



2016 Edward Byrne Memorial Justice Assistance Grant Program 2016-H4278-AZ-DJ



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| APPLICATION FOR FEDERAL ASSISTANCE | 2. DATE SUBMITTED June 28, 2016 | Applicant Identifier | |
| | 1. TYPE OF SUBMISSION Application Non-Construction | 3. DATE RECEIVED BY STATE | State Application Identifier |
| | | 4. DATE RECEIVED BY FEDERAL AGENCY | Federal Identifier |
| 5. APPLICANT INFORMATION | | | |
| Legal Name Pinal County | | Organizational Unit Sheriff's Office | |
| Address 971 N. Jason Lopez Circle, Building C Florence, Arizona 85231-1348 | | Name and telephone number of the person to be contacted on matters involving this application Gaupe, Thomas (520) 866-5165 | |
| 6. EMPLOYER IDENTIFICATION NUMBER (EIN) 86-6000556 | | 7. TYPE OF APPLICANT County | |
| 8. TYPE OF APPLICATION New | | 9. NAME OF FEDERAL AGENCY Bureau of Justice Assistance | |
| 10. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBER: 16.738 CFDA: Edward Byrne Memorial Justice Assistance TITLE: Grant Program | | 11. DESCRIPTIVE TITLE OF APPLICANT'S PROJECT Pinal County Sheriff's Office "Less than Lethal Equipment Improvement Program" | |
| 12. AREAS AFFECTED BY PROJECT Pinal County | | | |
| 13. PROPOSED PROJECT Start Date: October 01, 2016 End Date: September 30, 2019 | | 14. CONGRESSIONAL DISTRICTS OF a. Applicant b. Project AZ04 | |
| 15. ESTIMATED FUNDING | | 16. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS? Program is not covered by E.O. 12372 | |
| Federal | \$18,344 | | |
| Applicant | \$0 | | |
| State | \$0 | | |
| Local | \$0 | | |

| | | |
|---|----------|---|
| Other | \$0 | |
| Program Income | \$0 | 17. IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT? |
| TOTAL | \$18,344 | |
| 18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION PREAPPLICATION ARE TRUE AND CORRECT, THE DOCUMENT HAS BEEN DULY AUTHORIZED BY GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS REQUIRED. | | |

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PINAL COUNTY ARIZONA
Edward Byrne Memorial Justice Assistance Grant (JAG) Program
FY 2016 Local Solicitation
“Less than Lethal Equipment Improvement Program”

Abstract

APPLICANT NAME: Pinal County Sheriff’s Office, Arizona

TITLE OF THE PROJECT: **“Less than Lethal Equipment Program”**

GOALS OF THE PROJECT: The overarching goal of activities to be funded by this grant is to improve our Less than Lethal program.

The Pinal County Sheriff’s Office is requesting funding to purchase 12 new, upgraded X26P Taser Less than Lethal weapons and 100 replacement batteries for our existing Taser X26C and X26P Tasers. This equipment will assist Deputies in patrol when faced with a threat where a less than lethal weapon could be used.

Pinal County is the fastest-growing county in Arizona with approximately 400,000 residents and the second fastest-growing county in the United States between 2000 and 2010, increasing our population by 109 percent. Pinal County attracts a great deal of tourism, as it is a popular destination for winter visitors. According to the Pinal County Visitors Bureau, over 424,178 individuals either visit or call Pinal County their home for the winter months.

Pinal County is a spoke in a major transportation hub, just 36 miles from Phoenix and 51 miles from Tucson, Arizona. Two major interstates, Interstate 10 and Interstate 8, run through Pinal County, as well multiple State Routes, including but not limited to: SR 60, SR 77, SR 79, SR 87, SR 84 and SR 347. In addition to the interstates and highway, Pinal County has numerous other thoroughfares which offer travelers over 3,000 miles of roadways. Pinal County continues to develop major roadways in the more densely populated areas, i.e., San Tan Valley, Queen Creek, Gold Canyon, and Maricopa.

