



**U.S. Department of Justice**  
Office on Violence Against Women (OVW)

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## **OVW Fiscal Year 2024 Special Tribal Criminal Jurisdiction Grant (STCJ) Program Solicitation**

**Assistance Listing Number:** 16.025

**Grants.gov Opportunity Number:** O-OVW-2024-171919

**Solicitation Release Date:** March 25, 2024

**Deadline to submit SF-424 and SF-LLL in Grants.gov:** 11:59 PM Eastern Time (ET) on July 9, 2024

**Deadline to submit full application in JustGrants:** 8:59 PM ET on July 11, 2024

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### **Eligibility**

Eligible applicants are limited to: Governments of Indian tribes that have jurisdiction over Indian country. For more information, see the [Eligibility Information](#) section of this solicitation.

### **Letter of Intent**

Applicants are strongly encouraged to submit a non-binding Letter of Intent to OVW.TribalJurisdiction@usdoj.gov by June 30, 2024. Applicants that do not submit a Letter of Intent can still apply. For more information, see the [Application and Submission Information](#) section of this solicitation.

### **Pre-Application Information Session(s)**

OVW will conduct an optional web-based Pre-Application Information Session. During this session, OVW staff will review this program's requirements, review the solicitation, and allow for a brief question and answer period. For more information, see the [Application and Submission Information](#) section of this solicitation.

### **Contact Information**

For assistance with the requirements of this solicitation, email OVW at OVW.TribalJurisdiction@usdoj.gov. Applicants also may call OVW at 202-307-6026.

### **Registration Information: OVW encourages first time applicants to apply for funding.**

Organizations applying for the first time must complete registrations with multiple systems:

- i. System for Award Management (SAM) (<https://sam.gov/content/entity-registration>)
- ii. Grants.gov (<https://www.grants.gov/applicants/applicant-registration>)
- iii. JustGrants registration needs to be completed **ONLY** after successful submission of Step 1 of the application as described below.

For more information, see the [Prior to Application Submission](#) section of this solicitation.

Organizations that have applied for funding previously **must ensure their accounts with SAM, Grants.gov, and JustGrants are active and up to date.**

Applicants are strongly encouraged to begin the registration process or ensure that all accounts are active and up to date by June 21, 2024.

**Submission Information:** Applications must be submitted to OVW through a two-step process that begins in Grants.gov and is completed in JustGrants:

**Step 1:** The applicant must **submit** by the Grants.gov deadline (11:59 PM ET on July 9, 2024) the required Application for Federal Assistance standard form (SF-424) and the Disclosure of Lobbying Activities form (SF-LLL) in Grants.gov. To view the forms prior to completing them in Grants.gov, applicants can go to the Package tab under the funding opportunity that they're applying for and select Preview. The Preview then provides links to the forms.

**Step 2:** The applicant must then submit the **full application**, including attachments, in JustGrants at <https://justicegrants.usdoj.gov/> by the JustGrants application deadline (8:59 PM ET on July 11, 2024). OVW encourages applicants to review the [JustGrants](#) website for more information, resources, and training.

**Note that the Grants.gov and JustGrants deadlines are typically only a few days apart.** For more information about application submission, see the [How to Apply](#) section of this solicitation.

#### **Notification**

OVW anticipates notifying applicants of funding decisions by October 1, 2024.

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## Program Description

### Overview of OVW

OVW is a component of the United States Department of Justice (DOJ). Created in 1995, OVW administers grant programs authorized by the Violence Against Women Act (VAWA) and subsequent legislation and provides national leadership on issues of domestic violence, dating violence, sexual assault, and stalking. OVW grants support coordinated community responses that provide services to victims and hold offenders accountable.

## About this OVW Program

This program is authorized by the Indian Civil Rights Act of 1968 (codified as amended at 25 U.S.C. § 1304(h)(2)).

The OVW Special Tribal Criminal Jurisdiction Grant Program (Tribal Jurisdiction Program) (Assistance Listing # 16.025) supports tribes in their efforts to exercise special Tribal criminal jurisdiction (STCJ) over non-Indians who commit “covered crimes” within the Tribe’s jurisdictional boundaries and provides technical assistance for planning and implementing changes in their criminal justice systems necessary to exercise the jurisdiction. “Covered crimes” are: assault of Tribal justice personnel; child violence; dating violence; domestic violence; obstruction of justice; sexual violence; sex trafficking; stalking; and violation of a protection order. More information on the scope and requirements of STCJ is available on the DOJ website at <https://www.justice.gov/tribal/2013-and-2022-reauthorizations-violence-against-women-act-ava>.

The program supports tribes in preparing to exercise or exercising the jurisdiction to ensure that victims find safety and justice and that non-Indians who commit covered crimes within their communities are held accountable. Tribes that are receiving reimbursement for expenses incurred in exercising STCJ under **OVW’s Tribal Reimbursement Program** also are eligible for grant funding to support other efforts related to the jurisdiction, such as preparing to exercise STCJ over additional covered crimes or training personnel on STCJ. More information on the Tribal Reimbursement Program is available on [OVW’s website](#).

For additional information about this program and related performance measures, including how awards contribute to the achievement of program goals and objectives, see:

- OVW grant program information: [OVW Grants and Programs Webpage](#).
- Program performance measures under the Measuring Effectiveness Initiative: [VAWA Measuring Effectiveness Initiative webpage](#).
- Program-specific sections in OVW’s [most recent report to Congress](#) on the effectiveness of VAWA grant programs.

## What’s New About this OVW Program

- All applicants selected for funding will receive 60-month awards.
- The solicitation does not include any budget cap (maximum award amount), meaning that tribes may apply based on the total amount needed to carry out the proposed project.
- All applicants are required to include at least \$50,000 for OVW-sponsored training and technical assistance in their budgets.
- There is no cap on the percentage of the project budget that can be allocated for medical care of incarcerated non-Indian defendants.
- New applicants and continuation applicants currently not exercising STCJ over any covered crime must dedicate a staff or contracted Project Coordinator position of at least .5 FTE (half-time position) to their proposed project.
- Consortia of Indian tribes are encouraged to apply for funding.

## Program Scope

Activities supported by this program are determined by statute, federal regulations, and OVW policies. If an applicant receives an award, the funded project is bound by this solicitation, the

[DOJ Financial Guide](#), including updates to the financial guide after an award is made, the [Solicitation Companion Guide](#), and the conditions of the award.

### **Purpose Areas**

Pursuant to 25 U.S.C. § 1304(h)(2), funds under this program must be used for one or more of the following purposes:

1. to strengthen tribal criminal justice systems to assist Indian tribes in exercising special Tribal criminal jurisdiction, including for—

**(A) law enforcement** (including the capacity of law enforcement, court personnel, or other non-law enforcement entities that have been designated by an Indian tribe as responsible for maintaining public safety within the territorial jurisdiction of the Indian tribe, to enter information into and obtain information from national crime information databases);

**(B) prosecution;**

**(C) trial and appellate courts** (including facilities maintenance, renovation, and rehabilitation);

**(D) supervision systems;**

**(E) detention and corrections** (including facilities maintenance, renovation, and rehabilitation);

**(F) treatment, rehabilitation, and reentry programs and services;**

**(G) culturally appropriate services and assistance for victims and their families; and**

**(H) criminal codes and rules of criminal procedure, appellate procedure, and evidence;**

2. to provide indigent criminal defendants with licensed defense counsel, at no cost to the defendant, in criminal proceedings in which a participating tribe prosecutes covered crimes;

3. to ensure that, in criminal proceedings in which a participating tribe exercises special Tribal criminal jurisdiction, jurors are summoned, selected, and instructed in a manner consistent with all applicable requirements; and

4. to accord victims of covered crimes rights that are similar to the rights of a crime victim described in section 3771(a) of title 18, United States Code, consistent with Tribal law and custom.

### **Activities that Compromise Victim Safety and Recovery or Undermine Offender Accountability**

OVW does not fund activities that jeopardize victim safety, deter or prevent physical or emotional healing for victims, or allow offenders to avoid responsibility for their actions. Applications that propose any such activities may receive a deduction in points during the review process or may be eliminated from consideration. OVW may support survivor-centered alternative pathways to justice and non-criminal approaches to accountability that fall within the statutory scope of this program and do not compromise victim safety. Information on activities that compromise victim safety and recovery or undermine offender accountability may be found in the [Solicitation Companion Guide](#).

### **Out-of-Scope Activities**

The activities listed below are out of the program scope and will not be funded under this program. See also the list of unallowable costs in the [Funding Restrictions](#) section of this solicitation.

1. Research projects. Funds under this program may not be used to conduct research, defined by 28 C.F.R. § 46.102(d) as a systematic investigation designed to develop or contribute to generalizable knowledge. Surveys and focus groups, depending on their design and purpose, may constitute research and therefore be out-of-scope. However, assessments conducted for internal improvement purposes only (see Limited Use of Funds below) may not be considered “research” as defined above. For information on distinguishing between research and assessments, see the [Solicitation Companion Guide](#).
2. Tribal justice system response to cases that do not involve one or more of the covered crimes.
3. Purchase or lease of vehicles.

Applications that propose activities deemed to be substantially out-of-scope may receive a deduction in points during the review process or may be eliminated from consideration.

### **Limited Use of Funds**

Grantees may use up to three percent of grant award funds to conduct an assessment for internal improvement purposes only, such as by convening a listening session to identify service gaps in the community or surveying training participants about the quality of training content and delivery. Applicants considering such assessments must refer to the OVW research decision tree in the Solicitation Companion Guide to ensure that the activity does not qualify as human subjects research. The [Solicitation Companion Guide](#) also provides additional information on federal requirements related to research, assessments, and surveys.

### **Activities Requiring Prior Approval**

The activities listed below require prior approval to be supported by grant funds (see the [Solicitation Companion Guide](#) for more information on relevant requirements).

1. Surveys, regardless of their purpose. Prior approval is necessary to determine whether the activity is within the scope of the award and meets the requirements of the Paperwork Reduction Act.
2. Renovations, including such minor activities as painting, carpeting, or installing lighting. In addition to obtaining prior approval, recipients must follow all necessary steps to ensure that funded renovations are in compliance with the National Environmental Policy Act (NEPA) and related laws, which may be time consuming and may include public notice and consultation.

