Agenda Item No. 3Q-1

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date: <u>11/15/2011</u>	[X] Consent [] Ordinance	[] Regular [] Public Hearing
Department:		[] • ••••••
•	ALM BEACH COUNTY CRI	MINAL JUSTICE COMMISSION
	ALM BEACH COUNTY CRI	MINAL JUSTICE COMMISSION

I. EXECUTIVE BRIEF

MOTION AND TITLE: Staff recommends motion to: (A) Receive and file a Second Chance Act Grant award from the Department of Justice (DOJ) in the amount of \$50,000 for a period of 1 year beginning October 1, 2011 to facilitate the development of a plan to reduce juvenile recidivism in Palm Beach County, and (B) Approve a budget amendment for \$50,000 in the Criminal Justice Grants Fund to establish budget for this program.

SUMMARY: Palm Beach County, through the Criminal Justice Commission, was successful in winning a competitive grant award of \$50,000 from the DOJ to facilitate the planning for successful reintegration of juvenile ex-offenders as they return to the County. The grant award allows for the development of a strategic plan for juvenile ex-offenders to successfully transition back into the community. The grant requires a non-federal in-kind match of 100%. This match has been identified through the Criminal Justice Commission for a total amount of \$59,409. <u>Countywide</u> (GB).

BACKGROUND: The Palm Beach County Criminal Justice Commission Reentry Task Force has developed a Strategic Plan for providing effective and coordinated reentry services to those returning from incarceration. The RESTORE Initiative is a product of this plan for adults. The goal is to reduce the recidivism rate by 50% over 5 years for the target population (325 state prisoners returning to Palm Beach County through the Department of Corrections). The program is intended to reduce recidivism among transitioning offenders as well as reduce future victimization, enhance public safety and improve the lives of communities, victims and offenders.

A sub-committee of the Reentry Task Force will be formed to address the issue of juvenile reentry and develop a similar Strategic Plan for Palm Beach County. This will involve working with a consultant hired with grant funds, the Department of Juvenile Justice, the courts, and other community partners.

On September 13, 2011 the BCC approved the submittal of the grant application (R2011-1411) and delegated signature authority to county administration.

Attachments:

- 1. Grant Award letter from DOJ
- 2. Budget Amendment (Fund 1507)

RECOMMENDED BY:		10-24-11
	DEPARTMENT DIRECTOR	DATE
APPROVED BY:	ASSISTANT COUNTY ADMINISTRATOR	18/3//11 DATE

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Year	2012	2013	2014	2015	2016
	109,409 50,000> 0 59,409				
POSITIONS (Cumulative)	- 0 -				
Is item in adopted Budget?	Yes	_	No <u>X</u>	-	
Budget Account No: Fund	De	pt Ur	nit O	bject	
B. Recommended Sources (The match represents ad-v approved as part of the add	valorem salari	ies of current	al Impact: CJC staff. T	hese positions	s were already
C. Departmental Fiscal Revie	ew:	£ 10/21/	//	-	
	III. <u>REVI</u>		<u>ITS</u>		
A. OFMB Fiscal And/Or Con	tract Develop	oment and Co	ntrol Comme	ents:	
OFMB 10/2 OFMB 10/2 B. Legal Sufficiency:	1/11 20 20 20	Contra	act Developm	awlow io nent & Contro	<u> ビアノ (</u> >)
Assistant County Attorney	28/11	- 			

REVISED 9/95 ADM FORM 01

(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.)



Office of Justice Programs

Office of the Assistant Attorney General

Washington, D.C. 20531

September 19, 2011

Mr. Michael L. Rodriguez Palm Beach County Board of County Commissioners 301 North Olive Avenue West Palm Beach, FL 33401

Dear Mr. Rodriguez;

On behalf of Attorney General Eric Holder, it is my pleasure to inform you that the Office of Justice Programs has approved your application for funding under the FY 11 Second Chance Act Juvenile Offender Reentry Program for Planning and Demonstration Projects in the amount of \$50,000 for Palm Beach County Board of County Commissioners.

Enclosed you will find the Grant Award and Special Conditions documents. This award is subject to all administrative and financial requirements, including the timely submission of all financial and programmatic reports, resolution of all interim audit findings, and the maintenance of a minimum level of cash-on-hand. Should you not adhere to these requirements, you will be in violation of the terms of this agreement and the award will be subject to termination for cause or other administrative action as appropriate.

If you have questions regarding this award, please contact:

- Program Questions, Angela Parker, Program Manager at (202) 353-9252; and
- Financial Questions, the Office of the Chief Financial Officer, Customer Service Center (CSC) at (800) 458-0786, or you may contact the CSC at ask.ocfo@usdoj.gov.

Congratulations, and we look forward to working with you.

