

Office of Justice Programs (OJP)
2023 Title II Special Project Grants
Program Guidelines SFY 2021-2023

The Office of Justice Programs will require each grantee to abide by the following requirements in addition to those contained in the general grantee Terms and Conditions:

Financial Requirements:

- 1) The grantee shall report at least quarterly on all expenditures pertaining to this grant contract in the OJP online grants management system, e-grants, no later than 20 days after the end of the quarter.
- 2) The grantee shall report quarterly on any program income earned and expended during the grant period, if applicable.
- 3) The grantee shall submit a written budget revision request via e-grants before any expenditure may be made based on the revised budget. Submission of a budget revision is necessary if a) a line item will deviate by \$200 or 10%, whichever is higher, from the approved budget, or b) a new line item that was not part of the approved budget will be created.
- 4) The grantee shall submit source documentation on grant expenditures in a timely manner, as requested by OJP staff for a desk review audit.
- 5) The grantee's eligible expenditures under this grant contract must be incurred by the grantee by the expiration date of the grant agreement.
- 6) The grantee shall have until 30 days after the expiration date of the grant agreement to liquidate all unpaid obligations related to the program which were incurred on or before the last day of the grant period and to submit a final report of all funds received and disbursed. If a report is not submitted within this time period, expenses claimed on the report may be disallowed and OJP may request a refund of those funds from the grantee if the funding was advanced to the grantee.
- 7) The grantee shall retain all financial records for a minimum of six (6) years after the date of submission of the final financial status report, or until completion of an audit which has commenced before the expiration of this six-year period, or until any audit findings and/or recommendations from prior audit(s) have been resolved between the grantee and OJP, whichever is later.
- 8) The grantee shall comply with all provisions of the Minnesota [*OJP Grant Manual*](#).

Reporting Requirements:

- 1) Progress Reporting:
 - a. Narrative: The grantee shall report quarterly in e-grants a narrative of the progress achieved towards the accomplishment of the goals and objectives in the project work plan within 20 days after the end of each reporting period. This narrative report should also include updates on relevant local performance measures from the grant application.
 - b. Statistical Reporting: The grantee shall also submit a Quarterly Statistical Report of services provided in e-Grants and within 20 days after the end of each quarter.

- 2) Requirement Changes: OJP may add, modify or change all reporting forms at their discretion during the grant period.

Other Provisions:

- 1) Evaluation: OJP shall have the authority, during the course of this grant period, to conduct an evaluation of the performance of the grant program.
- 2) Additional Requirements: The grantee shall attend meetings and training, as OJP shall reasonably request.
- 3) Administrative Requirements: OJP reserves the right to include in the grant, at any time during the term of the grant, special administrative requirements deemed necessary to assure the grantee's successful implementation of the program. OJP will notify the Grantee in writing of any special administrative requirements.

Office of Juvenile Justice and Delinquency Prevention (OJJDP) Federal Provisions:

Payments under this grant contract will be made from federal funds obtained by the State of Minnesota through 34 USC ch. 101; 28 USC 530C(a), CFDA number 16.540. The Grantee is responsible for compliance with the following federal requirements imposed on these funds and accepts full financial responsibility for any additional restrictions imposed in response to the Grantee's failure to comply with federal requirements.

- 1) SAM: Any organization that receives these federal funds MUST be registered and up-to-date in the federal [System for Award Management \(SAM\) database](#).
- 2) Part 200 Uniform Requirements: The Uniform Administrative requirements, Cost Principles, and Audit Requirements in 2 C.F.R. Part 200, as adopted and supplemented by DOJ in 2 C.F.R. Part 2800 (together, the "Part 200 Uniform Requirements") apply to this grant found [here](#).
- 3) OJP Financial Guide: The Grantee assures that it will comply, and all its subcontractors will comply, with the applicable provisions of the current edition of the Office of Justice Programs Financial and Administrative Guide for Grants, M7100.1; and all other applicable Federal laws, orders, circulars, or regulations.
- 4) Federal Financial Accountability and Transparency Act (FFATA): Any organization that receives more than \$25,000 of these federal funds must complete the FFATA form in e-grants within 30 days of the execution of their grant agreement.
- 5) Audits: The Grantee agrees to comply with the audit requirements of the Office of Management and Budget (OMB) 2 CFR Part 200.501 which states that non-Federal entities that expend \$750,000 or more during the non-Federal entity's fiscal year in Federal awards must have a single or program-specific audit. The Grantee further understands and agrees that funds may be withheld or other requirements may be imposed, if any outstanding audit issues are not satisfactorily and promptly addressed.
- 6) Lobbying: Federal Restrictions on Lobbying imposed by 31 U.S.C. Section 1352, requires that no federally appropriated funds will be used, 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 the federal OJP. Any violation of this prohibition is subject to a minimum \$10,000 fine for each occurrence, as noted in the Anti-Lobbying Act (18 U.S.C. § 1913) as amended.
- 7) Debarment and Suspension: Executive Order 12549 on Debarment and Suspension, and the implementing regulation, requires that the Grantee certify it has not been debarred or