## **Federal Award Information**

### **Availability of Funds**

All awards are subject to the availability of appropriated funds as well as any modifications or additional requirements imposed by law. There is no guarantee that funds will be available in the future. Depending on availability of funding and an application’s merit, OVW may elect to make awards for a future fiscal year if an application is not selected under this solicitation.

### **Type of Award**

Awards will be made as grants.

### **Award Period and Amount**



The award period is 60 months. Budgets, including the total “estimated funding” on the SF-424, must reflect 60 months of project activity. OVW anticipates that the award period will start on October 1, 2024.

In prior years, this program has typically made awards in the range of \$300,000-\$500,000. For FY 2024, **OVW is not setting a maximum award amount per application.** OVW estimates that it will make up to 10 awards for an estimated \$6,000,000.

OVW has the discretion to make awards for greater or lesser amounts than requested and to negotiate the scope of work and budget with applicants before making an award or after an award is made but prior to access to funds.

### **Types of Applications**

In FY 2024, OVW will accept applications for this program from the following:

**New:** Applicants that have never received funding under this program or whose previous funding under this program expired on or before June 30, 2023.

**Continuation:** Applicants that have an existing or recently closed (after June 30, 2023) award under this program. Continuation funding is not guaranteed.

Recipients of a 60-month award in FY 2023 award or a 36-month award in FY 2022 under this program are NOT eligible to apply as the lead applicant.

**Note:** Current grantees with a substantial amount of unobligated funds remaining (50 percent or more of the previous award) as of April 30, 2024, without adequate justification, may not be considered for funding or may receive a reduced award amount if selected for funding in FY 2024.

### **Program Requirements**

Applicants that receive funding under this program will be required to engage in the following activities:

1. Participation in OVW-sponsored training and technical assistance (TTA), including participation in the Inter-tribal Technical Assistance Working Group on STCJ (ITWG), a group of tribal representatives exchanging views, information, and advice about how tribes may best exercise STCJ.
2. Collection of and reporting on performance indicators. Forms, instructions, training, and related tools for each OVW program are available on the [VAWA Measuring Effectiveness Initiative webpage](#).
3. Participation in an assessment or evaluation, if OVW conducts one that requires grantee involvement.
4. Planning Period (new applicants only). New award recipients must engage in a planning period to further develop the project and corresponding budget. Recipients may participate in virtual and/or in-person planning sessions to develop additional grant documentation. An award condition will limit available funds to those needed for costs such as travel for training and technical assistance and staff salary and fringe during the planning stage. This condition will be removed for full project implementation once all documentation has been reviewed and approved by OVW.



5. Dedicated Project Coordinator. At a minimum, new and continuation award recipients not currently exercising STCJ over any covered crime must dedicate a staff or contracted .5 FTE (half-time) Project Coordinator position to this project. The Project Coordinator duties must include, at a minimum, coordinating: (a) regularly scheduled meetings of and training and technical assistance for the Tribe's STCJ planning and implementation partners and (b) achievement of project goals and objectives.
6. Memorandum of Understanding (MOU)/Internal Memorandum of Understanding (IMOU). New award recipients will develop and submit an MOU/IMOU during the planning period of the grant project. Continuation award recipients will develop and submit an MOU/IMOU after acceptance of the grant award. **New and continuation applicants should not submit the MOU/IMOU at the time of application.** Recipients must engage partners, representing various disciplines, to plan, implement, and exercise STCJ. Required partners for the Tribal Jurisdiction Program are: Tribal Leadership; Tribal Judge; Tribal Prosecutor's Office; Tribal Attorney/In-house General Counsel; Law Enforcement; and a Victim Service Provider. (A victim service provider is a nonprofit, nongovernmental or tribal organization or rape crisis center, including a state or tribal domestic violence and/or sexual assault coalition, that assists or advocates for domestic violence, dating violence, sexual assault, or stalking victims, including a domestic violence shelter, faith-based organization or other organization, with a documented history of effective work concerning domestic violence, dating violence, sexual assault, or stalking. 34 U.S.C. § 12291(a)(50). Victim service providers must provide direct services to victims of domestic violence, dating violence, sexual assault, or stalking as one of their primary purposes).
7. STCJ Readiness Certification. All awards will include an award condition that requires certain tribal officials to certify they are familiar with the Indian Civil Rights Act, as amended, 25 U.S.C. §§ 1301–1304, including the amendments made by VAWA 2022. The chief executive of the tribe and the chief legal officer are required to certify that the tribe's criminal justice system has adequate safeguards in place to protect defendants' rights. The chief judicial officer is also required to certify to familiarity with the tribal constitution, code, and rules provisions to implement STCJ, including provisions that safeguard defendants' rights. Certifications will be required prior to grant funds being used for the prosecution or incarceration of non-Indian defendants.

## Eligibility Information

### Eligible Applicants

Pursuant to 25 U.S.C. § 1304(h)(2), the following entities are eligible to apply for this program:

- Governments of Indian tribes that have jurisdiction over Indian country.

Per 25 U.S.C. § 1301(1), "Indian tribe" means any tribe, band, or other group of Indians subject to the jurisdiction of the United States and recognized as possessing powers of self-government.

Per 18 U.S.C. § 1151, "Indian country" means (a) all land within the limits of any Indian reservation under the jurisdiction of the United States Government, notwithstanding the issuance of any patent, and, including rights-of-way running through the reservation, (b) all dependent Indian communities within the borders of the United States whether within the original or subsequently acquired territory thereof, and whether within or without the limits of a

state, and (c) all Indian allotments, the Indian titles to which have not been extinguished, including rights-of-way running through the same.

#### Tribal Consortia

Consortia of Indian tribes are eligible to apply. Multiple tribes are encouraged to combine resources and exercise jurisdiction together by submitting an application as a consortium.

#### **Ineligible Entities and Disqualifying Factors**

Applications submitted by ineligible entities or that do not meet all program eligibility requirements will not be considered for funding. In addition, an application deemed deficient in one or more of the following categories may not be considered for funding: 1. activities that compromise victim safety, 2. out-of-scope activities, 3. unallowable costs, 4. pre-award risk assessment, 5. completeness of application contents, and 6. timeliness.

Failure to comply fully with all applicable unique entity identifier and SAM requirements (see Application and Submission section for more information on these requirements) will result in removal from consideration.

An applicant with past performance issues, long-standing open audits, or an open criminal investigation also may not be considered for funding.

#### **Cost Sharing or Matching**

This program has no matching or cost-sharing requirement.

#### **Other Program Eligibility Requirement: Documentation Demonstrating Authority to Apply**

In addition to meeting the eligible entity requirements outlined above, applicants for this program must also submit documentation demonstrating authority to apply. Failure to provide this required documentation may disqualify an application from further consideration. This documentation must be uploaded/attached as a separate attachment under the Additional Application Components section in JustGrants.

The applicant must provide a valid tribal resolution or letter on tribal letterhead, signed by the chief executive officer of the governing body of the tribe (e.g., the tribal chairperson, president, governor, principal chief, or other equivalent official), stating that:

- a) the applicant is a federally recognized tribe appearing in the most recently published list of Indian Entities Recognized and Eligible to Receive Services from the United States Bureau of Indian Affairs;
- b) the tribe has jurisdiction over lands that meet the definition of Indian country;
- c) the governing body of the tribe intends to plan, develop, implement, and exercise STCJ within its jurisdiction; and
- d) all internal required project partners will participate in and cooperate with the planning, development, implementation, and exercise of STCJ and the tribe will authorize tribal agencies or officials to enter into/sign a Memorandum of Understanding (MOU)/Internal Memorandum of Understanding (IMOU) to implement the project.

#### Tribal Consortia

If the applicant is a tribal consortium, the applicant must submit documentation of authority to apply in the form of a tribal resolution or legal equivalent from each tribal consortium member with statements (a)-(d) listed above. This documentation must be current, be sufficient to

demonstrate authority for the application, contain applicable authorizing signature(s), and be submitted by the application's due date.

If existing consortium bylaws or other governance documents allow action without explicit authorization from consortium members, the tribal consortium may submit a copy of these bylaws or governance documents, along with a letter, resolution, affidavit, or other legal document certifying that the consortium has the legal authority to apply for a grant under this solicitation and containing statements (a)-(d) above on behalf of all consortium members, instead of separate documentation for each consortium member.

#### Limit on Number of Applications

OVW will consider only one application per organization for the same service area (i.e., the geographic area to be served). In addition, if an applicant submits multiple versions of the same application, OVW will review only the most recent system-validated version submitted before the deadline.

## **Application and Submission Information**

### **Address to Request Application Package**

The complete application package (this solicitation, including links to required forms) is available on Grants.gov and on the [OVW website](#). Applicants wishing to request a paper copy of these materials should contact OVW at 202-307-6026 or [OVW.TribalJurisdiction@usdoj.gov](mailto:OVW.TribalJurisdiction@usdoj.gov).

### **Pre-Application Information Session**

OVW will conduct a live web-based pre-application information session. During this live session, OVW staff will review this program's requirements, review the solicitation, and allow for a brief question and answer period. The live session is tentatively scheduled for June 11, 2024.

Participation in a pre-application information session is optional and not a requirement to be eligible to apply and a recording will be available on the [OVW website](#).

To register for the live session, contact the Tribal Jurisdiction Program at [OVW.TribalJurisdiction@usdoj.gov](mailto:OVW.TribalJurisdiction@usdoj.gov) or at 202-307-6026. Registration must be received at least five days prior to the start of the session. Participants are not registered until they receive a confirmation email. The webinar will be captioned in English. Interested applicants needing additional language assistance should contact this program at [OVW.TribalJurisdiction@usdoj.gov](mailto:OVW.TribalJurisdiction@usdoj.gov) or at 202-307-6026 as soon as possible, but no later than June 4, 2024.

### **Content and Form of Application Submission**

The information below (**Letter of Intent** through **How to Apply**) describes the full content and form of application submission.

#### **Letter of Intent**

Applicants intending to apply for FY 2024 funding under this program are strongly encouraged to submit a Letter of Intent stating that they are registered and current with SAM and with Grants.gov. The letter should be submitted to OVW at [OVW.TribalJurisdiction@usdoj.gov](mailto:OVW.TribalJurisdiction@usdoj.gov) by June 30, 2024. This letter does not obligate the applicant to apply. See the OVW website for a sample [Letter of Intent](#).