Sincerely,

Laurie Robinson Assistant Attorney General

Enclosures

Attachment #



Office of Justice Programs Office for Civil Rights

Washington, D.C. 20531

September 19, 2011

Mr. Michael L. Rodriguez Palm Beach County Board of County Commissioners 301 North Olive Avenue West Palm Beach, FL 33401

Dear Mr. Rodriguez;

Congratulations on your recent award. In establishing financial assistance programs, Congress linked the receipt of Federal funding to compliance with Federal civil rights laws. The Office for Civil Rights (OCR), Office of Justice Programs (OJP), U.S. Department of Justice is responsible for ensuring that recipients of financial aid from OJP, its component offices and bureaus, the Office on Violence Against Women (OVW), and the Office of Community Oriented Policing Services (COPS) comply with applicable Federal civil rights statutes and regulations. We at OCR are available to help you and your organization meet the civil rights requirements that come with Justice Department funding.

Ensuring Access to Federally Assisted Programs

As you know, Federal laws prohibit recipients of financial assistance from discriminating on the basis of race, color, national origin, religion, sex, or disability in funded programs or activities, not only in respect to employment practices but also in the delivery of services or benefits. Federal law also prohibits funded programs or activities from discriminating on the basis of age in the delivery of services or benefits.

Providing Services to Limited English Proficiency (LEP) Individuals

In accordance with Department of Justice Guidance pertaining to Title VI of the Civil Rights Act of 1964, 42 U.S.C. § 2000d, recipients of Federal financial assistance must take reasonable steps to provide meaningful access to their programs and activities for persons with limited English proficiency (LEP). For more information on the civil rights responsibilities that recipients have in providing language services to LEP individuals, please see the website at http://www.lep.gov.

Ensuring Equal Treatment for Faith-Based Organizations

The Department of Justice has published a regulation specifically pertaining to the funding of faith-based organizations. In general, the regulation, Participation in Justice Department Programs by Religious Organizations; Providing for Equal Treatment of all Justice Department Program Participants, and known as the Equal Treatment Regulation 28 C.F.R. part 38, requires State Administering Agencies to treat these organizations the same as any other applicant or recipient. The regulation prohibits State Administering Agencies from making award or grant administration decisions on the basis of an organization's religious character or affiliation, religious name, or the religious composition of its board of directors.

The regulation also prohibits faith-based organizations from using financial assistance from the Department of Justice to fund inherently religious activities. While faith-based organizations can engage in non-funded inherently religious activities, they must be held separately from the Department of Justice funded program, and customers or beneficiaries cannot be compelled to participate in them. The Equal Treatment Regulation also makes clear that organizations participating in programs funded by the Department of Justice are not permitted to discriminate in the provision of services on the basis of a beneficiary's religion. For more information on the regulation, please see OCR's website at http://www.ojp.usdoj.gov/ocr/etfbo.htm.

State Administering Agencies and faith-based organizations should also note that the Safe Streets Act, as amended; the Victims of Crime Act, as amended; and the Juvenile Justice and Delinquency Prevention Act, as amended, contain prohibitions against discrimination on the basis of religion in employment. Despite these nondiscrimination provisions, the Justice Department has concluded that the Religious Freedom Restoration Act (RFRA) is reasonably construed, on a case-by-case basis, to require that its funding agencies permit faith-based organizations applying for funding under the applicable program statutes both to receive DOJ funds and to continue considering religion when hiring staff, even if the statute that authorizes the funding program generally forbids considering of religion in employment decisions by grantees.

Questions about the regulation or the application of RFRA to the statutes that prohibit discrimination in employment may be directed to this Office.

Enforcing Civil Rights Laws

All recipients of Federal financial assistance, regardless of the particular funding source, the amount of the grant award, or the number of employees in the workforce, are subject to the prohibitions against unlawful discrimination. Accordingly, OCR investigates recipients that are the subject of discrimination complaints from both individuals and groups. In addition, based on regulatory criteria, OCR selects a number of recipients each year for compliance reviews, audits that require recipients to submit data showing that they are providing services equitably to all segments of their service population and that their employment practices meet equal employment opportunity standards.

Complying with the Safe Streets Act or Program Requirements

In addition to these general prohibitions, an organization which is a recipient of financial assistance subject to the nondiscrimination provisions of the Omnibus Crime Control and Safe Streets Act (Safe Streets Act) of 1968, 42 U.S.C. § 3789d(c), or other Federal grant program requirements, must meet two additional requirements:(1) complying with Federal regulations pertaining to the development of an Equal Employment Opportunity Plan (EEOP), 28 C.F.R. § 42.301-.308, and (2) submitting to OCR Findings of Discrimination (see 28 C.F.R. § 42.205(5) or 31.202(5)).

1) Meeting the EEOP Requirement

In accordance with Federal regulations, Assurance No. 6 in the Standard Assurances, COPS Assurance No. 8.B, or certain Federal grant program requirements, your organization must comply with the following EEOP reporting requirements:

If your organization has received an award for \$500,000 or more and has 50 or more employees (counting both full- and part-time employees but excluding political appointees), then it has to prepare an EEOP and submit it to OCR for review within 60 days from the date of this letter. For assistance in developing an EEOP, please consult OCR's website at http://www.ojp.usdoj.gov/ocr/eeop.htm. You may also request technical assistance from an EEOP specialist at OCR by dialing (202) 616-3208.

