

The <u>U.S. Department of Justice</u>, <u>Office of Justice Programs</u>, <u>Office of Juvenile Justice and Delinquency Prevention</u>, is pleased to announce that it is seeking applications for funding under the Nonparticipating State Program. This program furthers the Department's mission of implementing the Juvenile Justice and Delinquency Prevention Act of 2002, as amended. In this context, the Department is assisting Wyoming in its development of secure and nonsecure alternatives for youth in custody and its revision and implementation of policies and procedures to ensure compliance with the core requirements of the JJDP Act of 2002.

OJJDP FY 2007 Nonparticipating State Program, Wyoming

Eligibility

Applicants are limited to public and private nonprofit agencies operating in Wyoming.

(See "Eligibility," page 4)

Deadline

All applications are due by 8:00 p.m. E.T., on March 23, 2007.

(See "Deadline: Application," page 3)

Contact Information

For assistance with the requirements of this solicitation, contact Elissa Rumsey, Compliance Monitoring Coordinator, State Relations and Assistance Division, OJJDP, at 202–616–9279 or elissa.rumsey@usdoj.gov.

Applicants must submit their applications through <u>Grants.gov</u>. The funding opportunity number is OJJDP–2007–1573. For technical assistance with submitting the application, call the Grants.gov Customer Support Hotline at 1–800–518–4726

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OJJDP FY 2007 Nonparticipating State Program, Wyoming CFDA Number: 16.541

Overview

The Office of Juvenile Justice and Delinquency Prevention (OJJDP) is soliciting applications from local public and private nonprofit agencies operating in the state of Wyoming. Since Wyoming does not participate in the Juvenile Justice and Delinquency Prevention Act of 2002, as amended (hereafter referred to as the JJDP Act or the Act), the state is ineligible to receive fiscal year (FY) 2005, 2006, and 2007 Formula Grants Program allocations authorized under Sections 221–223 of the Act (codified at 42 U.S.C. Sections 5631–5633), which total \$1,140,000. OJJDP holds these funds to competitively award them through the Nonparticipating State Program as authorized under Section 223(d) of the JJDP Act.

The purpose of this program is to assist Wyoming in developing a range of secure and nonsecure alternatives for youth in custody and in revising pertinent policies to ensure compliance with the core requirements of the JJDP Act. The Nonparticipating State Program is authorized under the provisions of the JJDP Act and, specifically, 42 U.S.C. Section 5633(d).

Registration

Registering with <u>Grants.gov</u> is a one-time process; however, if you are a first time registrant, it could take up to several weeks to validate and confirm your registration and for you to receive your user password. OJJDP highly recommends that you start the registration process as early as possible to prevent delays in submitting your application package by the deadline specified. There are three steps that you must complete before you are able to register: (1) Register with Central Contractor Registry (CCR); (2) Register yourself as an Authorized Organization Representative (AOR); and (3) Be authorized as an AOR by your organization. For more Information, go to <u>www.grants.gov</u>. **Note: You must renew your CCR Registration once a year. Failure to renew your CCR registration may prohibit submission of a grant application through <u>Grants.gov</u>.**

Deadline: Application

The due date for applying for funding under this announcement is 8:00 p.m. E.T., March 23, 2007.

¹ This amount is derived from state allocations of \$600,000 each for fiscal years 2005 and 2006 less \$60,000, which has been awarded to the Wyoming Department of Family Services to support the activities of the Wyoming State Advisory Group Council on Juvenile Justice.

Eligibility

Eligible applicants include public and private nonprofit agencies operating in Wyoming that propose alternatives to secure confinement settings that adhere to the core requirements of the JJDP Act. These proposed programs must ensure full compliance with the core requirements of the Act.

Faith-Based and Other Community Organizations: Consistent with President George W. Bush's Executive Order 13279, dated December 12, 2002, and 28 C.F.R. Part 38, DOJ invites and encourages faith-based and other community organizations that statutorily qualify as eligible applicants under DOJ programs to apply for assistance awards to fund eligible grant activities. DOJ will consider faith-based and other community organizations for awards on the same basis as other eligible applicants and, if they receive assistance awards, DOJ will treat them on an equal basis with all other grantees in the administration of such awards. DOJ will neither favor nor discriminate against any applicant or grantee on the basis of its religious character or affiliation, religious name, or the religious composition of its board of directors or persons working in the organization.