- otherwise excluded from participating in any other transaction with a federal department or agency.
- 8) Drug-Free Workplace: As required by the Drug-Free Workplace Act of 1988, and implemented at 28 C.F.R. Part 67, Subpart F, for grantees, as defined at 28 C.F.R. Part 67 Sections 67.615 and 67.620, the Grantee will or will continue to provide a drug-free workplace.
 - 9) Fraud, Waste, and Abuse: The Grantee must promptly refer to the Department of Justice (DOJ), Office of the Inspector General (OIG), any credible evidence that a principal, employee, subcontractor, or other person has either a) submitted a false claim for grant funds under the False Claims Act; or b) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving grant funds. Additional information is available from the DOJ OIG [website](#)
 - 10) Equal Employment Opportunity Plan (EEOP): Grantee will comply (and will require any subgrantees or subcontractors to comply) with any applicable federal nondiscrimination requirements, which may include the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. § 3789d); the Victims of Crime Act (42 U.S.C. § 10604(e)); the Juvenile Justice and Delinquency Prevention act of 2002 (42 U.S.C. § 5672(b)); the Civil Rights Act of 1964, (42 U.S.C. § 2000d); the Rehabilitation Act of 1973 (29 U.S.C. § 794); the Americans with Disabilities Act of 1990 (42 U.S.C. § § 12131-34); the Education Amendments of 1972 (20 U.S.C. § § 1681, 1683, 1685-86); the Age Discrimination Act of 1975 (42 U.S.C. § § 6101-07); 28 C.F.R. part 31 (U.S. Department of Justice Regulations – OJJDP Grant Programs); 28 C.F.R part 42 (U.S. Department of Justice Regulations— Nondiscrimination; Equal Employment Opportunity; Policies and Procedures); Ex.Order 13279 (equal protection of the laws for faith-based and community organizations); and 28 C.F.R. Part 38 (U.S. Department of Justice Regulations— Equal Treatment of Faith-Based Organizations). In the event of a Federal or State court or Federal or State administrative agency makes a finding of discrimination after a due process hearing on the grounds of race, color, religion, national origin, or sex against a recipient of funds, the grantee will forward a copy of the finding to the U.S. Department of Justice, Office of Justice Programs, Office for Civil Rights (OCR), and also the Minnesota OJP. The grantee will follow OCR requirements to submit a full copy of its EEOP to the OCR, certification of Exemption from the EEOP Submission Requirement, or certification of Complete Exemption, based on number of employees and size of award. [Information](#) about civil rights obligations of grantees. The grantee will then verify their EEOP status to the Minnesota OJP via an EEOP verification form in e-grants.
 - 11) Civil Rights Training: OJP requires the review of an online civil rights training tool, which incorporates all of these provisions and certification that training has been completed. The acknowledgement of training form will be submitted to OJP via e-grants. The training and acknowledgement of training [form](#).
 - 12) Limited English Proficiency (LEP): As clarified by Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, and resulting agency guidance, national origin discrimination includes discrimination on the basis of limited English proficiency (LEP). To ensure compliance with the Omnibus Crime Control and Safe Streets Act of 1968 and Title VI of the Civil Rights Act of 1964, recipient must take reasonable steps to ensure that LEP persons have meaningful access to its

programs. Meaningful access may entail providing language assistance services, including oral and written translation, where necessary. Recipient is encouraged to consider the need for language services for LEP persons served or encountered both in developing its budgets and in conducting its programs and activities. For additional assistance and information regarding your LEP obligations, [LEP website](#). In accordance with federal civil rights laws, the subrecipient shall not retaliate against individuals for taking action or participating in action to secure rights protected by these laws.