If your organization received an award between \$25,000 and \$500,000 and has 50 or more employees, your organization still has to prepare an EEOP, but it does not have to submit the EEOP to OCR for review. Instead, your organization has to maintain the EEOP on file and make it available for review on request. In addition, your organization has to complete Section B of the Certification Form and return it to OCR. The Certification Form can be found at http://www.ojp.usdoj.gov/ocr/eeop.htm.

If your organization received an award for less than \$25,000; or if your organization has less than 50 employees, regardless of the amount of the award; or if your organization is a medical institution, educational institution, nonprofit organization or Indian tribe, then your organization is exempt from the EEOP requirement. However, your organization must complete Section A of the Certification Form and return it to OCR. The Certification Form can be found at http://www.ojp.usdoj.gov/ocr/eeop.htm.

2) Submitting Findings of Discrimination

In the event a Federal or State court or Federal or State administrative agency makes an adverse finding of discrimination against your organization after a due process hearing, on the ground of race, color, religion, national origin, or sex, your organization must submit a copy of the finding to OCR for review.

Ensuring the Compliance of Subrecipients

If your organization makes subawards to other agencies, you are responsible for assuring that subrecipients also comply with all of the applicable Federal civil rights laws, including the requirements pertaining to developing and submitting an EEOP, reporting Findings of Discrimination, and providing language services to LEP persons. State agencies that make subawards must have in place standard grant assurances and review procedures to demonstrate that they are effectively monitoring the civil rights compliance of subrecipients.

If we can assist you in any way in fulfilling your civil rights responsibilities as a recipient of Federal funding, please call OCR at (202) 307-0690 or visit our website at http://www.ojp.usdoj.gov/ocr/.

Sincerely,

Muh 2. alson

Michael L. Alston Director

cc: Grant Manager Financial Analyst



Office of Justice Programs

Office of Juvenile Justice and Delinquency Prevention

Washington, D.C. 20531

Memorandum To: Official Grant File

From: Kathi Grasso, OJJDP NEPA Coordinator

Subject: Categorical Exclusion for Palm Beach County Board of County Commissioners

The recipient agrees to assist OJJDP to comply with the National Environmental Policy Act (NEPA) and other related federal environmental impact analyses requirements in the use of these grant funds either directly by the recipient or by a subrecipient. Accordingly, prior to obligating grant funds, the grantee agrees to first determine if any of the following activities will be related to the use of the grant funds and, if so, to advise OJJDP and request further NEPA implementation guidance. Recipient understands that this special condition applies to its 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 recipient, a subrecipient, or any third party and the activity needs to be undertaken in order to use these grant funds, this special condition are: a. new construction; b. minor renovation or remodeling of a property either; (1) listed on or eligible for listing on the National Register of Historic Places or; (2) located within a 100-year flood plain; c. a renovation, lease, or any other proposed use of a building or facility that will either; (1) result in a change in its basic prior use or; (2) significantly change its size and; d. Implementation of a new program involving the use of chemicals other than chemicals that are; (1) purchased as an incidental component of a funded activity and; (2) traditionally used, for example, in office, household, recreational, or education environments.

	Department of Justice Office of Justice Programs Office of Juvenile Justice and	GRANT MANAGER'S MEMORANDUM, PT. I: PROJECT SUMMARY				
	Delinquency Prevention	Gr	ant			
- 61278 44		PROJECT NUMBER	PAGE 1 OF 1			
This project is supported	under FY11(OJJDP - Second Chance Reentry)	2011-CZ-BX-0002 12 USC 3797w				
		ч				
 STAFF CONTACT (1 Angela Parker (202) 353-9252 	Name & telephone number)	2. PROJECT DIRECTOR (Name, address Jenise Link Senior Criminal Justice Analyst 301 North Olive Avenue Suite 1001 West Palm Beach, FL 33401 (561) 355-1503	s & telephone number)			
3a. TITLE OF THE PRO			DMS CODE (SEE INSTRUCTIONS N REVERSE)			
DJDP FY 11 Second Ch Planning 4. TITLE OF PROJECT	ance Act Juvenile Offender Reentry Program for		N REVERSE)			
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Palm Beach County (PBC) will develop a juvenile reentry strategic plan that will work towards long-term systemic change so that youth transitioning from detention and residential placement receive support and access to programs and services aimed at reducing recidivism rates and easing the re-entry process. Through the strategic planning process, the Criminal Justice Commission (CJC), the Juvenile Reentry Subcommittee and its partners will be able to assess and identify systemic gaps and determine the optimal uses of resources so that services can be delivered efficiently and seamlessly through the collaborative network of treatment and community providers.