Faith-based organizations receiving DOJ assistance awards retain their independence and do not lose or have to modify their religious identity (e.g., removing religious symbols). Faith-based grantees may not use DOJ grant funds, however, to fund any inherently religious activity, such as prayer or worship. Inherently religious activity is permissible, although it cannot occur during an activity funded with DOJ grant funds; rather, such religious activity must be separate in time or place from the DOJ-funded program. Further, participation in such activity by individuals receiving services must be voluntary. Programs that DOJ funds may not discriminate in the provision of services on the basis of a beneficiary's religion.

Applicants are encouraged to review the Civil Rights Compliance section under "Additional Requirements" in this announcement.

Program-Specific Information

Purpose: Historically, Wyoming has not successfully implemented the core requirements of the JJDP Act due to state laws that sanction violations and a lack of state and local policies and procedures that would prevent violations. Because Wyoming does not comply with the core requirements of the Act, the state did not submit a Formula Grants Program plan for the FY 2005 and FY 2006 Formula Grants Program allocations. The statutory requirements pertaining to states that do not submit a Formula Grants Program plan are as follows:

Pursuant to Section 223(d) of the JJDP Act, if a state chooses not to submit a Formula Grants Program plan, fails to submit a plan, or submits a plan that does not meet the requirements of the Act, the OJJDP Administrator shall make the Formula Grants Program fund allotment available, under section 222(a) of the Act, to public or private nonprofit agencies within the state. The recipient agency must use the funds solely to achieve compliance with the requirements set forth at 223(a)(11), (12), (13), and (22) of the Act ("core requirements" codified at 42 U.S.C. Sections 5633(a)(11), (12), (13), and (22)). These statutory core requirements require the following:

Section 223(a)(11) requires that juveniles who are charged with or who have committed
offenses that would not be criminal if an adult committed them, alien juveniles in

custody, and nonoffenders such as dependent or neglected children, shall not be placed in secure detention facilities or secure correctional facilities. This section does not pertain to juveniles charged with a violation of section 922(x) of Title 18 or a similar state law, juveniles who are charged with or who have committed a violation of a valid court order, or juveniles held in accordance with the Interstate Compact on Juveniles.

- Section 223(a)(12) provides that juveniles alleged or found to be delinquent, and those within the purview of section 223(a)(11) above, shall not be detained or confined in any institution in which they have contact with adult inmates.
- Section 223(a)(13) provides that no juvenile shall be detained or confined in any jail or lockup for adults. The OJJDP Administrator may, however, declare exceptions with regard to the detention of juveniles accused of nonstatus offenses who are awaiting an initial court appearance, provided that such exceptions are limited to areas that comply with section 223(a)(12). Such exceptions are also limited to areas outside a standard metropolitan statistical area; have no existing acceptable alternative placement available; are located where travel conditions (e.g., a long distance or a lack of highway, road, or other ground transportation) do not allow for court appearances within 48 hours, so that a brief (not to exceed 48 hours) delay is excusable; or are located where unsafe conditions exist (e.g., severely adverse, life-threatening weather conditions that do not allow for reasonably safe travel), in which case the time for an appearance may be delayed until 24 hours after the time that such conditions allow for reasonably safe travel.
- Section 223(a)(22) provides that states address juvenile delinquency prevention efforts and system-improvement efforts designed to reduce, without establishing or requiring numerical standards or quotas, the disproportionate number of juvenile members of minority groups who come in contact with the juvenile justice system.