DESCRIPTION OF THE STRATEGIES TO BE USED: Improving equipment to assist Deputies in patrol when faced with a threat where a less than lethal weapon could be used.

The Pinal County Sheriff’s Office is in dire need of funding to purchase 12 new, upgraded X26P Taser, Less than Lethal weapons and 100 replacement batteries for our existing Taser X26C and X26P Tasers. PCSO currently has 130 X26C and 48 X26P Tasers. We are slowly phasing out the X26C and purchasing the X26P due to the newer upgrades. The equipment will be issued to each deputy to carry and use in any non lethal weapon use of force situation. Most importantly, these less than lethal weapons will undoubtedly save lives and prevent injury.

Project identifiers that are associated with the proposed activities:

Equipment-General- The below listed equipment will dramatically assist our Deputies with making Less than Lethal use of force decisions. This Less than Lethal equipment will improve and support court testimony for use of force situations.

(12) – Taser X26P: The X26P is the newest smart weapon Taser. Smart Weapons are built on an all-digital platform. They have the ability to regulate charge output, perform health checks, update firmware over the web, and provide analytics displaying how and when someone uses a device. PCSO will be purchasing 12 new X26P Tasers with holsters included.

(100) – Taser X26C and X26P batteries: The 60 X26C batteries and 40 X26P batteries are needed to replace current Taser weapons that have either expired or are unable to recharge.

PINAL COUNTY ARIZONA
2016 Local Edward Byrne Memorial Justice Assistance Grant (JAG) Program
“Less than Lethal Equipment Improvement Program”

Program Narrative

PROGRAMS TO BE FUNDED:

The Pinal County Sheriff's Office (PCSO) plan for utilizing the Byrne Justice Assistance Grant monies will improve our Less than Lethal equipment (Taser weapons) in the face of declining budgetary resources.

The Pinal County Sheriff's Office is requesting funding to purchase 12 new, upgraded X26P Taser, Less than Lethal weapons with holsters and 100 replacement batteries for our existing Taser X26C and X26P Tasers. This equipment will assist Deputies in patrol when faced with a threat where a less than lethal weapon could be used. PCSO currently has 130 X26C and 48 X26P Tasers. We are slowly phasing out the X26C and purchasing the X26P due to the newer upgrades as funding arises.

A Taser is a less-lethal single shot weapon designed to temporarily incapacitate a suspect through the use of an electrical current. It's a hand-held weapon similar in shape and size to a pistol, but is bright yellow in color. The X26 Taser uses an electrical current which interferes with the body's neuromuscular system. It allows officers to deal with violent or potentially violent people at a distance. The Taser is usually held in a holster on an officer's belt along with other officer safety equipment. It is clearly visible, being yellow and black, designed to stand out and be identified as a Taser.

Pinal County is the fastest-growing county in Arizona with just over 400,000 residents and the second fastest-growing county in the United States between 2000 and 2010, increasing our population by 109 percent. Pinal County attracts a great deal of tourism, as it is a popular destination for winter visitors. According to the Pinal County Visitors Bureau, over 424,178 individuals either visit or call Pinal County their home for the winter months.

In the heart of the Sun Corridor, Pinal County is 5,386 square miles and is one of the fastest growing areas in the United States. Pinal County is labeled as one of 20 “megapolitan” areas, identified across the U.S. by demographers, where the majority of future growth will occur. The Sun Corridor is projected to combine with surrounding areas to form one of the 10 “mega regions” where the Metropolitan Institute at Virginia Tech predicts the next 100 million U.S. residents will reside.

Pinal County is a spoke in a major transportation hub, just 36 miles from Phoenix and 51 miles from Tucson, Arizona. Two major interstates, Interstate 10 and Interstate 8, run through Pinal County, as well multiple State Routes, including but not limited to: SR 60, SR 77, SR 79, SR 87, SR 84 and SR 347. In addition to the interstates and highway, Pinal County has numerous other thoroughfares which offer travelers over 3,000 miles of roadways. Pinal County continues to

develop major roadways in the more densely populated areas, i.e., San Tan Valley, Queen Creek, Gold Canyon, and Maricopa.