## Formatting and Technical Requirements

Applications must follow the requirements below for all documents attached to the application, unless otherwise noted. Points may be deducted for applications that do not adhere to the following requirements:

1. Double-spaced (charts may be single-spaced)
2. 8½ x 11 inch pages
3. One-inch margins
4. Arial font, type no smaller than 11 point, except for footnotes, which may be 9 point
5. Page numbers
6. No more than 25 pages for the Proposal Narrative
7. Documents in the following formats: Microsoft Word (.doc), PDF files (.pdf), or Text Documents (.txt)
8. Headings and sub-headings that correspond to the sections identified in this section of the solicitation

## Application Contents

Applications must include the required documents and meet the program eligibility requirements. For a checklist, see the [Application Checklist](#) in the Other Information section of this solicitation.

**Applications that do not include all the following documents may be considered substantially incomplete, may be removed from consideration for funding, and/or, if awarded, may have award conditions precluding access to grant funds:**

1. Proposal Narrative
2. Budget Detail Worksheet and Narrative
3. Documentation Demonstrating Authority to Apply

## Application for Federal Assistance (SF-424)

Applicants must complete the SF-424 in Grants.gov as part of **Step 1 of the application submission process**. The SF-424 is generated when the applicant begins the submission process in Grants.gov. For Type of Applicant (box 9), do not select "Other". The amount of federal funding requested in the "Estimated Funding" section of this form (box 18a) should match the amount of federal funding requested in the budget of the application. This program does not require a match; therefore, the value for the Applicant line (box 18b) should be zero. The individual who is listed as "**Authorized Representative**" (box 21) must have the authority to apply for and accept grant awards on behalf of the organization or jurisdiction.

Intergovernmental Review (SF-424 Question 19): This solicitation ("funding opportunity") **is not** subject to Intergovernmental Review under Executive Order (E.O.) 12372. In completing the SF-424, an applicant is to answer question 19 by selecting the following response: "Program is not covered by E.O. 12372."

## Disclosure of Lobbying Activities (SF-LLL)

All applicants must complete and submit the *Disclosure of Lobbying Activities* (SF-LLL) form in Grants.gov as part of **Step 1 of the application submission process**. Applicants that expend any funds for lobbying activities must provide the information requested on the SF-LLL.

**Applicants that do not expend any funds for lobbying activities should enter "N/A" in the required highlighted fields.**

## **Standard Applicant Information (JustGrants 424 and General Agency Information)**

This section in the JustGrants application is pre-populated with the SF-424 data submitted in Grants.gov. Applicants begin **Step 2 of the application submission process** by reviewing the Standard Applicant Information in JustGrants, making edits as needed, confirming the Authorized Representative, verifying the legal name and address, and entering the ZIP code(s) for the areas affected by the project.

## **Proposal Abstract**

The Proposal Abstract must provide a short summary (no more than two pages double-spaced) of the proposed project, including names of applicant and partners, project title, purpose of the project (including goal and intended outcome), primary activities for which funds are requested, who will benefit (including geographic area to be served), products and deliverables, and how the applicant will measure progress in completing project goals and objectives. Do not summarize past accomplishments in this section. The Proposal Abstract, which is to be entered into a text box in JustGrants, will not be scored but is used throughout the review process.

## **Data Requested with Application**

Applicants must complete three questionnaires in JustGrants: the Pre-Award Risk Assessment, the Applicant Entity Questionnaire, and the Tribal Jurisdiction Program Summary Data Sheet. These questionnaires are not scored. Applicants should click on the questionnaire name in JustGrants to access and complete each questionnaire. Although the questionnaires must be completed in JustGrants, the questions can be viewed in Appendices B, C, and D of this solicitation.

## **Proposal Narrative**

The Proposal Narrative may not exceed 25 pages, double-spaced. Reviewers will not read beyond this page limit. The Proposal Narrative must include the three sections below. The total point value for the proposal narrative section is 80 points. Applicants must upload the Proposal Narrative as an attachment in JustGrants.

### **Purpose of the Proposal** (35 points)

This section must:

1. Describe the Tribe's service area, including but not limited to: traditionally underserved populations, such as communities of color, people with disabilities, people who are Deaf or hard of hearing, persons with limited English proficiency, older adults, and LGBTQ+ communities.
2. Briefly describe the tribe's status with respect to implementation of STCJ. Is the tribe currently exercising STCJ over any covered crime, in the planning stages for implementation, or considering exercising the jurisdiction?
3. Address each component of the tribe's justice system by answering the questions listed below, identifying strengths and gaps were relevant:
  - a) **Tribal Constitution:** Will amendments to the Tribe's Constitution be required to exercise STCJ? If currently exercising, were amendments necessary?
  - b) **Tribal Law & Order Code:** Will tribal code drafting or amendments to the Tribe's code be needed to exercise the jurisdiction? If currently exercising, when were the codes/amendments adopted for implementation?

- c) **Law Enforcement Services:** How are law enforcement services provided in the tribal community (e.g., a 638 self-determination contract; by cross-deputization agreement; through the Bureau of Indian Affairs' Office of Justice Services; or other arrangement)?
- d) **Tribal Prosecution:** Does the Tribe have any prosecutors on staff, including any Special Assistant U.S. Attorneys ("SAUSAs") and/or experienced or specialized domestic or sexual violence prosecutors?
- e) **Tribal Court Processes and Practices:** Does the Tribe have trial and appellate courts? Are Tribal laws and rules publicly available? Does the Tribe have a specialized domestic violence court or docket or other relevant court(s) or docket(s)? Are there published rules of criminal procedure, appellate procedure, and/or evidence? Does the Tribe have judges who are licensed attorneys with sufficient training to preside over STCJ criminal proceedings? Are records of criminal proceedings available?
- f) **Jury Processes and Practices:** What is the jury pool composition? How are jurors summoned, selected, and instructed? Are non-Indians included in the jury pool?
- g) **Supervision, Detention, Corrections, Treatment, Rehabilitation, and Reentry:** Does the Tribe have existing services in these areas and what needs has the Tribe identified in these areas related to exercising STCJ?
- h) **Availability of Counsel for Indigent Defendants:** Does the Tribe use a public defender system, a contract system, or an assigned counsel system? How are defendants screened for indigence?
- i) **Role of Victim Advocates within the Criminal Justice System:** How are victim advocates used within the Tribe's criminal justice system?
- j) **Coordination with Federal and/or State Investigators and Prosecutors:** Does the Tribe have formal or informal policies for coordinating with federal and/or state criminal investigators and prosecutors in cases where the Tribe may have concurrent criminal jurisdiction?
4. Based on the strengths and gaps identified above, list and describe the training and/or technical assistance needed to plan for, implement, and/or exercise STCJ (consistent with requirements of the Indian Civil Rights Act, as amended, 25 U.S.C. §§ 1301-1304). If currently exercising the jurisdiction, specifically identify the training and/or technical assistance needed to further enhance the Tribe's exercise of STCJ.

What Will Be Done (35 points)

The application must provide a clear link between the proposed activities and the need identified in the "Purpose of the Proposal" section above. Do not include any of the activities listed as unallowable costs in the Funding Restrictions section of this solicitation.

This section must:

1. Clearly state the proposal goals, objectives, and activities to plan for, implement, and/or exercise STCJ.
2. Describe how the proposed project will address the unique needs of the traditionally underserved populations identified in the "Purpose of the Proposal" section above.
3. Describe how the proposed project will improve accessibility for people with disabilities and people who are Deaf or hard of hearing.
4. Describe how the proposed project will improve accessibility for people with limited English proficiency.

Who Will Implement the Proposal (10 points)

This section must:



1. Identify the key people and organizations, including project partners involved in the proposed project. Projects should include:
  - a) **Project Coordinator:** New applicants or continuation applicants currently not exercising STCJ over any covered crime must include a Project Coordinator. This position must be at least .5 FTE (half-time position) dedicated to the proposed project.
  - b) **Required Project Partners:** Tribal leadership, Tribal Judge, Tribal Prosecutor, Tribal General Counsel/Tribal Attorney, Law Enforcement, and a Victim Service Provider. If the Tribe does not currently have one or more of the required project partner roles filled explain how the role will be represented throughout the project planning and implementation phases.
  - c) If applicable, any Optional Project Partners (e.g., tribal coalition, jail administrator, court services officer, code reviser, batterers' program intervention facilitator, etc.) and an explanation of their role(s) within the project.
  - d) Any staff, contract, and/or consultant positions that will be created for the project and/or paid for with grant funds.
2. Demonstrate that the people and organizations identified have the capacity to address the stated need and can successfully implement the proposed project activities.

### **Budget and Associated Documentation**

Applicants must submit a detailed budget and budget narrative and must upload the applicable associated documentation as described below, under each heading. OVW strongly encourages using a spreadsheet (e.g., Excel, Numbers, etc.) for the budget attachments. The budget worksheet and budget narrative are worth a total of **20 points** and will be reviewed separately from the proposal narrative. The associated documentation will not be scored, but failure to include it may result in removal from consideration or a delay in access to funding.

### **Budget Worksheet and Budget Narrative (attachment)**

Applicants must upload in JustGrants a detailed budget and budget narrative for all applicable cost categories. The budget narrative must describe each line item requested in the budget and explain all costs included in the budget, including how the costs of goods and services are determined and how they will fulfill the objectives of the project. See the Budget Information and Sample Budget Narrative in [Appendix A](#) and the [Creating a Budget](#) webinar on the OVW website. Keep in mind that budgetary requirements vary among programs. Budgets should be reasonable and based on the resources needed to implement their projects in their specific geographic location.

### Award Period and Amounts

For FY 2024, OVW is not setting a maximum award amount per application. The budget should reflect 60 months of project activities.

The budget must:

1. Present a clear link between the specific project activities and the proposed budget items. The budget should not contain items that are not supported by the proposal narrative.
2. If applicable, fairly and reasonably compensate all project partners for their full level of effort. For more information on compensating project partners, see the Budget Information and Sample Budget Narrative in [Appendix A](#).