The strategic planning process will occur in two phases, an information gathering phase (Phase 1) and a planning phase (Phase 2). Phase 1 will consist of a variety of information gathering techniques, which will result in a comprehensive description of current re-entry services available locally for juveniles under the age of 18 at intake. During Phase 2, a mini summit will be held including participants from across the state, partners from state and local agencies, as well as non-governmental organizations and the faith-based community. Summit participants will utilize the six fundamental principles of evidence-based correctional practice to guide their discussion sessions. Following the summit, the project team will conduct an analysis of current re-entry practices compared to available "best practices" and identify a model that will target high-risk offenders through the use of a validated risk/needs assessment instrument.

CA/NCF

	Department of Justice Office of Justice Programs Office of Juvenile Justice and Delinquency Prevention	Grant	PAGE 1 OF 3
		4. AWARD NUMBER: 2011-CZ-BX-0002 5. PROJECT PERIOD: FROM 10/01/2011 BUDGET PERIOD: FROM 10/01/2011 6. AWARD DATE 09/19/2011	
1A. GRANTEE IRS/ 596000078	VENDOR NO.	8. SUPPLEMENT NUMBER 00	Initial
		9. PREVIOUS AWARD AMOUNT	\$0
3. PROJECT TITLE	nsive, collaborative Plan for Juvenile Reentry in Palm	10. AMOUNT OF THIS AWARD	\$ 50,000
Beach County involv	ing all the key partners in the Juvenile Justice System sessment instruments.	11. TOTAL AWARD	\$ 50,000
13. STATUTORY A	UTHORJTY FOR GRANT		
	ported under FY11(OJJDP - Second Chance Reentry) 42	2 USC 3797w	
This project is sup 15. METHOD OF PA GPRS	ported under FY11(OJJDP - Second Chance Reentry) 42	2 USC 3797w GRANTEE ACCEPT/ 18. TYPED NAME AND TITLE OF AUTHORIZI Michael L. Rodriguez Executive Director, Criminal Justice Commiss	ED GRANTEE OFFICIAL

OJP FORM 4000/2 (REV. 5-87) PREVIOUS EDITIONS ARE OBSOLETE.



Department of Justice Office of Justice Programs Office of Juvenile Justice and Delinquency Prevention

AWARD CONTINUATION SHEET Grant

09/19/2011

PAGE 2 OF 3

PROJECT NUMBER 2011-CZ-BX-0002

SPECIAL 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.

AWARD DATE

- 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, granuity, 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, N.W. 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.

- 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.
- 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.

Department of Justice Office of Justice Programs Office of Juvenile Justice and Delinquency Prevention

AWARD CONTINUATION SHEET Grant

09/19/2011

PAGE 3 OF 3

PROJECT NUMBER 2011-CZ-BX-0002

SPECIAL CONDITIONS

8. 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 sub recipients 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.

AWARD DATE

- 9. 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).
- 10. The recipient agrees to report data on the grantee's OJJDP-approved performance measures as part of the semi-annual categorical progress report. This data will be submitted on line at OJJDP's Performance Measures website (http://ojjdp.ncjrs.gov/grantees/pm/index.html) by July 31 and January 31 each year for the duration of the award. Once data entry is complete, the grantee will be able to create and download a "Performance Measures Data Report." This document is to be included as an attachment to the grantee's narrative categorical assistance progress report submitted in GMS for each reporting period.
- 11. The recipient shall submit semiannual progress reports. Progress reports shall be submitted within 30 days after the end of the reporting periods, which are June 30 and December 31, for the life of the award. These reports will be submitted to the Office of Justice Programs, on-line through the Internet at https://grants.ojp.usdoj.gov/.
- 12. The recipient agrees that it will submit quarterly financial status reports to OJP on-line (at https://grants.ojp.usdoj.gov) using the SF 425 Federal Financial Report form (available for viewing at www.whitehouse.gov/omb/grants/standard_forms/ff_report.pdf), not later than 30 days after the end of each calendar quarter. The final report shall be submitted not later than 90 days following the end of the award period.
- 13. The recipient agrees to comply with applicable requirements to report first-tier subawards of \$25,000 or more and, in certain circumstances, to report the names and total compensation of the five most highly compensated executives of the recipient and first-tier subrecipients of award funds. Such data will be submitted to the FFATA Subaward Reporting System (FSRS). The details of recipient obligations, which derive from the Federal Funding Accountability and Transparency Act of 2006 (FFATA), are posted on the Office of Justice Programs web site at http://www.ojp.gov/funding/ffata.htm (Award condition: Reporting Subawards and Executive Compensation), and are incorporated by reference here. This condition, and its reporting requirement does not apply to grant awards made 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 operate in his or her name).
- 14. The recipient is authorized to incur travel costs for two individuals and drawdown funds in an amount not to exceed \$4,000 for the purpose of attending OJJDP's 2011 National Conference for Children's Justice & Safety: Unite, Build, Lead, October 11-14, 2011, National Harbor, MD. The grantee is not authorized any additional expenditures, obligations, or drawdowns until the Office of the Chief Financial Officer has reviewed and approved its budget and budget narrative, and a Grant Adjustment Notice has been issued to remove this Special Condition.
- 15. The recipient may not obligate, expend or draw down funds until the Office of the Chief Financial Officer (OCFO) has approved the budget and budget narrative and a Grant Adjustment Notice (GAN) has been issued to remove this special condition.