The rising amount of drugs, weapons, human trafficking and currency smuggling by illegal aliens and others have a significant impact on the citizens of Pinal County. Several years back, incidents had been isolated along the U.S. / Mexico border. This is no longer the case, even though Pinal County is approximately eighty miles north of the U.S. / Mexico border. Pinal County has become one of the hardest affected areas due to the increasing criminal activity. The U.S. Border Patrol says that "all activity from the southern border is funneling through Pinal County." The media has in fact labeled Pinal County as the "Illegal Immigrant Super Highway."

The below listed equipment will dramatically assist our Deputies with making Less than Lethal use of force decisions. This Less than Lethal equipment will improve and support court testimony for use of force situations.

(12) – Taser X26P: The X26P is the newest smart weapon Taser. Smart Weapons are built on an all digital platform. They have the ability to regulate charge output, perform health checks, update firmware over the web, and provide analytics displaying how and when someone uses a device. PCSO will be purchasing 12 new X26P Tasers with holsters and warranty included.

(100) – Taser X26C and X26P batteries: The 60 X26C batteries and 40 X26P batteries are needed to replace current Taser weapons that have either expired or are unable to recharge.

NEED FOR THE PROGRAMS:

Pinal County is experiencing financial challenges commensurate with the rest of the country, resulting in budget saving measures, hiring critical positions only for office safety. Furthermore, effective June 12, 2009, Pinal County implemented its first-ever reduction in force. This represents a total reduction of 14% in the Sheriff's Office fiscal year 2012 Operating budget over the fiscal year 2009 budget. In the last year alone, PCSO has seen a 28% reduction in our operating budget from the fiscal year 2012/2013 budget to fiscal year 2014/2015 operating budget. We were recently advised that our 2016/2017 fiscal year budget will be cut an additional 5 to 8 percent. Yet, despite the housing market crash, the County continues to experience an increase in population and the resulting demand for services. According to United States Census Bureau estimates, Pinal County's population has increased 26.10% between 2005 and 2007. This is in stark contrast to the State's increase of 6.50%; Maricopa County's increase of 6.41%; and Pima County's increase of 4.32%.

If one applies the UCR standard to Pinal County's current household population estimate of 400,000 residents, PCSO should have approximately 623 sworn Deputies. While seemingly large, the number is consistent with those used in other models and best practices. Unfortunately, and to the disservice of this growing central Arizona community, PCSO only has 207 sworn Deputies. Current staffing levels calculate to 0.3 PCSO sworn Deputies per 1,000 inhabitants. The lack of staffing creates a major safety concern for PCSO, as well as the

residents of Pinal County. In addition, this has made it very difficult to conduct proactive traffic enforcement due to calls for service.

At this time, the only available funding source to purchase the less than lethal equipment is through this and other grant funding requests. Unfortunately, due to the Pinal County Sheriff's Office budget being decreased last year and further cuts having to be made this year, we are unable to purchase the equipment without this vital funding. Our current lack of less than lethal equipment puts our deputies at a disadvantage.

COORDINATION EFFORTS/ JAG and RELATED JUSTICE FUNDS:

This application is intended to complement Arizona's State, Byrne Justice Assistance Grant program, applied for and administered by the Arizona Criminal Justice Commission (ACJC). That program is administered according to the "ACJC State Strategy for Drug, Gang, and Violent Crime Control, 2008-2011." The Strategy outlines a number of priorities, including support for multi-jurisdictional drug, gang, and violent crime task forces and their tandem prosecution projects; as well as adjudication and criminal justice system support services.