3. Include sufficient funds to provide language access or describe other resources available to the applicant to ensure meaningful access for persons with limited English proficiency. See Accessibility under the [Federal Award Administration Information](#) section of this solicitation for more information.
4. Include sufficient funds to provide access for people with disabilities or who are Deaf/hard of hearing, or describe other resources available to the applicant to ensure meaningful access for such people. See Accessibility under the [Federal Award Administration Information](#) section of this solicitation for more information.
5. New Applicants and Continuation Applications currently not exercising STCJ over any covered crime: Include salary and fringe benefits costs to support, at a minimum, a .5 FTE (half-time) Project Coordinator position.
6. Include funds to attend OVW-sponsored TTA in the amount of \$50,000. This amount is for the entire 60 months and NOT per year. Applicants also may budget expenses in excess of the required amount if they are aware of relevant non-OVW sponsored conferences or training for which they would like permission to use grant funds to support staff/project partner attendance.
7. Distinguish clearly between subawards and contracts in allocating any grant funds to other entities.
  - a. Pursuant to 2 C.F.R. § 200.331, a subaward is for the purpose of carrying out a portion of the federal award, such as compensating an MOU partner; a contract is for the purpose of obtaining goods and services for the grantee's own use. The substance of the relationship is more important than the form of the agreement in determining whether the recipient of the pass-through funds is a subrecipient or a contractor.
  - b. The awarding and monitoring of contracts must follow the recipient's documented procurement procedures, including full and open competition, pursuant to the procurement standards and monitoring requirements in 2 C.F.R. §§ 200.317-200.327 & 200.329. The issuance and monitoring of subawards must meet the requirements of 2 C.F.R. § 200.332, which includes oversight of subrecipient/partner spending and monitoring performance measures and outcomes attributable to grant funds.
  - c. For more information, see the Budget Information and Sample Budget Narrative in [Appendix A](#) and the [Solicitation Companion Guide](#) on the OVW website.

OVW awards are governed by the provisions of 2 C.F.R. Part 200 and the [DOJ Financial Guide](#), which include information on allowable costs, methods of payment, audit requirements, accounting systems, and financial records. For additional information on allowable and unallowable costs, see the Funding Restrictions section below and the Budget Information and Sample Budget Narrative in [Appendix A](#).

### **Funding Restrictions**

The following information is provided to help applicants develop an application and budget consistent with program requirements.

#### Unallowable Costs

The costs associated with the activities listed below are unallowable and must not be included in applicants' budgets:

1. Lobbying.
2. Fundraising.

3. Purchase of real property.
4. Physical modifications to buildings, including minor renovations (such as painting or carpeting) without prior approval by OVW through the submission of a detailed Grant Award Modification in JustGrants. Note that, although such costs may be included in the proposed budget, budget clearance does not constitute prior approval for minor renovations, as recipients must follow additional statutory requirements as described in the “Activities Requiring Prior Approval” section of this solicitation.
5. Construction.

#### Food and Beverage/Costs for Refreshments and Meals

Recipients **must** receive prior approval before using grant funds to provide a working meal and/or refreshments at a meeting, conference, training, or other event. Food and beverages are generally considered personal expenses for which government funds should not be used. Exceptions may be made for working meals that are necessary to accomplish official business and enhance the cost effectiveness of the meeting or conference. Examples include, but are not limited to:

1. The location of the event is not in close proximity to food establishments, despite efforts to secure a location near reasonably priced and accessible commercial food establishments.
2. Failure to serve food will significantly lengthen the day or necessitate extending the meeting to achieve meeting outcomes.
3. A special presentation at a conference requires a plenary address where there is no other time for food to be obtained.
4. Other extenuating circumstances necessitate the provision of food.

Justification for an exception listed above must be included in the applicant’s budget narrative, including relevant details about the applicant’s community, such as a rural or remote location. For additional information on restrictions on food and beverage expenditures, see [OVW conference cost planning](#).

#### Conference Planning and Expenditure Limitations

Applicants’ budgets must be consistent with all requirements (including specific cost limits and prior approval and reporting requirements, where applicable) governing the use of federal funds for expenses related to conferences (which is defined to include meetings, retreats, seminars, symposiums, training, and other similar events), and costs of attendance at such events. Information on conference planning, minimization of costs, and conference reporting is available at [OVW conference cost planning](#).

#### **Pre-Award Costs**

OVW generally does not allow pre-award costs. Costs incurred prior to the start date of the award may not be charged to the project unless the recipient receives prior approval from OVW. See the [DOJ Financial Guide](#) for more information on pre-award costs.

#### **Indirect Cost Rate Agreement (if applicable)**

Applicants that intend to charge indirect costs through the use of a negotiated indirect cost rate must have a current, signed, federally approved indirect cost rate agreement and must upload and attach a copy of the agreement to their application in JustGrants. Applicants that do not have a current negotiated (including provisional) indirect cost rate, except for those non-federal

entities described in [Appendix VII to Part 200 paragraph \(d\)\(1\)\(B\)](#), may elect to charge a de minimis rate of 10% of modified total direct costs (MTDC).

Organizations that wish to negotiate an indirect cost rate should contact OVW's Grants Financial Management Division at [OVW.GFMD@usdoj.gov](mailto:OVW.GFMD@usdoj.gov) or 1-888-514-8556 for more information.

### **Additional Application Components**

The following components will not be scored but must be included with the application. Failure to do so may result in the application being removed from consideration. Some components will be generated during the application submission process while others will be uploaded and attached to the application in JustGrants.

#### **Letter of Nonsupplanting**

Applicants must attach a letter to OVW's Director, signed by the Authorized Representative, certifying that federal funds will not be used to supplant any other federal, state, or local government funds should a grant award be made. A sample [Letter of Nonsupplanting](#) is available on the OVW website.

#### **Confidentiality Notice Form**

All applicants are required to acknowledge that they have received notice that grantees and subgrantees must comply with the confidentiality and privacy requirements of VAWA, as amended. Applicants must upload and attach, under Additional Attachments in JustGrants, the completed acknowledgement form available on the [OVW website](#). This form must be signed by the Authorized Representative.

#### **Summary of Other Federal Funding**

Applicants must disclose whether they have any of the following: 1) an OVW grant or cooperative agreement that is open or that closed within 12 months of the date this solicitation closes; 2) a subaward under an OVW grant or cooperative agreement that is open or that closed within 12 months of the date this solicitation closes; 3) a pending OVW application as either the lead applicant/potential recipient or as a partner/potential subrecipient; 4) a federal award to do the same or similar work; or 5) a pending federal application to do the same or similar work.

Applicants will provide this information by completing the Summary of Other Federal Funding form in the Disclosures and Assurances section of JustGrants during the application submission process.

#### **Documentation Demonstrating Authority to Apply**

See the description of the required documentation in the Eligibility Information section of this solicitation, under "Other Program Eligibility Requirement: Documentation Demonstrating Authority to Apply."

This documentation must be uploaded/attached as a separate attachment under the Additional Application Components section in JustGrants.

#### **Disclosures and Assurances**

All applicants must review, complete, and submit all disclosures, assurances, and certifications as described below.

### Disclosure of Lobbying Activities

Applicants must complete and submit the *Disclosure of Lobbying Activities* (SF-LLL) form in Grants.gov before beginning the application process in JustGrants.

### DOJ Certified Standard Assurances

Applicants must read and acknowledge the DOJ Certified Standard Assurances in JustGrants.

### DOJ Certifications Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; and Drug-Free Workplace Requirements

Applicants must read and acknowledge these DOJ certifications in JustGrants.

## Prior to Application Submission

### Unique Entity Identifier (UEI) and System for Award Management (SAM)

Entities applying for the first time must register with the following systems:

- SAM.gov: Registration with [SAM.gov](https://sam.gov) includes receiving a UEI and takes an average of **2 to 3 weeks**.
- Grants.gov: Registration with [Grants.gov](https://grants.gov) takes an average of **1 week**.
- JustGrants: Registration with JustGrants needs to be completed **ONLY** after successful submission of Step 1 of the application as described below under [How to Apply](#).

**Note:** Registration time frames are estimates. Applicants experiencing registration challenges should refer to the *OVW Policy for Applicants Experiencing Technical Difficulties During the Registration and Submission Processes* section below for guidance on how to proceed.

Entities that have previously applied for funding from DOJ must ensure their accounts with SAM, Grants.gov, and JustGrants are active and up to date.

It is the applicant's responsibility to ensure that they are registered with SAM, Grants.gov, and JustGrants. OVW strongly encourages all applicants to begin the registration process, or ensure that all accounts are active and up to date, by **June 21, 2024. Failure to do so may result in missing the application deadline and therefore not being considered for funding.**

Applicants experiencing technical difficulties with SAM should go to

[https://www.fsd.gov/qsafsd\\_sp](https://www.fsd.gov/qsafsd_sp).

Applicants experiencing technical difficulties with Grants.gov should contact

[support@grants.gov](mailto:support@grants.gov).

Applicants experiencing technical difficulties with JustGrants should contact

[OVW.JustGrantsSupport@usdoj.gov](mailto:OVW.JustGrantsSupport@usdoj.gov).

## How to Apply

### Submission Dates and Times

All applications must be submitted electronically first in Grants.gov (SF-424 and SF-LLL) and then in JustGrants. **Applicants must make every effort to submit their application in**

**Grants.gov and JustGrants. Note: The Grants.Gov deadline is 11:59 pm ET on July 9, 2024 and the JustGrants application deadline is 8:59 pm ET on July 11, 2024.** Applicants experiencing technical difficulties during the application submission process should refer to the *OVW Policy for Applicants Experiencing Technical Difficulties During the Registration and Submission Processes* below for guidance on how to proceed.

**OVW strongly encourages all applicants to begin the application submission process at least 48 hours prior to the Grants.gov application deadline. Failure to do so may result in missing the application deadline and therefore not being considered for funding.**

**OVW will not accept applications after the JustGrants deadline, except for severe inclement weather or natural or man-made disaster. See the *OVW Policy on Late Submission Request Due to Severe Inclement Weather or Natural or Man-Made Disaster* below.**

### **Submission Information and Other Submission Requirements**

Applications must be submitted to OVW through a two-step process that begins in Grants.gov and is completed in JustGrants:

**Step 1:** The applicant must submit by the Grants.gov deadline (provided above) the required Application for Federal Assistance standard form (SF-424) and the Disclosure of Lobbying Activities form (SF-LLL) in Grants.gov. To view the forms prior to completing them in Grants.gov, applicants can go to the Package tab under the funding opportunity that they're applying for and select Preview. The Preview then provides links to the forms.

