

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY**

Meeting Date: October 17, 2023	<input checked="" type="checkbox"/>	Consent	<input type="checkbox"/>	Regular
	<input type="checkbox"/>	Ordinance	<input type="checkbox"/>	Public Hearing

Department:  
 Submitted By: Palm Beach County Sheriff's Office  
 Submitted For: Palm Beach County Sheriff's Office

**I. EXECUTIVE BRIEF**

**Motion and Title: Staff recommends motion to:** (A) **Accept** on behalf of the Palm Beach County Sheriff's Office, a Bureau of Justice Assistance (BJA) State Criminal Alien Assistance Program FY 2022 Grant in the amount of \$8,157 for the period of August 30, 2023 through the date all funds have been spent; and (B) **Approve** a Budget Amendment of \$8,157 increasing the Sheriff's Grants Fund.

**Summary:** The Bureau of Justice Assistance (BJA) has made funds available to be used for correctional purposes. These funds will be used in accordance with the Department of Justice Reauthorization Act of 2005. **There is no match requirement associated with this award.** The Catalog of Federal Domestic Assistance (CFDA) number is 16.606 and the contract number is 15PBJA-22-RR-05333-SCAA. Countywide (RS)

**Background and Justification:** The Bureau of Justice Assistance (BJA), Office of Justice Programs, U.S. Department of Justice, in conjunction with the U.S. Department of Homeland Security (DHS) provides federal funding to states and localities that incurred correctional officer salary costs for incarcerating undocumented criminal aliens who have at least one felony or two misdemeanor convictions for violations of state or local law, and who are incarcerated for at least 4 consecutive days during the reporting period. This program has assisted states and localities which have requested assistance in defraying the cost incurred for the imprisonment of undocumented criminal aliens, resulting in more than \$4 billion in funds being distributed to over 660 unique jurisdictions in the last 10 years.

**Attachments:**

1. Budget Amendment
2. Award Documents

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RECOMMENDED BY: \_\_\_\_\_  
DEPARTMENT DIRECTOR

9/26/2023  
 \_\_\_\_\_  
 DATE

APPROVED BY: N/A  
 \_\_\_\_\_  
 COUNTY ADMINISTRATOR

DATE

**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

<b>Fiscal Years</b>	<b>2023</b>	<b>2024</b>	<b>2025</b>	<b>2026</b>	<b>2027</b>
Capital Expenditures	8,157				
Operating Costs	0				
External Revenues	(8,157)				
Program Income (County)					
In-Kind Match (County)	0				
<b>Net Fiscal Impact</b>	<b>0</b>				
<b># Additional FTE Positions (Cumulative)</b>	<b>0</b>				

Is Item Included in Current Budget: YES \_\_\_\_\_ NO X

Budget Account No.: Fund 1152 Agency 160 Org 2449 Object 3129

Reporting Category \_\_\_\_\_

Does this item include the use of federal funds: Yes X No \_\_\_\_\_


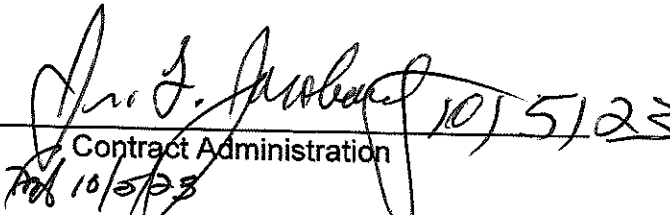
**B. Recommended Sources of Funds / Summary of Fiscal Impact:**

The State Criminal Alien Assistance Program FY 2022 Grant is funded through the Bureau of Justice Assistance. There is no match requirement associated with this award.

State Criminal Alien Assistance Program FY 2022 Grant	<u>\$8,157</u>
Total Program Budget	<u>\$8,157</u>

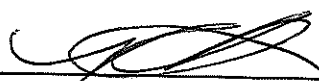
**III. REVIEW COMMENTS**

**A. OFMB Fiscal and/or Contract Administration Comments:**

 _____ OFMB	10/4/23 # 1012	 _____ Contract Administration	10/5/23
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**B. Legal Sufficiency:**

CB 10/3  
# 1014

  
 \_\_\_\_\_  
 Assistant County Attorney

10/10/23

**C. Other Department Review:**

\_\_\_\_\_  
 Department Director

**This summary is not to be used as a basis for payment.**

**BOARD OF COUNTY COMMISSIONERS  
PALM BEACH COUNTY, FLORIDA  
BUDGET AMENDMENT**

BGEX 100223\*11  
BGRV 100223\*02

**FUND 1152 - Sheriff's Grants Fund**

Use this form to provide budget for items not anticipated in the budget.