The Pinal County Sheriff's Office will improve the Less than Lethal improvement program with this vital grant funding. PCSO members work in close coordination with the Pinal County Multi-Jurisdictional Narcotics Task Force funded in part through a High Intensity Drug Trafficking Area (HIDTA) grant, with the remainder of the funding coming from state Byrne monies. Two major interstate routes (Interstate 8 and Interstate 10), along with a number of rural routes well known to drug traffickers, connect Maricopa County with Pima County, which borders the Republic of Mexico. Virtually all of these routes require travel through Pinal County. These Less than Lethal weapons and batteries will improve our Deputies safety.

OBJECTIVES/OUTCOMES:

The overarching goal of activities to be funded by this grant is improved our Less than Lethal program through the purchase of this Less than Lethal equipment. The Pinal County Sheriff's Office if awarded these funds through this grant have methods in place that either already track the data elements to be reported as Performance Measures, or will allow collection of that information upon implementation of the grant funded activities. In some instances the data is generated automatically. In other instances individual employees submit daily and/or monthly statistical reports to the records/data/or statistical unit within the department.

Measurable outcomes include: Every patrol deputy will have a working Taser weapon, improved safety and additional batteries to replace expired ones.

Objective #1: Purchase all equipment within 60 days of award notice.

Objective #2: Deploy all equipment to Deputies within 90 days of award notice.

ORGANIZATIONAL CAPABILITIES/COMPETENCIES:

The Pinal County Sheriff's Office currently manages approximately 44 grants from state, federal, and tribal sources. Each of these comes with separate tracking and reporting requirements. The department has a history of successful grant-funded program implementations, including: a volunteer corps of victim crisis interveners for on-scene response; specialized domestic violence investigations; Regional DUI Task Force and the previously noted Multi-Jurisdictional Narcotics Task Force.

Funds from each grant in Pinal County are placed into a separate cost center on the County's general ledger. All grant funds, once received, are deposited into the Pinal County Treasurer's Office account, as required by the County government. This grant will be managed on a reimbursement basis.

DESCRIPTION OF EXPEDITIOUS ACTIVITIES:

All of the Less than Lethal equipment to be paid for with this grant funding will be purchased and put into use during the first fiscal year of the project.

PROJECT TIMELINE

| ACTIVITY | RESPONSIBLE AGENCY | COMPLETION DATE |
|---|-------------------------------|---|
| Submit purchase order for Less than Lethal equipment | Pinal County Sheriff's Office | Within 60 days of award notice |
| Receive Less than Lethal equipment | Pinal County Sheriff's Office | Within 30 days of purchase order |
| Train and deploy equipment | Pinal County Sheriff's Office | Within 15 days of equipment receipt |
| Collect and report equipment usage and outcome measures | Pinal County Sheriff's Office | 15 days after the end of each project quarter |

PERFORMANCE MEASURES:

As a result of activities funded by this grant conducted at the Pinal County Sheriff's Office:

1. Each sworn deputy will have a working Taser weapon on them at all times.
2. There will be a decrease of injured deputies by utilizing this equipment instead of hands on (fighting with the suspect).
3. All members of the patrol staff will report that the equipment purchased through this grant has significantly improved the efficiency in which they can complete their jobs.
4. All members of the patrol staff will report that the equipment purchased through this grant has significantly improved their safety.

PINAL COUNTY ARIZONA
Edward Byrne Memorial Justice Assistance Grant Formula Program
FY 2016 Local Solicitation
“Less than Lethal Equipment Improvement Program”
”

REVIEW NARRATIVE

Before any grant application may be submitted on behalf of Pinal County, the County requires the applying department to circulate a Pre-Proposal Approval form. That form outlines the basic programmatic and financial content of the grant application, and is circulated among all departments that may be impacted, directly or indirectly. Once each of those department heads has reviewed the document, it is forwarded to the County Manager for approval. If the County Manager grants approval, the applying department has authorization to submit the application. The County Manager did grant that authorization for this application on June 13, 2016.

This application was also submitted to the Pinal County Board of Supervisors for review on June 27th, 2016. The application was then placed on the regular agenda of the July 20th, 2016, public meeting of the Board of Supervisors for discussion/approval/disapproval.