**Step 2:** The applicant must then submit the full application, including attachments, in JustGrants at <https://justicegrants.usdoj.gov/> by the JustGrants application deadline (provided above). OVW encourages applicants to review the [JustGrants](#) website for more information, resources, and training.

**Tip:** JustGrants functions better using a PC with Chrome or Edge web browser.

### **OVW Policy for Applicants Experiencing Technical Difficulties During the Registration and Submission Processes**

Technical difficulties are issues that are beyond the applicant's control. OVW can confirm when each registration and/or submission action began.

#### ***Technical difficulties with SAM or Grants.gov***

1. Contact SAM or Grants.gov support as soon as the applicant is aware of a problem.
2. Maintain documentation of when the issue began and all communication with technical support.
3. Before the Grants.gov deadline, notify OVW, via email at [OVW.TribalJurisdiction@usdoj.gov](mailto:OVW.TribalJurisdiction@usdoj.gov), stating the applicant is experiencing technical difficulties with SAM or Grants.gov. The applicant should provide regular updates to this program via email at [OVW.TribalJurisdiction@usdoj.gov](mailto:OVW.TribalJurisdiction@usdoj.gov).
4. If the technical difficulty cannot be resolved before the Grants.gov deadline, the applicant must notify OVW via email at [OVW.TribalJurisdiction@usdoj.gov](mailto:OVW.TribalJurisdiction@usdoj.gov) before the Grants.gov deadline.
5. Once the Grants.gov deadline passes an applicant will not be able to apply in JustGrants. Therefore, the applicant **must** email the complete application (SF-LLL, SF-

424, Proposal Narrative, Budget and Budget Narrative, and Documentation Demonstrating Authority to Apply) and all documentation confirming the technical difficulty to OVW at [OVW.TribalJurisdiction@usdoj.gov](mailto:OVW.TribalJurisdiction@usdoj.gov) by **8:59 p.m. E.T. on July 11, 2024**

*Technical difficulties while applying in JustGrants*

1. Contact OVW JustGrants Support at [OVW.JustGrantsSupport@usdoj.gov](mailto:OVW.JustGrantsSupport@usdoj.gov) or 866-655-4482 as soon as the applicant is aware of a problem. OVW JustGrants Support is a separate Help Desk from OJP and COPS and is dedicated to OVW applicants.
2. Maintain documentation of all communication with OVW JustGrants Support.
3. Actively work with OVW JustGrants Support to resolve the technical difficulty.
4. Contact OVW, via email at [OVW.TribalJurisdiction@usdoj.gov](mailto:OVW.TribalJurisdiction@usdoj.gov), prior to the JustGrants deadline (**8:59 p.m. E.T. on July 11, 2024**). If an applicant must submit their application via email due to a technical difficulty, they must do so by the JustGrants application deadline, but **no earlier than 4 hours prior to the deadline**. The email must include the following:
  - A detailed description of the technical difficulty.
  - The contact information (name, telephone, and email) for the person making the request.
  - The applicant's UEI number.
  - JustGrants application numbers and User Support tracking numbers.
  - The complete application (SF-LLL, SF-424, Proposal Narrative, Budget and Budget Narrative, and Documentation Demonstrating Authority to Apply).

It is not guaranteed that applications submitted via email will be considered for funding, even if the email is received before the JustGrants application deadline. OVW will decide and notify applicants of the decision within 30 days of the JustGrants application deadline. Applicants may be asked to coordinate with OVW to submit their application in Grants.gov and JustGrants later.

OVW Policy on Late Submission Request Due to Severe Inclement Weather or Natural or Man-Made Disaster

Cases of severe inclement weather or natural or man-made disaster are the only circumstances under which OVW may accept applications after **8:59 pm ET on July 11, 2024**. The information below provides the process applicants must follow in such a circumstance.

1. Contact this program at [OVW.TribalJurisdiction@usdoj.gov](mailto:OVW.TribalJurisdiction@usdoj.gov) as soon as the applicant is aware of severe weather or a natural or man-made disaster that may impede the submission of an application by the deadline. The email should include a detailed description of the weather event or natural or man-made disaster. A detailed description includes when the event occurred, or is likely to occur, the impacted area, and the specific impact on the applicant and/or partners' ability to submit the application by the deadline (e.g., without power for "x" days, office closed for "x" days). If the application is complete and ready for submission at the time the applicant notifies OVW, the application should be included with the email.
2. Applicants impacted by severe weather or a natural or man-made disaster occurring on or around the deadline must contact OVW within 48 hours after the deadline or as soon as communications are restored.

**Note: OVW may not be able to accommodate all requests resulting from severe inclement weather or a natural or man-made disaster.**



OVW will review the request for late submission and required documents and notify the applicant whether the request has been approved or denied within 30 days of the submitted request.

## Application Review Information

### Review Criteria

Applications will be scored based on the degree to which the application responds to each section and addresses each element in the section. Furthermore, applications will be scored based upon the quality of the response, capacity of the applicant and any partners, and the level of detail provided. Each element **must** be addressed in the section in which it is requested. Points may be deducted if the applicant does not include the information in the appropriate section regardless if it is included elsewhere within the application. Each section will be reviewed as a separate document and will be scored as such. Specifically, for the Special Tribal Criminal Jurisdiction Grant Program, scoring will be as follows:

1. Proposal narrative 80 points, of which:
  - A. Purpose of the proposal: 35 points.
  - B. What will be done: 35 points.
  - C. Who will implement the proposal: 10 points.
2. Budget worksheet and budget narrative: 20 points.

Voluntary match or other cost sharing methods will not be considered in the evaluation of the application.

### Review and Selection Process

Applications will be subject to a peer review and a programmatic review.

#### Peer Review

OVW will subject all eligible, complete, and timely applications to a [peer review process](#) that is based on the criteria outlined in this solicitation. OVW may use internal reviewers, external reviewers, or a combination of both.

OVW peer reviewers may include victim advocates, judges, prosecutors, law enforcement officers, legal professionals, and others with expertise in areas such as tribal communities, colleges and universities, rural areas, urban areas, working with people with disabilities or older adults, and providing services to victims, including transitional housing and services provided by culturally specific organizations and the faith community. While some peer reviewers are expert consultants on violence against women issues, the vast majority are current practitioners or recent retirees from the professions mentioned above. To ensure that applications are reviewed by people with on-the-ground experience responding to sexual assault, domestic violence, dating violence, or stalking, OVW does not use professional peer reviewers.

#### Programmatic Review

All applications that are considered for funding will be subject to a programmatic review. The programmatic review consists of assessing the application for compliance with the program's scope, activities that compromise victim safety, and, if applicable, past performance and priority area review. OVW reserves the right to deduct points from applications for the following reasons:



1. Activities that compromise victim safety and recovery and undermine offender accountability (deduct up to 5 points).
2. Out-of-scope and unallowable activities (deduct up to 5 points).
3. Past performance (deduct up to 25 points).
4. Formatting and Technical Requirements (deduct up to 5 points).

An application that is substantially out-of-scope, proposes a substantial number of activities that are unallowable, or proposes activities that pose a significant threat to victim safety or a serious breach of confidentiality will not be considered for funding. **An applicant with considerable past performance issues may receive a deduction in points as listed above or be removed from consideration regardless of the application's peer review score.**

#### *Past Performance Review*

As a part of the programmatic review process described above, applicants with current or recently closed OVW awards under this program will be reviewed for past performance and risk based on the elements listed below.

1. Adherence to the grant program's statutory purposes and requirements.
2. Implementation of the project according to plan, without significant obstacles and/or challenges.
3. Implementation of the project within the original period of performance.
4. Drawdown of funds commensurate with the level of program activities completed.
5. Management of award such that applicant has had uninterrupted access to funds.
6. Attendance at/participation in all required OVW-sponsored training and technical assistance events.
7. Timely resolution of issues identified during programmatic monitoring.
8. Completion of close-out of prior awards within 120 days of the project end date.
9. Timely resolution of issues necessary to close out prior awards.
10. Timely resolution of issues identified during financial monitoring.
11. Timely response to OVW requests.
12. Development of deliverables that support the project goals and objectives and are of acceptable quality.
13. Implementation of the project as designed without unjustified modification.
14. Timely submission of federal financial reports (FFR).
15. Timely submission of performance reports.
16. Submission of complete and accurate performance reports.
17. Adherence to the terms and conditions of existing grant award(s) from OVW.

Prior to making an award, OVW is required to review and consider any information about applicants included in the designated integrity and performance system accessible through SAM. Applicants may review and comment on information about themselves that another federal awarding agency has previously entered. OVW will consider the applicant's comments as well as other information available in SAM in making its judgment about the risk posed by making an award to the applicant as described in 2 C.F.R. § 200.206.

Absent explicit statutory authorization or written delegation of authority to the contrary, all final award decisions will be made by the OVW Director, who also may consider factors including, but not limited to, reaching underserved populations, geographic diversity, OVW priorities, past performance, and available funding when making awards. All award decisions are final and not subject to appeal.

### High-Risk Grantees

Based on DOJ's assessment of each grantee with regard to current or previous funding, unresolved audit issues, delinquent programmatic and fiscal reporting, and prior performance, a grantee may be designated "high-risk." Awards to high-risk grantees may carry special conditions such as increased monitoring and/or prohibitions on drawing down funds until certain requirements are met. High-risk grantees with substantial or persistent performance or compliance issues, long-standing open audits, or open criminal investigations may not be considered for funding.

## **Federal Award Administration Information**

### **Federal Award Notices**

Successful applicants will receive OVW award notifications electronically from JustGrants (not Grants.gov). Recipients will be required to log into JustGrants to review and accept the award. The Authorized Representative must acknowledge having read and understood all sections of the award instrument and submit the required declaration and certification to accept the award; these steps will be completed electronically in JustGrants.

### **Administrative, National Policy, and Other Legal Requirements**

#### Information for All Federal Award Recipients

Applicants selected for awards must agree to comply with additional legal, administrative, and national policy requirements. OVW strongly encourages applicants to review the information pertaining to these additional requirements prior to submitting an application. This information can be found in the section of the [Solicitation Companion Guide](#) entitled "Post-Award Requirements for All Federal Award Recipients."

[Terms and conditions](#) for OVW awards are available on the OVW website. These terms are subject to change prior to the issuance of the awards.