- 13) Supplant: The Grantee agrees that funds received under this award will not be used to supplant State or local funds, but will be used to increase the amounts of such funds that would, in the absence of Federal funds, be made available for criminal justice system activities.
- 14) Information Technology (IT): To support public safety and justice information sharing, OJP requires the grantee to use the National Information Exchange Model (NIEM) specifications and guidelines, if applicable. More information on NIEM can be found at www.niem.gov/. Grantees should also avoid duplicating existing networks or IT systems for law enforcement information sharing systems which involve interstate connectivity between jurisdictions.
- 15) Publications: in all materials publicizing or resulting from award activities, including websites, you must acknowledge awarding agency assistance. An acknowledgement of support shall be made through use of the following or comparable footnote: "This project was supported by Grant No. *obtain from OJP grant manager* awarded by the Office of Justice Programs. The opinions, findings, and conclusions or recommendations expressed in this publication/program/exhibition are those of the author(s) and do not necessarily reflect the views of the Department of Justice."
- 16) Related to Trafficking in Persons: Grantee must comply with all applicable requirements pertaining to prohibited conduct related to the trafficking of persons detailed [here](#).
- 17) Other Federal Requirements: This grant contract is subject to all applicable federal and state statutes and regulations, including, but not limited to the following:
 - A) 42 USC Section 3789g and 28 C.F.R. Part 22 that are applicable to collection, use, and revelation of data or information. Grantee further agrees to submit a Privacy Certificate that is in accord with requirements of 28 C.F.R. Part 22 and, in particular, section 22.23.
 - B) The Grantee agrees that any federally funded information technology system will comply with 28 C.F.R. Part 23, Criminal Intelligence Systems Operating Policies and may be subject to system audits.
 - C) 28 C.F.R. Part 38, regarding Equal Treatment of Faith Based Organizations, which restricts federal funding for any inherently religious activities, such as worship, religious instruction, or proselytization. However, grantees are not permitted to discriminate in the provision of services on the basis of a beneficiary's religion. For more information, see [here](#).
 - D) 28 C.F.R. Part 46 and all federal OJP policies and procedures regarding the protection of human research subjects, including obtainment of Institutional Review Board approval, if appropriate, and subject informed consent.
 - E) The grantee will notify OJP if any grant activities should be reviewed for compliance with the National Environmental Policy Act (NEPA), the National Historic Preservation Act, and other related federal environmental

impact analysis requirements. Compliance with NEPA may require the preparation of an Environmental Assessment and/or an Environmental Impact Statement, as directed by BJA.

- F) The Grantee will establish safeguards to prohibit employees from using their positions for a purpose that is or gives the appearance of being motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business, or other ties.
 - G) Pursuant to the Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," grantees are encouraged to adopt and enforce policies banning employees from text messaging while driving any vehicle while performing grant funded activities.
 - H) The recipient agrees to comply with all applicable laws, regulations, policies, and guidance (including specific cost limits, prior approval and reporting requirements, where applicable) governing the use of federal funds for expenses related to conferences, meetings, trainings, and other events, including the provision of food and/or beverages at such events, and costs of attendance at such events. Information on pertinent laws, regulations, policies, and guidance is available in the OJP Financial Guide Conference Cost Chapter.
 - I) The recipient understands and agrees that any training or training materials developed or delivered with funding provided under this award must adhere to the [OJP Training Guiding Principles for Grantees and Subgrantees](#).
 - J) The recipient is encouraged to adopt policies to ban text messaging while driving. Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), DOJ encourages recipients and subrecipients ("subgrantees") to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this award, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.
- 18) PII: requirement to report actual or imminent breach of personally identifiable information (PII). The grantee must have written procedures in place to respond in the event of an actual or imminent "breach" (OMB M-17-12) if it (or a subrecipient) -- (1) creates, collects, uses, processes, stores, maintains, disseminates, discloses, or disposes of "personally identifiable information (PII)" (2 CFR 200.79) within the scope of an OJP grant-funded program or activity, or (2) uses or operates a "Federal information system" (OMB Circular A-130). The recipient's breach procedures must include a requirement to report actual or imminent breach of PII to the Program Manager no later than 24 hours after an occurrence of an actual breach, or the detection of an imminent breach.
- 18) Reclassification Notification: Reclassification of various statutory provisions to a new Title 34 of the United States Code: On September 1, 2017, various statutory provisions previously codified elsewhere in the U.S. Code were editorially reclassified (that is, moved and renumbered) to a new Title 34, entitled "Crime Control and Law Enforcement." The reclassification encompassed a number of statutory provisions pertinent to OJP awards (that is, OJP grants and cooperative agreements), including many provisions previously codified in Title 42 of the U.S. Code. Effective as of September 1,

2017, any reference in this award document to a statutory provision that has been reclassified to the new Title 34 of the U.S. Code is to be read as a reference to that statutory provision as reclassified to Title 34. This rule of construction specifically includes references set out in award conditions, references set out in material incorporated by reference through award conditions, and references set out in other award requirements.