant to 28 C.F.R. Section 42.302), that is approved by the Office for Civil Rights, is a violation of its Certified Assurances and may result in suspension or termination of funding, until such time as the recipient is in compliance.
3. The recipient agrees to comply with the organizational audit requirements of OMB Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations, and further understands and agrees that funds may be withheld, or other related requirements may be imposed, if outstanding audit issues (if any) from OMB Circular A-133 audits (and any other audits of OJP grant funds) are not satisfactorily and promptly addressed, as further described in the current edition of the OJP Financial Guide.
4. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without the express prior written approval of OJP.
5. The recipient must promptly refer to the DOJ OIG any credible evidence that a principal, employee, agent, contractor, subgrantee, subcontractor, or other person has either 1) submitted a false claim for grant funds under the False Claims Act; or 2) committed a criminal or

civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving grant funds. This condition also applies to any subrecipients. Potential fraud, waste, abuse, or misconduct should be reported to the OIG by mail:

Office of the Inspector General
U.S. Department of Justice
Investigations Division
950 Pennsylvania Avenue, NW.

Room 4706

Washington, DC 20530

e-mail: oig.hotline@usdoj.gov

hotline: (contact information in English and Spanish): (800) 869-4499 or hotline fax: (202) 616-9881

Additional information is available from the DOJ OIG website at www.usdoj.gov/oig.

6. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of any contract or subaward to either the Association of Community Organizations for Reform Now (ACORN) or its subsidiaries, without the express prior written approval of OJP.

7. The recipient agrees to comply with any additional requirements that may be imposed during the grant performance period if the agency determines that the recipient is a high-risk grantee. Cf. 28 C.F.R. parts 66, 70.

8. To avoid duplicating existing networks or IT systems in any initiatives funded by BJA for law enforcement information sharing systems which involve interstate connectivity between jurisdiction, such systems shall employ, to the extent possible, existing networks as the communication backbone to achieve interstate connectivity, unless the grantee can demonstrate to the satisfaction of BJA that this requirement would not be cost effective or would impair the functionality of an existing or proposed IT system.

9. The grantee agrees to comply with the applicable requirements of 28 C.F.R. Part 38, the Department of Justice regulation governing "Equal Treatment for Faith Based Organizations" (the "Equal Treatment Regulation"). The Equal Treatment Regulation provides in part that Department of Justice grant awards of direct funding may not be used to fund any inherently religious activities, such as worship, religious instruction, or proselytization. Recipients of direct grants may still engage in inherently religious activities, but such activities must be separate in time or place from the Department of Justice funded program, and participation in such activities by individuals receiving services from the grantee or a subgrantee must be voluntary. The Equal Treatment Regulation also makes clear that organizations participating in programs directly funded by the Department of Justice are not permitted to discriminate in the provision of services on the basis of a beneficiary's religion. Notwithstanding any other special condition of this award, faith-based organizations may, in some circumstances, consider religion as a basis for employment. See <http://www.ojp.gov/about/ocr/qualfbo.htm>.

10. The recipient acknowledges that all programs funded through subawards, whether at the state or local levels, must conform to the grant program requirements as stated in BJA program guidance.

11. The recipient agrees that any information technology system funded or supported by OJP funds will comply with 28 C.F.R. Part 23, Criminal Intelligence Systems Operating Policies, if OJP determines this regulation to be applicable. Should OJP determine 28 C.F.R. Part 23 to be applicable, OJP may, at its discretion, perform audits of the system, as per the regulation. Should any violation of 28 C.F.R. Part 23 occur, the recipient may be fined as per 42 U.S.C. 3789g(c)-(d). Recipient may not satisfy such a fine with federal funds.