The agenda for the July 20th, 2016, Board of Supervisors meeting will be posted on the Pinal County website at www.pinalcountyaz.gov . At the same time a paper copy of the agenda will be posted in the Board of Supervisors marquee located in the parking lot adjacent to the building where meetings are held. Following opportunity for discussion among the Board of Supervisors, an invitation for public comment will be extended prior to taking the vote.

This applicant is not part of a disparate jurisdiction.

PINAL COUNTY ARIZONA
Edward Byrne Memorial Justice Assistance Grant (JAG) Program
FY 2016 Local Solicitation
“Less than Lethal Equipment Improvement Program”

Applicant Disclosure of Pending Applications:

Pinal County does not have pending applications submitted within the last 12 months for federally funded assistance that include requests for funding to support the same project being proposed under this solicitation and will cover the identical cost items outlined in the budget narrative and worksheet in the application under this solicitation.

**Pinal County Sheriff's Office
2016 Budget Worksheet**

A. Personnel Year One through Four

| Name | Computation | Cost |
|--|-------------|----------------|
| Funds for Personnel are not requested nor offered as match for this grant. | | |
| Total for all four years | | \$ 0.00 |

B. Fringe Benefits Year One through Four

| Name | Computation | Cost |
|--|-------------|----------------|
| Funds for Fringe Benefits are not requested nor offered as match for this grant. | | |
| Total for all four years | | \$ 0.00 |

C. Travel Year One through Four

| Name | Computation | Cost |
|---|-------------|----------------|
| Funds for Travel are not requested nor offered as match for this grant. | | |
| Total for all four years | | \$ 0.00 |

D. Equipment Year One through Four

| Description of Equipment | Price | Quantity | Total |
|--|----------|----------|------------------|
| Handle, Yellow, Class III, X26P | 910.75 | 12 | 9,129.00 |
| Holster, Blackhawk, Right X26P | 53.89 | 12 | 646.68 |
| Warranty, 4 year, X26P | 277.95 | 12 | 3,145.92 |
| PPM Battery Pack Standard X26P | 55.15 | 40 | 2,206.00 |
| DPM Battery PK X26C | 37.24 | 60 | 2,234.40 |
| | | | |
| Shipping | Included | | 0.00 |
| Estimated Tax at 5.6% | | | 982.00 |
| Total Cost for Contraband Equipment | | | 18,344.00 |

E. Supplies**Year One through Four**

| Supply Item | Computation | Cost |
|-------------|-------------|------|
|-------------|-------------|------|

Funds for supplies are not requested nor offered as match for this grant.

F. Construction**Year One through Four**

| Description | Computation | Cost |
|-------------|-------------|------|
|-------------|-------------|------|

Funds for construction are not requested nor offered as a match for this grant.

G. Consultants/Contracts Year One through Four**Consultant Fees**

| Name | Service | Computation | Cost |
|------|---------|-------------|------|
|------|---------|-------------|------|

Funds for consultants are not requested nor offered as a match for this grant.

Contracts

| Item | Cost |
|------|------|
|------|------|

Funds for contracts are not requested nor offered as a match for this grant.

H. Other**Year One through Four**

| Description | Computation | Cost |
|-------------|-------------|------|
|-------------|-------------|------|

Funds for other costs are not requested nor offered as a match for this grant.

I. Indirect Costs**Year One through Four**

Funds for indirect costs are not requested nor offered as a match for this grant.