#### Violence Against Women Act Non-Discrimination Provision

The Violence Against Women Reauthorization Act prohibits OVW grantees from excluding, denying benefits to, or discriminating against any person on the basis of actual or perceived race, color, religion, national origin, sex, gender identity, sexual orientation, or disability in any program or activity funded in whole or in part by OVW. Recipients may provide sex-segregated or sex-specific programming if doing so is necessary for the essential operation of a program, so long as the recipient provides comparable services to those who cannot be provided with the sex-segregated or sex-specific programming. Additional information on the civil rights obligations of OVW funding recipients can be found in the [Solicitation Companion Guide](#) under "Civil Rights Compliance."

#### Accessibility

Recipients of OVW funds must comply with applicable federal civil rights laws, which, among other things, prohibit discrimination on the basis of disability and national origin. Compliance with these laws includes taking reasonable steps to ensure that persons who are limited in their English proficiency have meaningful access to recipients' programs and activities. Recipients are also responsible for ensuring that their programs and activities are readily accessible to people with disabilities, including those with physical or cognitive disabilities, as well as people who are Deaf or hard of hearing. OVW encourages applicants to go beyond minimum compliance with these requirements and allot sufficient resources to ensure programs and

activities are accessible. More information on these obligations is available in the [Solicitation Companion Guide](#) under “Civil Rights Compliance.”

### **General Information about Post-Federal Award Reporting Requirements**

OVW grantees are required to submit semi-annual performance reports and quarterly Federal Financial Reports (SF-425). Performance report forms will be provided to all award recipients. Forms will be submitted electronically. Future awards and fund drawdowns may be withheld if reports are delinquent. For more information on post award reporting requirements, including requirements for certain recipients to report information on civil, criminal, and administrative proceedings in SAM, see the [Solicitation Companion Guide](#) and the award condition on recipient integrity and performance matters available on the [OVW website](#).

## **Federal Awarding Agency Contact(s)**

For assistance with the requirements of this solicitation, contact the following:

- Programmatic questions, contact this program at 202-307-6026 or [OVW.TribalJurisdiction@usdoj.gov](mailto:OVW.TribalJurisdiction@usdoj.gov) and reference this solicitation.
- Financial questions, contact 888-514-8556 or [ovw.gfmd@usdoj.gov](mailto:ovw.gfmd@usdoj.gov)
- Technical questions:
  - Grants.gov Applicant Support at 800-518-4726 or [support@grants.gov](mailto:support@grants.gov)
  - OVW JustGrants Support at 1-866-655-4482 or [OVW.JustGrantsSupport@usdoj.gov](mailto:OVW.JustGrantsSupport@usdoj.gov)

## **Other Information**

### **Public Reporting Burden - Paperwork Reduction Act Notice**

Under the Paperwork Reduction Act, a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. OVW tries to create forms and instructions that are accurate, easily understood, and not unnecessarily burdensome. The estimated average time to complete and file this form is 30 hours. Comments regarding the accuracy of this estimate or suggestions for simplifying this form can be submitted to the Office on Violence Against Women, U.S. Department of Justice, 145 N Street, NE, Washington, DC 20530.

**Note: Any materials submitted as part of an application may be released pursuant to a request under the Freedom of Information Act.**

### **Application Checklist**

Applicants must submit a fully executed application to OVW, including all required supporting documentation. If an applicant plans to submit an application under any other OVW grant program this fiscal year, it is the applicant's responsibility to ensure that only documents pertinent to this solicitation are included with this application. OVW will not redirect documents that are inadvertently submitted with the wrong application (e.g., a Rural Program letter submitted with a Transitional Housing Program application will not be transferred to the Rural application).

<b>Application Document</b>	<b>Date Completed</b>
1. Letter of Intent	
2. Application for Federal Assistance: SF-424	
3. Disclosure of Lobbying Activities (SF-LLL)	
4. Proposal Abstract	
5. Data Requested with Application: a) Pre-Award Risk Assessment b) Applicant Entity Questionnaire c) Summary Data Sheet	
6. Proposal Narrative: a) Purpose of the Proposal b) What Will Be Done c) Who Will Implement the Proposal	
7. Budget Worksheet and Budget Narrative (attachment)	
8. Indirect Cost Rate Agreement (if applicable)	
9. Letter of Nonsupplanting	
10. Confidentiality Notice Form	
11. Summary of Other Federal Funding	
12. Documentation Demonstrating Authority to Apply	

## **APPENDIX A**

### **Budget Information and Sample Budget Narrative**

## Budget Information and Sample Budget Narrative

### Budget Information

*Cost information for selected items is provided below to assist applicants in preparing their budgets. Additional information is available in the [DOJ Financial Guide](#).*

#### Consultants/Contracts

Compensation for services by an individual consultant must be reasonable and consistent with that paid for similar services in the marketplace. Applicants must consider the type of services provided and the individual's experience and expertise when deciding if a consultant's rate is reasonable. Applicants are strongly discouraged from requesting consultant rates over \$650 per day. Please note that the rate does not need to be as high as \$650 for all consultants. If a project is selected for funding with a budget allocating more than \$650 per day to a consultant, the applicant must provide additional information to OVW for review and approval before consultant costs are incurred. Applicants must also include all costs associated with consultants or contractors in the "Procurement Contracts" category, including travel-related costs. Applicants should not reflect these costs in the Personnel or Travel categories.

Applicants must follow the same established procurement policies with federal funds as with non-federal funds. All procurement transactions, including the awarding of consultant contracts, must be conducted in a manner that provides maximum open, free, and fair competition, and must follow 2 C.F.R. §§ 200.317-200.327. All sole-source procurements (not awarded competitively) over \$250,000 require prior approval from OVW. This applies to procurements of goods and services, but not to selection of subrecipients.

#### MOU Partner/Subrecipient versus Contractor Determination

Memorandum of Understanding (MOU) project partners are generally considered subrecipients for time spent working on program objectives. The following MOU project partner responsibilities are consistent with the characteristics in 2 C.F.R. § 200.331 that support their classification as subrecipients:

- they are using federal funds to carry out a program for a public purpose specified in the authorizing statute;
- they are responsible for adherence to program requirements;
- they are responsible for programmatic decision-making;
- their performance is measured by meeting program objectives; and
- in some cases, they may be responsible for determining who is eligible to receive assistance (services) under the grant award.

In contrast, a contractor:

- provides goods and services within normal business operations;
- provides similar good and services to many different purchasers;
- normally operates in a competitive environment;
- provides goods and services that are ancillary to the operation of the program; and
- provides goods or services to which programmatic requirements generally do not apply.

For additional information on determining subrecipient or contractor designation, please refer to [2 C.F.R. § 200.331](#), as well as the Solicitation Companion Guide, available at <https://www.justice.gov/ovw/resources-applicants>.

### Compensation for Partners

In developing budgets, applicants should compensate all project partners for their participation in project-related activities, including but not limited to compensation for time and travel expenses to participate in project development, training, and implementation. The budget **must** include compensation for all services rendered by project partners, including nonprofit, nongovernmental domestic violence and/or sexual assault services programs, and state and tribal domestic violence and/or sexual assault coalitions. Partners are generally considered subrecipients and are reimbursed for their actual costs incurred for the project rather than on a fee for service basis. If a partner is a state or local governmental agency and the partnership duties are performed within the course of the agency's "regular" scope of work, applicants do not need to compensate the partner if the partner: a) offers this arrangement; and b) an explanation of this arrangement is included in the application (typically in the MOU).

### Training and Technical Assistance/Travel

The program solicitation specifies the amount of grant funds that must be budgeted for training and technical assistance. These funds must **only** be used for OVW-designated technical assistance, unless otherwise approved by OVW. These funds are to be used to support travel by all project partners, including nonprofit, nongovernmental service providers, to technical assistance events. This may include travel by individuals whose positions are not grant-funded if their roles and responsibilities are linked to the purpose of the project. If the technical assistance funds will be shared between the applicant and any project partners, the applicant's employees' travel costs must be listed in the "Travel" category in the budget, and partners' travel must be in the "Subawards" category. Label both costs as "OVW Technical Assistance" and ensure they total to the full required amount. Do not include registration fees, as OVW technical assistance is free for grantees.

If applicants are aware of relevant non-OVW sponsored conferences or training for which they would like permission to use grant funds to attend, they can budget expenses over the required amount.

### Rent

Rental costs are generally allowable under OVW programs. Applicants must list square footage and cost per square foot in the budget. The amount must be based on the space that will be allocated to implement the OVW project, not the costs of the entire rental facility. **Rental costs are not allowable for property owned by the applicant or if the applicant has a financial interest in the property.** In this case, only the costs of ownership, including maintenance costs, insurance, depreciation, utilities, etc., are allowable. The applicant must state in the budget narrative whether they own the space that will be rented. Refer to the following document for more information on how to appropriately allocate and break down the cost of rent in the budget: Cost Allocation Information, available at <https://www.justice.gov/ovw/resources-applicants>.

### Audit Costs

Costs for audits not required or performed in accordance with 2 C.F.R. Part 200 Subpart F – Audit Requirements are unallowable. If the applicant agency did not meet the applicable expenditure threshold (see 2 C.F.R. § 200.501) during the organization's fiscal year, they may not charge the cost of any audit performed to the grant.

### Indirect Costs

Applicants that intend to charge indirect costs through the use of a negotiated indirect cost rate must have a current, signed, federally approved indirect cost rate agreement and must upload and attach a copy of the agreement to their application in JustGrants. Applicants that do not



have a current negotiated (including provisional) indirect cost rate, except for those non-Federal entities described in Appendix VII to Part 200 paragraph (d)(1)(B), may elect to charge a de minimis rate of 10% of modified total direct costs (MTDC). Organizations that wish to negotiate an indirect cost rate should contact OVW's Grants Financial Management Division at [OVW.GFMD@usdoj.gov](mailto:OVW.GFMD@usdoj.gov) or 1-888-514-8556 for more information. Applicants may also choose to waive indirect costs.

#### Purchase and/or Lease of Vehicles

The purchase and lease of vehicles are prohibited under most OVW grant programs. However, some programs allow for purchasing vehicles on a case-by-case basis. Refer to the program solicitation to determine whether vehicles can be purchased or leased. A lease/purchase analysis must be submitted with the application if requesting a vehicle.