ACCT.NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED	REMAINING BALANCE
<b>Revenues</b>								
<u>State Criminal Alien Assistance Program FY22</u>								
160-2449-3129	Federal Grant - Other Public Safety	0	0	8,157	0	8,157		
	<b>TOTAL REVENUES</b>	<b>10,137,585</b>	<b>\$14,654,228</b>	<b>\$8,157</b>	<b>\$0</b>	<b>14,662,385</b>		
<b>Expenditures</b>								
<u>State Criminal Alien Assistance Program FY22</u>								
160-2449-9498	Transfer to Sheriff's Fund 1902	0	0	8,157	0	8,157		
	<b>TOTAL EXPENDITURES</b>	<b>10,137,585</b>	<b>\$14,654,228</b>	<b>\$8,157</b>	<b>\$0</b>	<b>14,662,385</b>		

Palm Beach County Sheriff's Office

INITIATING DEPARTMENT/DIVISION

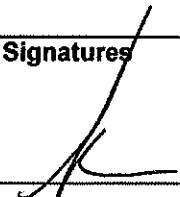
Administration/Budget Department Approval

OFMB Department - Posted

Signatures

Date

By Board of County Commissioners  
At Meeting of October 17, 2023



9/26/2023



10/4/23

Deputy Clerk to the  
Board of County Commissioners



**Department of Justice (DOJ)**

**Office of Justice Programs**

Bureau of Justice Assistance

*Washington, D.C. 20531*

<b>Name and Address of Recipient:</b>	COUNTY OF PALM BEACH 3228 GUN CLUB RD
<b>City, State and Zip:</b>	WEST PALM BEACH, FL 33406
<b>Recipient UEI:</b>	UZA2MELMDZZ1
<b>Project Title:</b> Palm Beach County State Criminal Alien Assistance Program	<b>Award Number:</b> 15PBJA-22-RR-05333-SCAA
<b>Solicitation Title:</b> BJA FY 2022 State Criminal Alien Assistance Program	
<b>Federal Award Amount:</b> \$8,157.00	<b>Federal Award Date:</b> 8/30/23
<b>Awarding Agency:</b>	Office of Justice Programs Bureau of Justice Assistance
<b>Funding Instrument Type:</b>	Reimbursement
<b>Opportunity Category:</b> O	
<b>Assistance Listing:</b> 16.606 - State Criminal Alien Assistance Program	
<b>Project Period Start Date:</b> 7/1/20	<b>Project Period End Date:</b> 9/30/24
<b>Budget Period Start Date:</b> 7/1/20	<b>Budget Period End Date:</b> 9/30/24
<b>Project Description:</b>	

**Award Letter**

August 30, 2023

Dear Ric Bradshaw,

On behalf of Attorney General Merrick B. Garland, it is my pleasure to inform you that the Office of Justice Programs (OJP) has approved the application submitted by COUNTY OF PALM BEACH for a Payment Award (non-grant) under the funding opportunity entitled 2022 BJA FY 2022 State Criminal Alien Assistance Program. The approved payment amount is \$8,157.

Review the award instrument below carefully and familiarize yourself with all requirements before accepting your payment award. The award instrument includes the payment award offer and award acceptance. In connection with this payment award, references to the term "award" should be understood as this payment award.

Prior to accepting the award, your Entity Administrator must assign a Financial Manager, Grant Award Administrator, and Authorized Representative(s) in the Justice Grants System (JustGrants). The Entity Administrator will need to ensure the assigned Authorized Representative(s) is current and has the legal authority to accept awards and bind the entity to the award terms and conditions. To accept the award, the Authorized Representative(s) must accept all parts of the award offer in the Justice Grants System (JustGrants), including by executing the required declaration and certification, within 45 days from the award date.