Goals, objectives, and deliverables: State and local facilities in Wyoming are using secure custody to detain or confine juveniles in a manner inconsistent with sections 223(a)(11), (12), and (13) of the JJDP Act. To address this issue, the following actions are appropriate:

- Provide appropriate staffing to implement the Nonparticipating State Program, including, at a minimum, one full-time project manager and one full-time compliance monitor.
- Address state law that allows for the secure detention of juveniles in a manner inconsistent with the core requirements of the Act.
- Develop and implement local and statewide policies regarding juveniles in secure confinement that are consistent with the JJDP Act, specifically, policies that will reduce violations of sections 223(a)(11), (12), and (13).
- Involve schools, law enforcement officials, prosecutors, judges, jail and corrections
 officials, public and private service providers, and local public interest groups in reform
 efforts to increase coordination and cooperation within the criminal and juvenile justice
 systems.
- Create a flexible network of services and programs that responds to local jurisdictions' needs and capabilities and that can be sustained with local resources over time. This

network should be based on a strategy that will focus on jurisdictions with the most barriers to meeting the core requirements of the JJDP Act. These services include, but are not limited to, the following:

- The availability of appropriate secure and nonsecure juvenile facilities for the detention of juvenile offenders.
- Intensive supervision in a child's home as a placement alternative and the use of home detention, including electronic monitoring, when safe and appropriate.
- Emergency foster care, shelter care, group care, and independent living arrangements.
- Crisis intervention services, short-term residential crisis intervention programs, and nonsecure holdovers that can be used for conflict mediation, emergency holding, and the provision of emergency attention for youth with physical or emotional problems.
- Provide appropriate and consistent onsite training and technical assistance to all facilities in Wyoming (e.g., police departments, sheriff's departments, adult jails, court holding facilities, juvenile detention facilities, juvenile training schools, and adult prisons) with the capability of holding juveniles, pursuant to public authority.
- Implement uniform and consistent data collection efforts at all facilities in Wyoming that hold juveniles securely, pursuant to public authority.

The JJDP Act requires states to address juvenile delinquency prevention efforts and system-improvement efforts designed to reduce, without establishing or requiring numerical standards or quotas, the disproportionate number of juvenile members of minority groups who come into contact with the juvenile justice system. Recognizing the complexity of this issue, OJJDP requires that when a state determines that disproportionate minority contact (DMC) exists, the state must provide in its Formula Grants Comprehensive 3-Year Plan and plan updates a description of specific delinquency prevention and system-improvement efforts designed to reduce DMC within its juvenile justice system, including law enforcement, courts, and corrections. In lieu of a 3-Year Plan, the applicant should describe the extent of the DMC problem, if one exists, in the state and describe activities to be undertaken during the project period to reduce DMC.

Award information: OJJDP will award a cooperative agreement worth \$1,140,000 for a 2-year budget and project period. Of this total, the grantee must use at least \$1,026,000 to contract with local public or private nonprofit agencies to provide services that will reduce violations of the JJDP Act. The grantee may retain up to \$114,000 to manage the contracts and to coordinate and provide technical assistance and training to the local contractors funded under the Nonparticipating State Program.

OJJDP will require the grantee to contract with American Indian tribes for at least the same amount (\$42,350) that the Office would have required the State of Wyoming to disburse to tribes under the JJDP Act.

All awards are subject to the availability of appropriated funds and any modifications or additional requirements that may be imposed by law. It is anticipated that any awards that may be made under this solicitation should be awarded no later than September 30, 2007.

Match Requirement: Match is not required for this program.

Performance Measures

To assist in fulfilling the Department's responsibilities under the Government Performance and Results Act (GPRA), P.L. 103–62, applicants who receive funding under this solicitation must provide data that measures the results of their work. Performance measures for this solicitation are as follows:

Performance Goals	Program Goal/Objectives	Data to Be Reported
Development and/or support of alternatives to secure confinement for delinquent and status offending youth in those localities that hold juveniles in violation of the Juvenile Justice and Delinquency Prevention Act of 2002, as amended.	Outcomes Reduce Wyoming's deinstitutionalization of status offender violations by 10 percent.	Number of deinstitutionalization of status offender violations at beginning of project period. Number of deinstitutionalization of status offender violations at end of project period.
Proposing and ultimately adopting a Wyoming statute that changes charges against minors in possession of alcohol from a criminal offense to a status offense and/or a delinquent offense not punishable by secure detention and legislation that does not allow juveniles to be held in secure custody in jails and prohibits the sight and sound contact between juveniles and adults in secure facilities.	Reduce Wyoming's sight and sound separation violations by 10 percent.	Number of sight and sound separation violations at beginning of project period. Number of sight and sound separation violations at end of project period.
	Reduce Wyoming's jail removal violations by 10 percent.	Number of jail removal violations at beginning of project period. Number of jail removal violations at end of project
	Output Identify percentage of minority youth contact with the justice system that is disproportionate to their representation in the general population.	Number of minority and white juveniles who have contact with the justice system at the beginning of the project period.
		Number of minority and white juveniles who have contact with the justice system at the end of the project period.