Office of Justice Programs

Office of the Assistant Attorney General

Washington, D.C. 20531

September 19, 2011

Mr. Michael L. Rodriguez Palm Beach County Board of County Commissioners 301 North Olive Avenue West Palm Beach, FL 33401

Dear Mr. Rodriguez:

On behalf of Attorney General Eric Holder, it is my pleasure to inform you that the Office of Justice Programs has approved your application for funding under the FY 11 Second Chance Act Juvenile Offender Reentry Program for Planning and Demonstration Projects in the amount of \$50,000 for Palm Beach County Board of County Commissioners.

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If you have questions regarding this award, please contact:

- Program Questions, Angela Parker, Program Manager at (202) 353-9252; and
- Financial Questions, the Office of the Chief Financial Officer, Customer Service Center (CSC) at (800) 458-0786, or you may contact the CSC at ask.ocfo@usdoj.gov.

Congratulations, and we look forward to working with you.

Sincerely,

Laurie Robinson Assistant Attorney General

Enclosures



Office of Justice Programs Office for Civil Rights

Washington, D.C. 20531

September 19, 2011

Mr. Michael L. Rodriguez Palm Beach County Board of County Commissioners 301 North Olive Avenue West Palm Beach, FL 33401

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Ensuring Access to Federally Assisted Programs

As you know, Federal laws prohibit recipients of financial assistance from discriminating on the basis of race, color, national origin, religion, sex, or disability in funded programs or activities, not only in respect to employment practices but also in the delivery of services or benefits. Federal law also prohibits funded programs or activities from discriminating on the basis of age in the delivery of services or benefits.

Providing Services to Limited English Proficiency (LEP) Individuals

In accordance with Department of Justice Guidance pertaining to Title VI of the Civil Rights Act of 1964, 42 U.S.C. § 2000d, recipients of Federal financial assistance must take reasonable steps to provide meaningful access to their programs and activities for persons with limited English proficiency (LEP). For more information on the civil rights responsibilities that recipients have in providing language services to LEP individuals, please see the website at http://www.lep.gov.

Ensuring Equal Treatment for Faith-Based Organizations

The Department of Justice has published a regulation specifically pertaining to the funding of faith-based organizations. In general, the regulation, Participation in Justice Department Programs by Religious Organizations; Providing for Equal Treatment of all Justice Department Program Participants, and known as the Equal Treatment Regulation 28 C.F.R. part 38, requires State Administering Agencies to treat these organizations the same as any other applicant or recipient. The regulation prohibits State Administering Agencies from making award or grant administration decisions on the basis of an organization's religious character or affiliation, religious name, or the religious composition of its board of directors.

The regulation also prohibits faith-based organizations from using financial assistance from the Department of Justice to fund inherently religious activities. While faith-based organizations can engage in non-funded inherently religious activities, they must be held separately from the Department of Justice funded program, and customers or beneficiaries cannot be compelled to participate in them. The Equal Treatment Regulation also makes clear that organizations participating in programs funded by the Department of Justice are not permitted to discriminate in the provision of services on the basis of a beneficiary's religion. For more information on the regulation, please see OCR's website at http://www.ojp.usdoj.gov/ocr/etfbo.htm.

State Administering Agencies and faith-based organizations should also note that the Safe Streets Act, as amended; the Victims of Crime Act, as amended; and the Juvenile Justice and Delinquency Prevention Act, as amended, contain prohibitions against discrimination on the basis of religion in employment. Despite these nondiscrimination provisions, the Justice Department has concluded that the Religious Freedom Restoration Act (RFRA) is reasonably construed, on a case-by-case basis, to require that its funding agencies permit faith-based organizations applying for funding under the applicable program statutes both to receive DOJ funds and to continue considering religion when hiring staff, even if the statute that authorizes the funding program generally forbids considering of religion in employment decisions by grantees.

Questions about the regulation or the application of RFRA to the statutes that prohibit discrimination in employment may be directed to this Office.

Enforcing Civil Rights Laws

All recipients of Federal financial assistance, regardless of the particular funding source, the amount of the grant award, or the number of employees in the workforce, are subject to the prohibitions against unlawful discrimination. Accordingly, OCR investigates recipients that are the subject of discrimination complaints from both individuals and groups. In addition, based on regulatory criteria, OCR selects a number of recipients each year for compliance reviews, audits that require recipients to submit data showing that they are providing services equitably to all segments of their service population and that their employment practices meet equal employment opportunity standards.