12. The recipient agrees to ensure that the State Information Technology Point of Contact receives written notification regarding any information technology project funded by this grant during the obligation and expenditure period. This is to facilitate communication among local and state governmental entities regarding various information technology projects being conducted with these grant funds. In addition, the recipient agrees to maintain an administrative file documenting the meeting of this requirement. For a list of State Information Technology Points of Contact, go to <http://www.it.ojp.gov/default.aspx?area=policyAndPractice&page=046>.

13. Grantee agrees to comply with the requirements of 28 C.F.R. Part 46 and all Office of Justice Programs policies and procedures regarding the protection of human research subjects, including obtainment of Institutional Review Board approval, if appropriate, and subject informed consent.

14. Grantee agrees to comply with all confidentiality requirements of 42 U.S.C. section 3789g and 28 C.F.R. Part 22 that are applicable to collection, use, and revelation of data or information. Grantee further agrees, as a condition of grant approval, to submit a Privacy Certificate that is in accord with requirements of 28 C.F.R. Part 22 and, in particular, section 22.23.

15. The grantee agrees to assist BJA in complying with the National Environmental Policy Act (NEPA), the National Historic Preservation Act, and other related federal environmental impact analyses requirements in the use of these grant funds, either directly by the grantee or by a subgrantee. Accordingly, the grantee agrees to first determine if any of the following activities will be funded by the grant, prior to obligating funds for any of these purposes. If it is determined that any of the following activities will be funded by the grant, the grantee agrees to contact BJA.

The grantee understands that this special condition applies to its following new activities whether or not they are being specifically funded with these grant funds. That is, as long as the activity is being conducted by the grantee, a subgrantee, or any third party and the activity needs to be undertaken in order to use these grant funds, this special condition must first be met. The activities covered by this special condition are:

a.) New construction;

- b.) Minor renovation or remodeling of a property located in an environmentally or historically sensitive area, including properties located within a 100-year flood plain, a wetland, or habitat for endangered species, or a property listed on or eligible for listing on the National Register of Historic Places;
- c.) A renovation, lease, or any proposed use of a building or facility that will either (i) result in a change in its basic prior use or (ii) significantly change its size;
- d.) Implementation of a new program involving the use of chemicals other than chemicals that are (i) purchased as an incidental component of a funded activity and (ii) traditionally used, for example, in office, household, recreational, or education environments; and
- e.) Implementation of a program relating to clandestine methamphetamine laboratory operations, including the identification, seizure, or closure of clandestine methamphetamine laboratories.

The grantee understands and agrees that complying with NEPA may require the preparation of an Environmental Assessment and/or an Environmental Impact Statement, as directed by BJA. The grantee further understands and agrees to the requirements for implementation of a Mitigation Plan, as detailed at <http://www.ojp.usdoj.gov/BJAresource/nepa.html>, for programs relating to methamphetamine laboratory operations.

Application of This Special Condition to Grantee's Existing Programs or Activities: For any of the grantee's or its subgrantees' existing programs or activities that will be funded by these grant funds, the grantee, upon specific request from BJA, agrees to cooperate with BJA in any preparation by BJA of a national or program environmental assessment of that funded program or activity.

16. The recipient agrees that funds received under this award will not be used to supplant state or local funds, but will be used to increase the amounts of such funds that would, in the absence of federal funds, be made available for law enforcement activities.

17. Consistent with the department's responsibilities under the Government Performance and Results Act (GPRA), P.L. 103-62, applicants who receive funding under this solicitation must provide data that measure the results of their work. Therefore, quarterly performance metrics reports must be submitted through BJA's Performance Measurement Tool (PMT) website (www.bjaperformance.com). For more detailed information on reporting and other JAG requirements, refer to the JAG reporting requirements webpage. Failure to submit required JAG reports by established deadlines may result in the freezing of grant funds and future "High Risk" designation.

18. Award recipients must verify Point of Contact (POC), Financial Point of Contact (FPOC), and Authorized Representative contact information in GMS, including telephone number and e-mail address. If any information is incorrect or has changed, a Grant Adjustment Notice (GAN) must be submitted via the Grants Management System (GMS) to document changes.