Budget Summary Page

| | |
|----------------------------------|---------------------|
| A. Personnel/Salary Costs | <u>\$ 0.00</u> |
| B. Fringe Benefits | <u>\$ 0.00</u> |
| C. Travel | <u>\$ 0.00</u> |
| D. Equipment | <u>\$ 18,344.00</u> |
| E. Supplies | <u>\$ 0.00</u> |
| F. Construction | <u>\$ 0.00</u> |
| G. Consultants/Contracts | <u>\$ 0.00</u> |
| H. Other | <u>\$ 0.00</u> |
| I. Indirect Costs | <u>\$ 0.00</u> |
| TOTAL PROJECT COSTS | <u>\$ 18,344.00</u> |

Federal Request \$ 18,344.00

**Applicant Funds, if any,
to be applied to this project** \$ 0.00

Budget Narrative:

A. Personnel

N/A

B. Fringe Benefits

N/A

C. Travel

N/A

D. Equipment

The Less than Lethal Equipment will be used by the Pinal County Sheriff's Office's Patrol Deputies. All items will be purchased via existing Pinal County supplier contracts in accordance with Pinal County procurement policies.

E. Supplies

N/A

F. Construction

N/A

G. Consultants/Contracts

N/A

H. Other

N/A

I. Indirect Costs

N/A



OMB APPROVAL
NUMBER 1121-0140

EXPIRES 05/31/2019

STANDARD ASSURANCES

The Applicant hereby assures and certifies compliance with all applicable Federal statutes, regulations, policies, guidelines, and requirements, including 2 C.F.R. Part 2800 (Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards by the Department of Justice), and Ex. Order 12372 (intergovernmental review of federal programs). 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 Government Accountability 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. § 469a-1 et seq.), and the National Environmental Policy Act of 1969 (42 U.S.C. § 4321).
6. It will comply (and will require any subrecipients or contractors to comply) with any applicable nondiscrimination provisions, 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 Violence Against Women Act (42 U.S.C. § 13925(b)(13)); the Civil Rights Act of 1964 (42 U.S.C. § 2000d); the Indian Civil Rights Act (25 U.S.C. §§ 1301-1303); 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). It will also comply with Ex. Order 13279, Equal Protection of the Laws for Faith-Based and Community Organizations; Executive Order 13559, Fundamental Principles and Policymaking Criteria for Partnerships With Faith-Based and Other Neighborhood Organizations; and the DOJ implementing regulations at 28 C.F.R. Part 38.
7. If a governmental entity?
 - a. 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
 - b. 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.

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**U.S. DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS
OFFICE OF THE CHIEF FINANCIAL OFFICER**

**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. Acceptance of this form provides for compliance with certification requirements under 28 CFR Part 69, "New Restrictions on Lobbying," 2 CFR Part 2867, "DOJ Implementation of OMB Guidance on Nonprocurement Debarment and Suspension," and 28 CFR Part 83, "Government-wide Debarment and Suspension," 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 sub-recipients shall certify and disclose accordingly.

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

Pursuant to Executive Order 12549, Debarment and Suspension, implemented at 2 CFR Part 2867, for prospective participants in primary covered transactions, as defined at 2 CFR Section 2867.20(a), and other requirements:

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) Have not within a two-year period preceding this application been convicted of a felony criminal violation under any Federal law, unless such felony criminal conviction has been disclosed in writing to the Office of Justice Programs (OJP) at Ojpcompliancereporting@usdoj.gov, and, after such disclosure, the applicant has

received a specific written determination from OJP that neither suspension nor debarment of the applicant is necessary to protect the interests of the Government in this case.

(d) 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 (b) of this certification; and

(e) 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.

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. FEDERAL TAXES

A. If the applicant is a corporation, the applicant certifies that either (1) the corporation has no unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability, or (2) the corporation has provided written notice of such an unpaid tax liability (or liabilities) to OJP at Ojpcompliancereporting@usdoj.gov, and, after such disclosure, the applicant has received a specific written determination from OJP that neither suspension nor debarment of the applicant is necessary to protect the interests of the Government in this case.

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.

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

As required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 83, Subpart F, for grantees, as defined at 28 CFR Sections 83.620 and 83.650:

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

(1) The dangers of drug abuse in the workplace;

(2) The grantee's policy of maintaining a drug-free workplace;

(3) Any available drug counseling, rehabilitation, and employee assistance programs; and

(4) 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

(1) Abide by the terms of the statement; and

(2) 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, 810 7th Street, 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

(1) 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

(2) 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.

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