Complying with the Safe Streets Act or Program Requirements

In addition to these general prohibitions, an organization which is a recipient of financial assistance subject to the nondiscrimination provisions of the Omnibus Crime Control and Safe Streets Act (Safe Streets Act) of 1968, 42 U.S.C. § 3789d(c), or other Federal grant program requirements, must meet two additional requirements:(1) complying with Federal regulations pertaining to the development of an Equal Employment Opportunity Plan (EEOP), 28 C.F.R. § 42.301-.308, and (2) submitting to OCR Findings of Discrimination (see 28 C.F.R. § 42.205(5) or 31.202(5)).

1) Meeting the EEOP Requirement

In accordance with Federal regulations, Assurance No. 6 in the Standard Assurances, COPS Assurance No. 8.B, or certain Federal grant program requirements, your organization must comply with the following EEOP reporting requirements:

If your organization has received an award for \$500,000 or more and has 50 or more employees (counting both full- and part-time employees but excluding political appointees), then it has to prepare an EEOP and submit it to OCR for review within 60 days from the date of this letter. For assistance in developing an EEOP, please consult OCR's website at http://www.ojp.usdoj.gov/ocr/ecop.htm. You may also request technical assistance from an EEOP specialist at OCR by dialing (202) 616-3208.

If your organization received an award between \$25,000 and \$500,000 and has 50 or more employees, your organization still has to prepare an EEOP, but it does not have to submit the EEOP to OCR for review. Instead, your organization has to maintain the EEOP on file and make it available for review on request. In addition, your organization has to complete Section B of the Certification Form and return it to OCR. The Certification Form can be found at http://www.ojp.usdoj.gov/ocr/eeop.htm.

If your organization received an award for less than \$25,000; or if your organization has less than 50 employees, regardless of the amount of the award; or if your organization is a medical institution, educational institution, nonprofit organization or Indian tribe, then your organization is exempt from the EEOP requirement. However, your organization must complete Section A of the Certification Form and return it to OCR. The Certification Form can be found at http://www.ojp.usdoj.gov/ocr/eeop.htm.

2) Submitting Findings of Discrimination

In the event a Federal or State court or Federal or State administrative agency makes an adverse finding of discrimination against your organization after a due process hearing, on the ground of race, color, religion, national origin, or sex, your organization must submit a copy of the finding to OCR for review.

Ensuring the Compliance of Subrecipients

If your organization makes subawards to other agencies, you are responsible for assuring that subrecipients also comply with all of the applicable Federal civil rights laws, including the requirements pertaining to developing and submitting an EEOP, reporting Findings of Discrimination, and providing language services to LEP persons. State agencies that make subawards must have in place standard grant assurances and review procedures to demonstrate that they are effectively monitoring the civil rights compliance of subrecipients.

If we can assist you in any way in fulfilling your civil rights responsibilities as a recipient of Federal funding, please call OCR at (202) 307-0690 or visit our website at http://www.ojp.usdoj.gov/ocr/.

Sincerely,

Mund 2. alson

Michael L. Alston Director

cc: Grant Manager Financial Analyst



Department of Justice Office of Justice Programs

Office of Juvenile Justice and Delinquency Prevention

Washington, D.C. 20531

Memorandum To: Official Grant File

From: Kathi Grasso, OJJDP NEPA Coordinator

Subject: Categorical Exclusion for Palm Beach County Board of County Commissioners

The recipient agrees to assist OJJDP to comply with the National Environmental Policy Act (NEPA) and other related federal environmental impact analyses requirements in the use of these grant funds either directly by the recipient or by a subrecipient. Accordingly, prior to obligating grant funds, the grantee agrees to first determine if any of the following activities will be related to the use of the grant funds and, if so, to advise OJJDP and request further NEPA implementation guidance. Recipient understands that this special condition applies to its 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 recipient, a subrecipient, 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 either; (1) listed on or eligible for listing on the National Register of Historic Places or; (2) located within a 100-year flood plain; c. a renovation, lease, or any other proposed use of a building or facility that will either; (1) result in a change in its basic prior use or; (2) significantly change its size and; d. Implementation of a new program involving the use of chemicals other than chemicals that are; (1) purchased as an incidental component of a funded activity and; (2) traditionally used, for example, in office, household, recreational, or education environments.