To access your funds, you will need to enroll in the Automated Standard Application for Payments (ASAP) system, if you haven't already completed the enrollment process in ASAP. The Entity Administrator should have already received an email from ASAP to initiate this process.

Congratulations on your payment award.

Maureen Henneberg  
Deputy Assistant Attorney General

**Award Information**

This award is offered subject to the conditions or limitations set forth in the award instrument.

**Recipient Information****Recipient Name**

COUNTY OF PALM BEACH

**UEI**

UZA2MELMDZZ1

**Street 1**

3228 GUN CLUB RD

**Street 2****City**

WEST PALM BEACH

**State/U.S. Territory**

Florida

**Zip/Postal Code**

33406

**Country**

United States

**County/Parish****Province**

**Award Details**

**Payment Award Date**

8/30/23

**Award Type**

Initial

**Award Number**

15PBJA-22-RR-05333-SCAA

**Supplement Number**

00

**Payment Award Amount**

\$8,157.00

**Funding Instrument Type**

Reimbursement

**Assistance Listing  
Number**

**Assistance Listings Program Title**

16.606

State Criminal Alien Assistance Program

**Statutory Authority**

8 U.S.C. 1231(i); Department of Justice Appropriations Act, 2022 (Pub. L. No. 117-103, 136 Stat. 49, 125)

*I have read and understand the information presented in this section of the award instrument.*

**Award Conditions**

**This award is offered subject to the conditions or limitations set forth in the award instrument.**

1

In accepting this award, the recipient declares and certifies, among other things, that it has current information in the System for Award Management, as indicated in 2 C.F.R. Part 25.

2

In accepting this award, the recipient declares and certifies, among other things, that any payment made will be used only for "correctional purposes," as required by 8 U.S.C. § 1231(i)(6).

*I have read and understand the information presented in this section of the award instrument.*

**SCAAP Certifications**

**Applicant Government and Submitting Government Official**

On behalf of myself and the applicant government, and in support of this application to the SCAAP program, I certify to OJP, under penalty of perjury, that the information on the applicant government and the submitting government official entered above as part of this online application to the SCAAP program is true and correct to the best of my knowledge and belief, based upon diligent inquiry and review, and is provided in accordance with the requirements, definitions, and instructions set out in the "SCAAP Program Requirements and Application Instructions." I further certify that I have the legal authority to make this certification to OJP, including from the chief executive of the

applicant government.

I understand and acknowledge that OJP will rely upon this and all other certifications in this online application as material representations in any decision to make a SCAAP payment to the applicant government in response to this application.

I understand and acknowledge that a materially false, fictitious, or fraudulent statement (or concealment or omission of a material fact) in this certification, or in the application that it supports, may be the subject of criminal prosecution (including under 18 U.S.C. §§ 1001 and/or 1621, and/or 34 U.S.C. §§ 10271-10273), and also may subject me and the applicant "State" or "unit of local government" to civil penalties and administrative remedies for false claims or otherwise (including under 31 U.S.C. §§ 3729-3730 and §§ 3801-3812). I also understand and acknowledge that payments under OJP programs such as SCAAP, including certifications provided in connections with such payments, are subject to review by DOJ, including by OJP and the DOJ's Office of the Inspector General.

#### **Information on "Eligible Inmates"**

On behalf of myself and the applicant government, and in support of this application to the SCAAP program, I certify to OJP, under penalty of perjury, that the information on "eligible inmates" entered or uploaded as part of this online application to the SCAAP program (1) was determined and is reported here using due diligence, and in accordance with the requirements, definitions, and instructions set out in the SCAAP Program Requirements and Application Instructions," and (2) is true and correct to the best of my knowledge and belief, based upon diligent inquiry and review. I further certify that I have the legal authority to make this certification to OJP, including from the chief executive of the applicant government.

I understand and acknowledge that OJP will rely upon this certification as a material representation in making any SCAAP payment to the applicant government in response to this application and that this certification is subject to review by DOJ. I also understand that, if this certification is false or otherwise inaccurate or misleading (including because of omission of a material fact), both I and the applicant government may be subject to criminal prosecution, civil penalties, and/or administrative remedies, including as described in the certification in this online application as to the "Applicant Government and Submitting Government Official."