How to Apply

DOJ is participating in the e-Government initiative, one of 25 initiatives included in the President's Management Agenda. Part of this initiative—Grants.gov—is a "one-stop storefront" that provides a unified process for all customers of federal grants to find funding opportunities and apply for funding.

Grants.Gov Instructions. Complete instructions can be found at www.grants.gov. If you experience difficulties at any point during this process, call the Grants.gov Customer Support Hotline at 1–800–518–4726.

CFDA Number. The Catalog of Federal Domestic Assistance (CFDA) number for this solicitation is 16.541, titled "Nonparticipating State Program, Wyoming," and the funding opportunity number is OJJDP–2007–1573.

A DUNS Number Is Required. The Office of Management and Budget requires that all businesses and nonprofit applicants for federal funds include a DUNS (Data Universal Numeric System) number in their application for a new award or renewal of an award. Applications without a DUNS number are incomplete. A DUNS number is a unique nine-digit sequence recognized as the universal standard for identifying and keeping track of entities receiving federal funds. The identifier is used for tracking purposes and to validate address and point of contact information. The DUNS number will be used throughout the grant life cycle. Obtaining a DUNS number is a free, simple, one-time activity. Obtain one by calling 1–866–705–5711 or by applying online at www.dunandbradstreet.com. Individuals are exempt from this requirement.

What an Application Must Include

Standard Form–424. Applicants must complete the Application for Federal Assistance (SF–424), a standard form that most federal agencies use, following the instructions it provides.

Program Narrative. Applicants must submit a program narrative that presents a detailed description of the purpose, goals, objectives, strategies, design, and management of the proposed program.

The program narrative must address the following selection criteria: (1) statement of the problem/program narrative, (2) impact/outcomes and evaluation, (3) project/program design and implementation, and (4) capabilities/competencies. The connections between and among each of these sections should be clearly delineated. For example, the goals and objectives should derive directly from the problems to be addressed. Similarly, the project design section should clearly explain how the program's structure and activities will accomplish the goals and objectives identified in the previous section.

• Statement of the Problem/Program Narrative

The applicant must demonstrate a clear understanding of the core requirements of the JJDP Act of 2002 and the manner in which they are currently addressed or not addressed in jurisdictions throughout Wyoming. The applicant must provide and discuss data demonstrating the current rates of noncompliance with the JDDP Act in the context of defining the problem.

Impact/Outcomes and Evaluation

Applicants must describe the goals of the proposed project and identify its objectives. When formulating the project's goals and objectives, applicants should be aware that OJJDP requires successful applicants to submit performance measures data (see page 7).

• Project/Program Design and Implementation

Applicants must describe the specific strategies they will use to implement the proposed program. Applicants should also develop a program design that will facilitate the gathering of data on the required performance measures (see below). The project design must describe how the applicant will have an effect on the following:

- **A.** State laws affecting the placement of juveniles in adult jails and lockups, status offenders and nonoffenders in secure detention or correctional facilities, and the issues surrounding the removal of such juveniles from those facilities.
- **B.** State and local jurisdictions' understanding of and compliance with the core requirements of the JJDP Act, specifically how the development and implementation of alternative placements to adult jails and lockups will reduce violations of the Act.
- **C.** State legislative, judicial, and executive branch activities related to the supervision and protection of status offenders and nonoffenders and jail removal.
- **D.** The implementation of delinquency prevention and system-improvement efforts to reduce DMC within the juvenile justice system and the ability to evaluate the effectiveness of such efforts and to monitor DMC trends over time.
- **E.** The establishment and maintenance of a strong working relationship among the applicant, the Wyoming State Advisory Group, and the Wyoming Department of Family Services to coordinate and enhance the project's statewide efforts to meet the JJDP Act's core requirements.