19. The grantee agrees that within 120 days of award acceptance, each member of a law enforcement task force funded with these funds who is a task force commander, agency executive, task force officer, or other task force member of equivalent rank, will complete required online (internet-based) task force training. The training is provided free of charge online through BJA's Center for Task Force Integrity and Leadership (www.ctfli.org). All current and new task force members are required to complete this training once during the life of the award, or once every four years if multiple awards include this requirement. This training addresses task force effectiveness as well as other key issues including privacy and civil liberties/rights, task force performance measurement, personnel selection, and task force oversight and accountability. Additional information is available regarding this required training and access methods via BJA's web site and the Center for Task Force Integrity and Leadership (www.ctfli.org).

20. The recipient agrees to participate in BJA-sponsored training events, technical assistance events, or conferences held by BJA or its designees, upon BJA's request.

21. Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), the department encourages recipients and subrecipients to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this grant and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.

22. The recipient agrees to comply with applicable requirements regarding Central Contractor Registration (CCR) and applicable restrictions on subawards to first-tier subrecipients that do not acquire and provide a Data Universal Numbering System (DUNS) number. The details of recipient obligations are posted on the Office of Justice Programs web site at <http://www.ojp.gov/funding/ccr.htm> (Award condition: Central Contractor Registration and Universal Identifier Requirements), and are incorporated by reference here. This special condition does not apply to an award to an individual who received the award as a natural person (i.e., unrelated to any business or non-profit organization that he or she may own or operate in his or her name).

23. With respect to this award, federal funds may not be used to pay cash compensation (salary plus bonuses) to any employee of the award recipient at a rate that exceeds 110% of the maximum annual salary payable to a member of the federal government's Senior Executive Service (SES) at an agency with a Certified SES Performance Appraisal System for that year. (An award recipient may compensate an employee at a higher rate, provided the amount in excess of this compensation limitation is paid with non-federal funds.) This limitation on compensation rates allowable under this award may be waived on an individual basis at the discretion of the OJP official indicated in the program announcement under which this award is made.

24. The recipient agrees to comply with all applicable laws, regulations, policies, and guidance (including specific cost limits, prior approval and reporting requirements, where applicable) governing the use of federal funds for expenses related to conferences, meetings, trainings, and other events, including the provision of food and/or beverages at such events, and costs of attendance at such events. Information on pertinent laws, regulations, policies, and guidance is available at www.ojp.gov/funding/confcost.htm.

25. The recipient agrees that all income generated as a direct result of this award shall be deemed program income. All program income earned must be accounted for and used for the purposes of funds provided under this award, including such use being consistent with the conditions of the award, the effective edition of the OJP Financial Guide and, as applicable, either (1) 28 C.F.R. Part 66e or (2) 28 C.F.R. Part 70 and 2 C.F.R. Part 215 (OMB Circular A-110). Further, the use of program income must be reported on the quarterly reports.

26. In order to promote information sharing and enable interoperability among disparate systems across the public safety community, OJP requires the grantee to comply with DOJ's Global Justice Information Sharing Initiative (DOJIS' Global) guideline and recommendations for this particular grant. Grantee shall conform to the Global Standards Package (GSP) and all constituent elements, where applicable, as described at: http://www.it.ojp.gov/gsp_grandcondition. Grantee shall document planned approaches to information sharing and describe compliance to the GSP and appropriate privacy policy that protects shared information, or provide detailed justification for why an alternative approach is recommended.

27. Grantee agrees to comply with all confidentiality requirements of 42 U.S.C. section 3789g C.F.R. Part 22 that are applicable to collection, use and revelation of data or information. Grantee further agrees, as a condition of grant approval to submit a Privacy Certificate that is in accord with requirements of 28 C.F.R. Part 22 and, in particular, section 22.23.