#### **Information on "Correctional Officers" and "Facilities"**

On behalf of myself and the applicant government, and in support of this application to the SCAAP program, I certify to OJP, under penalty of perjury, that the information on "correctional officers" and "correctional facilities" entered or uploaded as part of this online application to the SCAAP program (1) was determined and is reported here using due diligence, and in accordance with the requirements, definitions, and instructions set out in the "SCAAP Program Requirements and Application Instructions" and (2) is true and correct to the best of my knowledge and belief, based upon diligent inquiry and review. I further certify that I have the legal authority to make this certification to OJP, including from the chief executive of the applicant government.

I understand and acknowledge that OJP will rely upon this certification as a material representation in making any SCAAP payment to the applicant government in response to this application, and that this certification is subject to review by DOJ. I also understand that, if this certification is false or otherwise inaccurate or misleading (including because of omission of a material fact), both I and the applicant government may be subject to criminal prosecution, civil penalties, and/or administrative remedies, including as described in the certification in this online application as to the "Applicant Government and Submitting Government Official."

*I have read and understand the information presented in this section of the award instrument.*

#### **SCAAP Use Of Funds**

In accepting this award, the recipient declares and certifies, among other things, that any payment made will be used only for "correctional purposes," as required by 8 U.S.C. § 1231(i)(6). Please select at least one of the options below to indicate that payment will be used for one of the following allowable "correctional purposes."

Salaries for corrections officers

Overtime costs

Corrections work force  
recruitment and retention

Construction of corrections  
facilities

Training/education for offenders

Training for corrections officers  
related to offender population  
management

Consultants involved with  
offender population

Medical and mental health  
services

Vehicle rental/purchase for  
transport of offenders

Prison industries

Pre-release/reentry programs

Technology involving offender  
management/inter-agency  
information sharing

Disaster preparedness  
continuity of operations for  
corrections facility

*I have read and understand the information presented in this section of the award instrument.*

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## **Award Acceptance**

### **Declaration and Certification to the U.S. Department of Justice as to Acceptance**

By checking the declaration and certification box below, I--

A. Declare to the U.S. Department of Justice (DOJ), under penalty of perjury, that I have authority to make this declaration and certification on behalf of the applicant.

B. Certify to DOJ, under penalty of perjury, on behalf of myself and the applicant, to the best of my knowledge and belief, that the following are true as of the date of this award acceptance: (1) I have conducted or there was conducted (including by applicant's legal counsel as appropriate and made available to me) a diligent review of all terms and conditions of, and all supporting materials submitted in connection with, this award, including any assurances and certifications (including anything submitted in connection therewith by a person on behalf of the applicant before, after, or at the time of the application submission and any materials that accompany this acceptance and certification); and (2) I have the legal authority to accept this award on behalf of the applicant.

C. Accept this award on behalf of the applicant.

D. Declare the following to DOJ, under penalty of perjury, on behalf of myself and the applicant: (1) I understand



that, in taking (or not taking) any action pursuant to this declaration and certification, DOJ will rely upon this declaration and certification as a material representation; and (2) I understand that any materially false, fictitious, or fraudulent information or statement in this declaration and certification (or concealment or omission of a material fact as to either) may be the subject of criminal prosecution (including under 18 U.S.C. §§ 1001 and/or 1621, and/or 34 U.S.C. §§ 10271-10273), and also may subject me and the applicant to civil penalties and administrative remedies under the federal False Claims Act (including under 31 U.S.C. §§ 3729-3730 and/or §§ 3801-3812) or otherwise.

**Agency Approval**

<b>Title of Approving Official</b>	<b>Name of Approving Official</b>	<b>Signed Date And Time</b>
Deputy Assistant Attorney General	Maureen Henneberg	8/28/23 11:12 AM

**Authorized Representative**

Declaration and Certification

**Entity Acceptance**

**Title of Authorized Entity Official**  
Sheriff

**Name of Authorized Entity Official**  
Ric Bradshaw

**Signed Date And Time**  
8/31/2023 10:21 AM