To ensure compliance with the Government Performance and Results Act, Public Law 103–62, applicants are required to collect and report data which measure the results of the activities they implement with this grant (see "Performance Measures," page 7). OJJDP will determine specific performance measures on a case-by-case basis after reviewing the applicant's goals and objectives and program design/strategy, and will negotiate performance measures with grantees post-award. Grantees' cooperation in obtaining this information will facilitate future program planning and will allow OJP to provide Congress with measurable program results of federally funded programs.

OJJDP requires states to submit annual performance reports, using OJJDP's Performance Measurement System. States are required to submit aggregated performance measure data from subgrants and awards made by the state.

Performance measures for the Nonparticipating State Program include the following:

A. The grantee will reduce Wyoming's Deinstitutionalization of Status Offender violations by 10 percent from the number of violations, as reported in the 2005 Compliance Monitoring Report, by the end of the project period.

- **B.** The grantee will reduce Wyoming's Sight and Sound Separation violations by 10 percent from the number of violations, as reported in the 2005 Compliance Monitoring Report, by the end of the project period.
- **C.** The grantee will reduce Wyoming's Jail Removal violations by 10 percent from the number of violations, as reported in the 2005 Compliance Monitoring Report, by the end of the project period.
- **D.** The grantee will complete the identification phase of the DMC requirement by the end of the first year of the project period.

Additional objectives leading to these outcomes should include:

- Development and/or support of alternatives to secure confinement for delinquent and status offending youth in those localities that inappropriately hold juveniles in violation of the core requirements of the JJDP Act.
- Proposing and ultimately adopting a Wyoming statute that changes minors in
 possession of alcohol from a criminal offense to a status offense (or a delinquent
 offense punishable by citation and not secure detention) and legislation that
 disallows the secure custody of juveniles in adult jails and lockups and prohibits
 the sight and sound contact between juveniles and adult inmates in secure
 facilities

To better assure that programs funded with federal awards will produce positive outcomes, the grantee shall to the extent practicable give priority in funding to programs and activities that have been proven effective based on systematic and objective research. To enable local subgrantees to implement evidence-based juvenile justice programs, OJJDP has developed the Model Programs Guide and Database, a searchable Web site containing information on the full range of evidence-based juvenile justice programs, from delinquency prevention and intervention to reentry (see http://www.dsgonline.com/mpg_index.htm). Communities can use the database to locate evidence-based juvenile justice strategies that will fit their needs and enhance their likelihood for success.

Capabilities/Competencies

Applicants must provide the following information to identify their management and organizational capabilities:

A. Organizational Experience

Applicants must concisely describe their experience with respect to the eligibility criteria and demonstrate how their experience and capabilities will enable them to achieve the goals and objectives of this initiative.

B. Capability of Working with Other Organizations in the State

Applicants must demonstrate that they have discussed this program with local and stateelected public officials or their staffs; the Wyoming State Advisory Group; the Wyoming Department of Family Services; key decisionmakers in the juvenile justice system such as juvenile court judges, associations of those involved in juvenile justice, the boards of public and private youth-service providers; and other groups whose cooperation or participation is essential to the success of the program. Applicants must describe how they will obtain the aforementioned cooperation or participation.

Budget and Budget Narrative. The Budget Detail Worksheet—which the applicant must submit as a Microsoft Word document (.doc), PDF file (.pdf), or text document (.txt)—must include both a detailed worksheet itemizing all costs and a narrative explaining and justifying each budget item.

Applicants must provide a proposed 24-month budget that (1) is complete, allowable, and cost effective in relation to the proposed activities; (2) shows the cost calculations demonstrating how the applicant arrived at the total amount requested; and (3) provides a brief supporting narrative to link costs with project activities. As noted above, successful applicants will demonstrate appropriate staffing levels, including, at a minimum, one full-time project manager and one full-time compliance monitor.