#### Non-Federal contributions

Any non-federal contributions can be discussed in the Proposal Narrative or Memorandum of Understanding (if required). **Applicants should not include supplemental contributions in the budget, budget narrative, or SF-424.**

If the applicant voluntarily decides to provide matching funds through the use of in-kind contributions and includes this information in the budget or budget narrative, the voluntary contributions will become a mandatory requirement under the grant award. Grantees that fail to provide these mandatory matching funds through cash or in-kind contributions during the award period may be required to meet their obligation by making a cash payment to OVW to close out the grant award.

#### Cost Allocations

Costs for shared items, those not used solely for the award, should be equitably distributed to the funding sources that receive a benefit from the items. For example, when budgeting for general office supplies, it is important to note that the full cost cannot be allocated to the project. Instead, an allocation method should be used to share the cost among all staff who use the supplies. Refer to the following document for information on allocating shared costs in the budget: Cost Allocation Information, available at <https://www.justice.gov/ovw/resources-applicants>.

#### Accessibility

The program solicitation requires that the applicant include sufficient funds to provide language access or describe other resources available to the applicant to ensure meaningful access for persons with limited English proficiency, including by offering translation and interpretation services, and to provide access for people with disabilities or who are Deaf/hard of hearing.

Determining how much to budget for accessibility requires that recipients analyze the following:

- Available data about the local population to understand the language and accessibility needs in their service area;
- Historical data on screening and serving individuals who are LEP, Deaf or Hard of Hearing, or disabled; and
- Costs or documented estimates of language and other accessibility services and modifications in the service area. For resources and assistance in this process, visit <https://www.justice.gov/atj> and <https://www.lep.gov/>.

Recipients should make every effort to use these funds for their budgeted purpose of providing accessibility, and not reallocate them for other purposes later in the project.

## Sample Budget Narrative

**Purpose:** The Sample Budget Narrative may be used to assist with preparing the budget and narrative. Applicants may use this form or the format of their choice (plain sheets, Excel document, the applicant's own form, or a variation of this form). However, all required information (including the budget narrative) must be provided. Any category of expense not applicable to the applicant's project may be deleted.

**Note:** The following budget is an example intended to assist applicants in preparing their budgets. The sample expenses may not fit the purposes or activities of this particular grant program.

**A. Personnel** – List each position by title and employee name, if available. Show the annual salary rate and the percentage of time devoted to the project. Compensation paid for employees engaged in grant activities must be consistent with that paid for similar work within the applicant organization.

<u>Name/Position</u>	<u>Computation</u>	<u>Cost</u>
STCJ Project Coordinator	\$65,000 x 50% x 5 years	\$162,500
Judge	\$70,000 x 10% x 5 years	\$35,000
On-Call Victim Advocate	\$55,000 x 30% x 5 years	\$82,500
Police Officer	\$50,000 x 10% x 5 years	\$25,000

Sample narrative:

The STCJ Project Coordinator will dedicate 50% of their time to the project by coordinating and organizing regular meetings between all partner organizations, ensuring compliance with program requirements, and serving as the central point of contact for all project activities.

The law trained and licensed Judge will dedicate 10% of their time to the project to hear STCJ cases.

The On-Call Victim Advocate for the project will spend 30% of their time on the project, providing social and support services to victims of domestic and sexual violence.

The Police Officer for the project will spend 10% of his/her time on the project providing pre-trial supervision and probation and serving as security during court proceedings.

**TOTAL PERSONNEL:     \$305,000**

**B. Fringe Benefits** – Fringe benefits must be based on actual known costs or an established formula. Fringe benefits are for the personnel listed in budget category (A) and only for the percentage of time devoted to the project. Fringe benefits on overtime hours are limited to FICA, Worker's Compensation, and Unemployment Compensation.

<u>Name/Position</u>	<u>Computation</u>	<u>Cost</u>
STCJ Project Coordinator		
Employer's FICA	\$162,500 x 1.00%	\$1,625
Health Insurance	\$4,800/year x 50% x 5 years	\$12,000
Worker's Compensation	\$162,500 x 1.00%	\$1,625
Unemployment Compensation	\$162,500 x 0.50%	\$813
Judge		
Employer's FICA	\$35,000 x 1.00%	\$350
Health Insurance	\$4,800/year x 10% x 5 years	\$2,400
Worker's Compensation	\$35,000 x 1.00%	\$350
Unemployment Compensation	\$35,000 x 0.50%	\$175
On-Call Victim Advocate		
Employer's FICA	\$82,500 x 1.00%	\$825
Health Insurance	\$4,800/year x 30% x 5 years	\$7,200
Worker's Compensation	\$82,500 x 1.00%	\$825
Unemployment Compensation	\$82,500 x 0.50%	\$413

Sample Narrative: We request fringe benefits for the STCJ Project Coordinator, Judge, and On-Call Victim Advocate. Each employee's share of Health Insurance cost is prorated based on their projected time on the project.

**TOTAL FRINGE BENEFITS: \$28,601**

**C. Travel** – Project staff travel expenses should be itemized by purpose (e.g., training, field interviews, advisory group meeting, etc.) and include the basis of computation (e.g., six people to 3-day training at \$X airfare, \$X lodging, \$X per diem). For training projects, travel and meals for trainees should be listed separately. Show the number of trainees and unit costs involved. Identify the location of travel, if known. Indicate source of travel policies applied, either the applicant's policy or Federal Travel Regulations.

<u>Purpose of Travel</u>	<u>Location</u>	<u>Item</u>	<u>Computation</u>	<u>Cost</u>
OVW-Mandated Training and Technical Assistance	TBD	TBD	TBD	\$40,000
Site Visit to Exercising Tribe	TBD	Airfare	\$100 x 3 staff	\$300
		Lodging	\$100 x 2 nights x 3 staff	\$600
		Per Diem	\$5 x 3 days x 3 staff	\$45
Local Program Mileage	XYZ County		150 miles/month x \$0.655/mile x 60 months	\$5,895

Sample narrative: According to the requirements in the solicitation for this program, \$40,000 out of the total of \$50,000 in OVW mandated technical assistance and training funds has been allocated to cover the travel cost for staff. The remaining amount of \$10,000 has been allocated for partner travel and can be found in Section G of this form. The exact locations of the trainings are currently unknown. However, travel estimates have been made using our formal written travel policy.

The amount of \$945 has been allocated for staff and partner travel to conduct a site visit to a Tribe currently exercising jurisdiction. The exact location of the site visit is currently unknown. However, travel estimates have been made using our formal written travel policy.

It is expected that the STCJ Project Coordinator will use a privately owned vehicle for local program mileage when traveling between the main office, court and partner agencies. The rate for mileage reimbursement is calculated based on the current GSA Mileage Reimbursement Rate of \$0.655/mile and is estimated to be around 150 miles per month for a period of 60 months.

**TOTAL TRAVEL:        \$46,840**

**D. Equipment** – List tangible personal property with a useful life of more than one year that needs to be purchased to support the project. It is important to follow the applicant's own capitalization policy for equipment classification. For high-cost items and information technology systems, applicants should perform an analysis (and attach it to the application) that compares the cost of purchasing versus leasing equipment items, to determine the most economical approach. Rented or leased equipment items should be listed in the "Procurement Contracts" category. Describe in the narrative how the equipment is necessary for the success of the project.

<u>Item</u>	<u>Computation</u>	<u>Cost</u>
(2) Video Cameras	\$1,500/camera x 2 cameras	\$ 3,000
Handheld Metal Detector	\$100 x 2 wands	\$200

Sample narrative: The portable video cameras and tripod package will be used during the interviews of alleged offenders, as well as to record witness testimony in preparation for trial in cases of domestic violence, dating violence, sexual assault, and stalking. Our capitalization threshold is \$1,000, so these items are classified as Equipment.

The Handheld Metal Detectors will be used by court officers for court security.

**TOTAL EQUIPMENT:   \$ 3,200**

**E. Supplies** – List items by type (office supplies, postage, training materials, copying paper, and other expendable items such as books, thumb drives, and flash drives) and show the basis for computation. Generally, supplies include any expendable or consumable materials that are used during the project period that are not equipment.

<u>Supply Items</u>	<u>Computation</u>	<u>Cost</u>
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Office Supplies (paper, printer, toner, pens, etc.)	\$250/month x 20% x 60 months	\$3,000
Postage	\$ 100/month x 20% x 60 months	\$1,200
Program Supplies	\$ 50/month x 60 months	\$3,000
75 Client Assistance Kits	\$ 25/kit x 75 kits	\$1,875
Court Handbooks	\$5/manual x 53 manuals	\$265
Court Brochures	\$0.10/brochure x 100 brochures	\$10

Sample narrative: Office supplies and postage are needed for the general operation of the program and are shared amongst all office staff. The FTE allocation rate for shared costs incurred by all staff in this budget is 20% (based on total FTEs in the office is 3FTEs, and total FTEs in this budget is .6FTEs, so  $.6 / 3 = 0.20$ , or 20%). Monthly costs for Office Supplies at \$250/month and Postage at \$100/month are estimated based on historical data. Charges to the grant will be based on the actual supplies purchased and actual percentage of staff time worked on the project (not budgeted amounts).

Program Supplies are estimated at a cost of \$50/month, based on historical data. The program supplies will be used solely for the STCJ project for court proceedings, supplies and educational handouts/brochures for STCJ partner meetings.

The Client Assistance Kits will be provided by On-Call Victim Advocate to clients who receive services for domestic violence, dating violence, sexual assault, sex trafficking, and stalking. These kits will contain toiletries and other personal hygiene products. We estimate the need for 75 kits, and the cost is based on similar kits provided by other programs.

The Court Handbooks will be used for reference during all training, court staff work, and during court proceedings. The \$5 per manual estimate reflects the cost of printing a bound manual.

Brochures will be used to advertise the court within tribal lands and communities bordering tribal lands. The On-Call Victim Advocate will distribute the court brochures at community events. The \$0.10 per brochure estimate reflects the costs of printed folded brochure.

**TOTAL SUPPLIES: \$9,350**

**F. Construction** – As a rule, construction costs are not allowable. In some cases, minor repairs or renovations may be allowable. Consult with OVW before budgeting funds in this category.

<u>Purpose</u>	<u>Description of Work</u>	<u>Cost</u>
	<b>TOTAL CONSTRUCTION:</b>	<b><u>\$ 0</u></b>

**G. Subawards (subgrants):** Describe project activities for which subrecipients/MOU partners will receive compensation under the award, including services for clients. Include any compensation for partner/subrecipient travel in this section as well.