	Department of Justice Office of Justice Programs Office of Juvenile Justice and	GRANT MANAGER'S MEMORANDUM, PT. I: PROJECT SUMMARY				
	Delinquency Prevention	Grant				
		PROJECT NUMBER				
		2011-CZ-BX-0002	PAGE 1 OF 1			
This project is supporte	d under FY11(OJJDP - Second Chance Reentry) 4	2 USC 3797w				
		, ,				
1. STAFF CONTACT (Name & telephone number)	2. PROJECT DIRECTOR (Name, address & telep	hone number)			
Angela Parker (202) 353-9252		Jenise Link Senior Criminal Justice Analyst 301 North Olive Avenue Suite 1001 West Palm Beach, FL 33401 (561) 355-1503				
a. TITLE OF THE PRO	OGRAM	3b. POMS CO	DE (SEE INSTRUCTIONS			
ÓJJDP FY 11 Second C Planning	hance Act Juvenile Offender Reentry Program for	· ON DESUG				
5. NAME & ADDRESS	S OF GRANTEE Board of County Commissioners enue	alm Beach County involving all the key partners in the Juve 6. NAME & ADRESS OF SUBGRANTEE				
7. PROGRAM PERIOD)	8. BUDGET PERIOD				
	70/01/2011 TO: 09/30/2012		09/30/2012			
AMOUNT OF AWA	RD	10. DATE OF AWARD				
\$ 50,000		09/19/2011				
II. SECOND YEAR'S	BUDGET	12. SECOND YEAR'S BUDGET AMOUNT				
13. THIRD YEAR'S BU	JDGET PERIOD	14. THIRD YEAR'S BUDGET AMOUNT	··· ···			
The Second Chance A released from prison, juvenile residential fa from secure confinen juvenile correctional	Jail, and juventic residential facilities and are retu- icilities on any given day. The FY 2011 Second Cl ient facilities to the community is successful and p facility. or staff-secure facility. Elicible invention	ensive response to the increasing number of incarcerated a ruing to their communities. Approximately 100,000 youth bance Act Juvenile Offender Rcentry Program helps ensure romotes public safety. A secure confinement facility may i must have hear confined under juveila court invications	ul offenders are confined in that the transition the youth mal include a juvenile detention center This measurem is outbasied but			
Second Unance Act	pal governments for demonstration projects to proj	d Chance Act authorizes grants to states, territorios, units o mote the safe and successful reintegration into the commun	floori covernment and fademilte			

ОЛР FORM 4000/2 (REV. 4-88)

Palm Beach County (PBC) will develop a juvenile reentry strategic plan that will work towards long-term systemic change so that youth transitioning from detention and residential placement receive support and access to programs and services aimed at reducing recidivism rates and easing the re-entry process. Through the strategic planning process, the Criminal Justice Commission (CJC), the Juvenile Reentry Subcommittee and its partners will be able to assess and identify systemic gaps and determine the optimal uses of resources so that services can be delivered efficiently and scamlessly through the collaborative network of treatment and community providers.

The strategic planning process will occur in two phases, an information gathering phase (Phase 1) and a planning phase (Phase 2). Phase 1 will consist of a variety of information gathering techniques, which will result in a comprehensive description of current re-entry services available locally for juveniles under the age of 18 at intake. During Phase 2, a mini summit will be held including participants from across the state, partners from state and local agencies, as well as non-governmental organizations and the faith-based community. Summit participants will utilize the six fundamental principles of evidence-based correctional practice to guide their discussion sessions. Following the summit, the project team will conduct an analysis of current re-entry practices compared to available "best practices" and identify a model that will target high-risk offendors through the use of a validated risk/needs assessment instrument.

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CA/NCF

	Department of Justice Office of Justice Programs Office of Juvenile Justice and Delinquency Prevention	Grant	PAGE 1 OF 3
1. RECIPIENT NAM	E AND ADDRESS (Including Zip Code)	4. AWARD NUMBER: 2011-CZ-BX-0002	
	y Board of County Commissioners venue	5. PROJECT PERIOD: FROM 10/01/2011 BUDGET PERIOD: FROM 10/01/2011	
		6. AWARD DATE 09/19/2011	7. ACTION
1A. GRANTEE IRS/\ 596000078	/ENDOR NO.	8. SUPPLEMENT NUMBER 00	Initial
1		9. PREVIOUS AWARD AMOUNT	\$0
3. PROJECT TITLE		10. AMOUNT OF THIS AWARD	\$ 50,000
Develop a comprehen Beach County involvi utilizing validated ass	sive, collaborative Plan for Juvenile Reentry in Palm ng all the key partners in the Juvenile Justice System essment instruments.	11. TOTAL AWARD	\$ 50,000
	JTHORJTY FOR GRANT Norted under FY11(OJJDP - Second Chance Reentry) 42 YMENT	USC 3797w	
16. TYPED NAME A	AGENCY APPROVAL	GRANTEE ACCEPTA 18. TYPED NAME AND TITLE OF AUTHORIZE	
Laurie Robinson Assistant Attorney		Michael L. Rodriguez Executive Director, Criminal Justice Commissi	
17. SIGNATURE OF	APPROVING OFFICIAL	19. SIGNATURE OF AUTHORIZED RECIPIENT	0fficial 19a. date 1930-11
FISCAL FUND YEAR CODE	LASSIFICATION CODES BUD. DIV. ACT. OFC. REG. SUB. POMS AMOUNT	21. KCZTGT0463	
ХВ	CZ 70 00 00 50000		

OJP FORM 4000/2 (REV. 5-87) PREVIOUS EDITIONS ARE OBSOLETE.