Applicants must submit a budget that includes both a detailed worksheet itemizing all costs and a narrative explaining and justifying each budget item:

- Budget detail worksheet. The worksheet should provide the detailed computation for
 each budget line item. The worksheet must list the cost of each item and show how the
 cost was calculated. For example, costs for personnel should show the annual salary
 rate and the percentage of time devoted to the project for each employee paid through
 grant funds. The budget detail worksheet should present a complete and detailed
 itemization of all proposed costs. A Budget Detail Worksheet template is available at
 www.ojp.usdoj.gov/Forms/budget.pdf.
- Budget narrative. The narrative should describe each budget item and relate it to the appropriate project activity. It should closely follow the content of the budget detail worksheet and justify all proposed costs. In the budget narrative, the applicant should explain how fringe benefits were calculated, how travel costs were estimated, why particular items of equipment or supplies must be purchased, and how overhead or indirect costs (if applicable) were calculated. The budget narrative should justify the specific items listed in the budget detail worksheet (particularly supplies, travel, and equipment) and demonstrate that all costs are reasonable.

A sample Budget Detail Worksheet form is available on the Grants/Funding section of OJP's Web site (www.ojp.usdoj.gov/forms.htm).

Please note: Total costs that applicants specify in the complete budget must match the amount they provide in the Estimated Funding section of the Project Information screen in GMS. All funds listed in the budget will be subject to audit.

Other Attachments

Applicants must submit the following materials as attachments to their GMS application. The file name for each attachment should describe its contents (e.g., timeline.doc, memorandums.doc, etc.). The attachments—which the applicant must submit as a Microsoft

Word document (.doc), Excel worksheet (.xls), PDF file (.pdf), or text document (.txt)—are described below:

- An annualized project timeline containing each project goal, related objective, activity, expected completion date, and responsible person or organization.
- Résumés of all key personnel. Provide job descriptions outlining roles and responsibilities for all key positions that are currently vacant.
- Other attachments as needed.
 - **Geographic Information.** To help the Office of Justice Programs develop a geographic information system (GIS) strategic planning capacity, applicants must provide the following two items of information on the geographic area served by the funded activity ("service area") in the formats specified below. If the mailing address is in a rural area with no street address, include the nearest street intersection. If the program has multiple service areas, include the required information for each area. If proposed multiple service areas have not been determined, simply provide the requested information for the applicant.
 - Physical address. If the mailing address is a P.O. Box, specify the physical address of the location where services are to be provided.

(example with street address)
ABC Associates
123 First Street
Shrewsbury, PA 17361

(example with no street address)
ABC Associates
First Street and Holiday Drive
Shrewsbury, PA 17361

Map and street description. Please provide a road map (with local detail) with
the service area clearly depicted. The map should be marked with information
identifying the grant application it is tied to, including applicant name, application
number, and contact name and phone number. Also include a written description
of streets bounding the service area. If GIS files are available, they can be emailed to OJJDP via Dennis Mondoro at Dennis.Mondoro@usdoj.gov.

Selection Criteria

Applications that proceed to peer review will be rated on a 100-point scale, based on the following point values for the selection criteria:

- Statement of the Problem/Program Narrative (20 points)
- Impact/Outcomes and Evaluation (20 points)
- Project/Program Design and Implementation (50 points)
- Capabilities/Competencies
- Budget and Budget Narrative (10 points)

See "Program Narrative," page 8, for detailed descriptions of the above criteria.

Review Process

OJJDP is committed to ensuring a competitive and standardized process for awarding grants. OJJDP will screen applications initially to determine whether the applicant meets all eligibility requirements. Only applications that eligible applicants submit that meet all other requirements will be evaluated, scored, and rated by a peer review panel.

Peer reviewers' ratings and any resulting recommendations are advisory only. All final grant award decisions will be made by the U.S. Department of Justice, which may also give consideration to geographic distribution and regional balance when making awards.

Additional Requirements

- Civil Rights Compliance
- Confidentiality and Human Subjects Protections Regulations
- Anti-Lobbying Act
- Financial and Government Audit Requirements
- National Environmental Policy Act (NEPA) compliance
- DOJ Information Technology Standards
- Single Point of Contact Review
- Non-Supplanting of State or Local Funds
- Criminal Penalty for False Statements
- Compliance with Office of the Comptroller Financial Guide
- Suspension or Termination of Funding
- Non-Profit Organizations
- Government Performance and Results Act (GPRA)
- Rights in Intellectual Property

We strongly encourage you to review the information pertaining to these additional requirements prior to submitting your application. Additional information for each can be found at www.oip.usdoj.gov/funding/otherrequirements.htm.