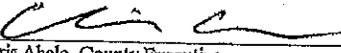
28. The recipient agrees to monitor subawards under this JAG award in accordance with all applicable statutes, regulations, OMB circulars, and guidelines, including the OJP Financial Guide, and to include the applicable conditions of this award in any subaward. The recipient is responsible for oversight of subrecipient spending and monitoring of specific outcomes and benefits attributable to use of JAG funds by subrecipients. The recipient agrees to submit, upon request, documentation of its policies and procedures for monitor of subawards under this award.

CIVIL RIGHTS/NONDISCRIMINATION PROVISIONS:

1. Recipient will comply (and will require any subgrantees or contractors to comply) with any applicable statutorily-imposed nondiscrimination requirements, which may include the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. § 3789d); the Victims of Crime Act (42 U.S.C. § 10604(e)); The Juvenile Justice and Delinquency Prevention Act of 2002 (42 U.S.C. § 5672(b)); the Civil Rights Act of 1964 (42 U.S.C. § 2000d); the Rehabilitation Act of 1973 (29 U.S.C. § 794); the Americans with Disabilities Act of 1990 (42 U.S.C. § 12131-34); the Education Amendments of 1972 (20 U.S.C. §§1681, 1683, 1685-86); and the Age Discrimination Act of 1975 (42 U.S.C. §§ 6101-07); 28 C.F.R. pt. 31 (U.S. Department of Justice Regulations –OJJDP Grant Programs); 28 C.F.R. pt. 42 (U.S. Department of Justice Regulations – Nondiscrimination; Equal Employment Opportunity; Policies and Procedures); see Ex. Order 13279 (equal protection of the laws for faith-based and community organizations); and 28 C.F.R. pt. 38 (U.S. Department of Justice Regulations – Equal Treatment for Faith-Based Organizations).
2. In the event a Federal or State court or Federal or State administrative agency makes a finding of discrimination after a due process hearing on the grounds of race, color, religion, national origin, or sex against a recipient of funds, the recipient will forward a copy of the findings to the Department of Justice (DOJ).
3. Recipient will provide an Equal Employment Opportunity Plan (EEO) to the Office for Civil Rights, Office of Justice Programs and the DOJ, if required to submit one; otherwise, it will provide a certification to the Office for Civil Rights, Office of Justice Programs and the DOJ that it has a current EEO on file, if required to maintain one. For grantee agencies receiving less than \$25,000, or grantee agencies with less than 50 employees, regardless of the amount of the award, no EEO is required. Information about civil rights obligations of grantees can be found at <http://www.ojp.usdoj.gov/ocr/>.
4. The recipient acknowledges that failure to submit an acceptable Equal Employment Opportunity Plan (if recipient is required to submit one pursuant to 28 C.F.R. Section 42.302), that is approved by the Office for Civil Rights, is a violation of its Certified Assurances and may result in suspension or termination of funding, until such time as the recipient is in compliance.
5. As clarified by Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, and resulting agency guidance, national origin discrimination includes discrimination on the basis of limited English proficiency (LEP). To ensure compliance with the Omnibus Crime Control and Safe Streets Act of 1968 and Title VI of the Civil Rights Act of 1964, recipient must take reasonable steps to ensure that LEP persons have meaningful access to its programs. Meaningful access may entail providing language assistance services, including oral and written translation, where necessary. Recipient is encouraged to consider the need for language services for LEP persons served or encountered both in developing its budgets and in conducting its programs and activities. Additional assistance and information regarding your LEP obligations can be found at <http://www.lep.gov>.
6. In accordance with federal civil rights laws, the subrecipient shall not retaliate against individuals for taking action or participating in action to secure rights protected by these laws.

CERTIFICATION

Lead Agency's Chief Executive: I certify that applicant will comply with the above-certified assurances.



Chris Abele, County Executive
Signature of Chief Executive (Co. Board Chair, Co. Executive, Mayor)

12/23/14
Date
414-278-4211
Telephone Number