Department of Justice Office of Justice Programs Office of Juvenile Justice and Delinquency Prevention

AWARD CONTINUATION SHEET Grant

09/19/2011

PAGE 2 OF 3

PROJECT NUMBER 2011-CZ-BX-0002

SPECIAL 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.

AWARD DATE

- 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, N.W. 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.



Department of Justice Office of Justice Programs Office of Juvenile Justice and Delinquency Prevention

AWARD CONTINUATION SHEET Grant

09/19/2011

PAGE 3 OF 3

PROJECT NUMBER 2011-CZ-BX-0002

SPECIAL CONDITIONS

8. 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 sub recipients 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.

AWARD DATE

- 9. 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).
- 10. The recipient agrees to report data on the grantee's OJJDP-approved performance measures as part of the semi-annual categorical progress report. This data will be submitted on line at OJJDP's Performance Measures website (http://ojjdp.ncjrs.gov/grantees/pm/index.html) by July 31 and January 31 each year for the duration of the award. Once data entry is complete, the grantee will be able to create and download a "Performance Measures Data Report." This document is to be included as an attachment to the grantee's narrative categorical assistance progress report submitted in GMS for each reporting period.
- 11. The recipient shall submit semiannual progress reports. Progress reports shall be submitted within 30 days after the end of the reporting periods, which are June 30 and December 31, for the life of the award. These reports will be submitted to the Office of Justice Programs, on-line through the Internet at https://grants.ojp.usdoj.gov/.
- 12. The recipient agrees that it will submit quarterly financial status reports to OJP on-line (at https://grants.ojp.usdoj.gov) using the SF 425 Federal Financial Report form (available for viewing at www.whitehouse.gov/omb/grants/standard_forms/ff_report.pdf), not later than 30 days after the end of each calendar quarter. The final report shall be submitted not later than 90 days following the end of the award period.
- 13. The recipient agrees to comply with applicable requirements to report first-tier subawards of \$25,000 or more and, in certain circumstances, to report the names and total compensation of the five most highly compensated executives of the recipient and first-tier subrecipients of award funds. Such data will be submitted to the FFATA Subaward Reporting System (FSRS). The details of recipient obligations, which derive from the Federal Funding Accountability and Transparency Act of 2006 (FFATA), are posted on the Office of Justice Programs web site at http://www.ojp.gov/funding/ffata.htm (Award condition: Reporting Subawards and Executive Compensation), and are incorporated by reference here. This condition, and its reporting requirement does not apply to grant awards made 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 operate in his or her name).
- 14. The recipient is authorized to incur travel costs for two individuals and drawdown funds in an amount not to exceed \$4,000 for the purpose of attending OJJDP's 2011 National Conference for Children's Justice & Safety: Unite, Build, Lead, October 11-14, 2011, National Harbor, MD. The grantee is not authorized any additional expenditures, obligations, or drawdowns until the Office of the Chief Financial Officer has reviewed and approved its budget and budget narrative, and a Grant Adjustment Notice has been issued to remove this Special Condition.
- 15. The recipient may not obligate, expend or draw down funds until the Office of the Chief Financial Officer (OCFO) has approved the budget and budget narrative and a Grant Adjustment Notice (GAN) has been issued to remove this special condition.

OJP FORM 4000/2 (REV. 4-88)

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			PALM E	F COUNTY COMMI BEACH COUNTY, F BUDGET AMENDMI	LORIDA		Page 1 of 1	•
~			FUND 1507 - Crimina	al Justice Commissi	on Grant Fund		BGEX 767-102011*132 BGRV 767-102011*24	
Use this form to provi	de budget for items not anticipated in the	budget.	· · ·	· ·			EXPENDED/	
	ACCOUNT NAME	ORIGINAL BUDGET		INCREASE	DECREASE	ADJUSTED BUDGET	ENCUMBERED as of 10/20/11	REMAINING BALANCE
REVENUES								
<u>DOJ - 2nd Chance Act .</u> 762-7695-3129	Juvenile Re-entry Prog. Grant Revenue	0	0	50,000	0	50,000		
	TOTAL REVENUES	1,420,451	1,420,451	50,000	0	1,470,451		
EXPENDITURES								
DOJ - 2nd Chance Act 、 762-7695-8201	Juvenile Re-entry Prog. Contributions-Non-Governmental Agenc	0	0	50,000	0	50,000		
	TOTAL EXPENDITURES	1,420,451	1,420,451	50,000	0	1,470,451		
Criminal Justice Commi	ssion	Signature	25	Date			By Board of County Com At Meeting of 11/15/11	missioners
INITIATING DEPARTM		- A. PA	mig	10/21/11			At meeting of 11/13/11	

Administration/Budget Department Approval OFMB Department - Posted

10/27/11 Ichi Br IL

Deputy Clerk to the Board of County Commissioners

Attachment #