<b><u>Subrecipient Name</u></b>	<b><u>Computation</u></b>	<b><u>Cost</u></b>
<b>XYZ Treatment Services Organization</b>		
Batterer's Intervention Specialist	\$40,000 per year x .25 FTE x 5 years	\$50,000
	Benefits x 28% of FTE salary	\$14,000
OVW-Mandated Training and Technical Assistance	Location and cost TBD	\$5,000
<b>Subtotal XYZ Treatment Services Organization Subaward</b>		<b><u>\$69,000</u></b>

Sample narrative: The MOU partner XYZ Treatment Services Organization will offer Batterer's Intervention services, such as a 52 week program for perpetrators of domestic violence. To cover the cost of travel for their staff, \$5,000 of the required \$50,000 in OVW mandated technical assistance and training funds has been allocated, in line with the budget requirements set forth in the solicitation. However, the training session locations are currently unknown. Travel estimates are based on the subrecipient's formal written travel policy.

<b><u>Subrecipient Name</u></b>	<b><u>Computation</u></b>	<b><u>Cost</u></b>
<b>123 Tribal Coalition</b>		
Training and Technical Assistance Specialist	\$40,000 per year x .10 FTE x 5 years	\$20,000
	Benefits x 28% of FTE salary	\$5,600
OVW-Mandated Training and Technical Assistance	Location and cost TBD	\$5,000
<b>Subtotal 123 Tribal Coalition Subaward</b>		<b><u>\$30,600</u></b>

Sample narrative: The MOU partner, 123 Tribal Coalition, will provide training and technical assistance regarding domestic and sexual violence for court staff and project partners. Out of the required \$50,000 for OVW mandated technical assistance and training funds, \$5,000 has been allocated to cover the cost of travel for partner staff. Travel estimates are based on the subrecipient's formal written travel policy and training locations are currently unknown.

**TOTAL SUBAWARDS: \$99,600**

**H: Procurement Contracts** – Applicants should follow their documented procurement procedures that comply with the procurement standards in the Uniform Guidance at 2 C.F.R. §§ 200.317-200.327 or the Federal Acquisition Regulation.

**Consultant Fees:** For each consultant enter the name, if known, service to be provided, hourly or daily fee (8-hour day), and estimated time on the project. The actual rate for each consultant should be evaluated on a case-by-case basis, consistent with fair market value, and equal to the individual's experience, education, and compensation they receive for providing similar services in the marketplace. Consultant fees over \$650 per day (for an 8-hour day) or \$81.25 per hour require additional justification and prior approval from OVW.

<u>Name of Consultant</u>	<u>Service Provided</u>	<u>Computation</u>	<u>Cost</u>
Legal Consultant	Code Revision	\$575/day x 3 days	\$1,725

Sample narrative:

A Legal Consultant will be contracted during the planning phase to assist with identifying language in the legal code that required revision.

**Subtotal Consultant Fees: \$1,725**

**Consultant Travel:** List all expenses to be paid from the grant to the individual consultant in addition to their fees (i.e., travel, meals, lodging etc.).

<u>Purpose of Travel</u>	<u>Location</u>	<u>Item</u>	<u>Computation</u>	<u>Cost</u>
Onsite meeting w/ STCJ staff and project partners	Town of XYZ	Airfare	\$500 (avg). x 1 person x 1 trip	\$500
		Lodging	\$ 75 (avg.)/night x 2 nights	\$150
		Per diem	\$ 45 (avg.)/day x 3 days	\$135

**Subtotal Consultant Travel: \$ 785**

Sample narrative: Funds are allocated to pay for the Legal Consultant to travel to meet with STCJ staff and project partners to discuss required code revisions.

**Subtotal Consultants: \$ 2,510**

**Contracts:** Provide a clear description of the product or services that will be acquired through the contract, along with an estimated cost. All procurement transactions must be conducted in a manner that ensures full and open competition and adheres to the standards in 2 C.F.R. §§ 200.317-200.327. A separate justification must be provided for sole source (non-competitive) contracts in excess of \$250,000.

<u>Item</u>	<u>Computation</u>	<u>Cost</u>
Defense Counsel	\$85/hr. x 10 hrs./month x 60 months	\$51,000
Cell Phone Service	\$75/month x 60 months	\$ 4,500
Copier and Printer Lease	\$262/month x 20% x 60 months	\$ 3,144
Telephonic Interpretation	\$3.95/min. x 300 min. x 5 years	\$7,110
In-person Interpreter – Spanish	\$100/hour x 20 hours x 5 years	\$10,000
In-person Interpreter – non-Spanish	\$125/hour x 10 hours x 5 years	\$6,250



Translation – Spanish	\$25/page x 20 pages x 5 years	\$2,500
Translation – non-Spanish	\$25/page x 14 pages x 5 years	\$1,750
Sign Language Interpretation	\$95/hour x 20 hours x 5 years	\$9,500
CART Services	\$65/hour x 8 hours x 5 years	\$2,600
<b>Subtotal Contracts:</b>		<b><u>\$ 98,354</u></b>

Sample narrative:

The hourly contracted defense attorney that will represent indigent defendants in court cases related to the STCJ covered crimes. A total of 10 hours of service per month is estimated.

The Judge will be assigned a cell phone to ensure communication to with court staff and STCJ project partners. This position is funded 100% through the application, therefore 100% of this cost is budgeted.

Equipment to be rented and/or leased includes the copier and printer. The copier and printer costs are estimated based on historical costs and allocated using an FTE allocation method (see allocation breakdown in Supplies Category).

The most common language in the local service area is Spanish, followed by Mandarin Chinese and Tagalog. Spanish language interpreters in applicant's area charge approximately \$100 per hour, and Mandarin and Tagalog interpreters charge approximately \$125 per hour. We estimate the number of hours of interpretation based on previous years plus an anticipated 10% increase during the project period.

Translations in our service area cost approximately \$25 per page. We plan to have the following documents translated into Spanish during the project period: intake form (3 pages), confidentiality policy (1 page), house rules (2 pages), non-discrimination notice and complaint forms (3 pages), pamphlet on domestic violence (5 pages), pamphlet on sexual assault (5 pages), Power and Control Wheel (1 page). We plan to have the following documents translated into Mandarin and Tagalog: intake form (3 pages X 2), confidentiality policy (1 page X 2), non-discrimination notice and complaint forms (3 pages X 2).

Qualified sign language interpreters charge approximately \$95 per hour, and we anticipate using interpreters approximately 20 hours per year, based on past use and allowing for a 5% increase in usage over past years. We will host 1 day-long training session each year and anticipate providing Communication Access Realtime Translation services at each session.

**TOTAL PROCUREMENT CONTRACTS: \$100,864**

**I. Other Costs** – List items (e.g., rent, reproduction, telephone, janitorial or security services, and investigative or confidential funds) by each type of cost and the basis of the computation. For example, provide the square footage and the cost per square foot for rent, and provide a monthly rental cost and how many months to rent.

<u>Item</u>	<u>Computation</u>	<u>Cost</u>
Medical Costs for non-Indian STCJ Defendants	\$1000/year x 5 inmates x 5 years	\$25,000
Trial Expenses	\$2,000 x 3 trials/year x 5 years	\$30,000
Rent	\$1.50/sq. foot x 1,000 sq. feet x 60 months	\$90,000
Utilities	\$200/month x 60 months	\$12,000
Incarceration Costs	\$500/inmate x 5 inmates/year x 5 years	\$12,500
Language Line Solutions	\$1/minute x 100 minutes/year x 5 years	\$500

Sample narrative: Medical Costs for non-Indian STCJ Defendants are based on 5 inmates per year at an average of \$1000.

An estimated 3 STCJ jury trials will occur yearly. Each jury trial costs an average of \$2000.

The court will be housed on one full floor in an office complex. This is a direct cost to the project and is used solely for the purpose of STCJ court cases, therefore the cost is not allocated.

The cost of utilities (i.e., gas, electric, and water service) for the court averages \$200/month. This is a direct cost to the program and is used solely for the purpose of this program, therefore the cost is not allocated.

Funds have been budgeted for housing inmates based on the actual costs incurred by the Tribe for an average of 30 day from three regional jails. Based on police records, an average jail stay is approximately 30 days with an average cost of \$500/inmate.

Funds for Language Line Solutions (LLS) for telephonic interpreting at a rate of \$1.00 per minute are budgeted. In recent years, we have used LLS up to 100 minutes per year.

**TOTAL OTHER COSTS: \$170,000**

**J. Indirect Costs** – Indirect costs are allowed if the applicant has a federally approved indirect cost rate. A copy of the rate approval (a fully executed, negotiated agreement) must be submitted with the application. If the applicant does not have an approved rate, they may request one from their cognizant federal agency or choose to charge a de minimis rate of 10% of modified total direct costs (MTDC) in accordance with 2 C.F.R. 200.414(f). If the applicant's accounting system allows for it, costs may be allocated in the direct cost categories.

<u>Description</u>	<u>Computation</u>	<u>Cost</u>
20% of Direct Salaries (Excluding Fringe Benefits)	\$305,000 x 20%	\$61,000

**TOTAL INDIRECT COSTS: \$61,000**

Sample narrative: The Indirect Cost Rate Agreement was approved by the Department of Health and Human Services, the applicant's cognizant federal agency on January 1, 2023. (A copy of the fully executed, negotiated agreement that covers the current period is attached).

**Budget Summary** – Upon completion of the budget worksheet, transfer the totals for each category to the spaces below. Compute the total direct costs and the total project costs. Indicate the amount of federal funds requested and the amount of non-federal funds that will support the project.

<b>Budget Category</b>	<b>Amount</b>
A. Personnel	\$ 305,000
B. Fringe Benefits	\$ 28,601
C. Travel	\$ 46,840
D. Equipment	\$ 3,200
E. Supplies	\$ 9,350
F. Construction	\$ 0
G. Subawards.	\$ 99,600
H. Procurement Contracts	\$ 100,864
I. Other Costs	\$ 170,000
<b>Total Direct Costs</b>	<b>\$ 763,455</b>
J. Indirect Costs	\$ 61,000
 <b>TOTAL PROJECT COSTS</b>	 <b><u>\$ 824,455</u></b>
 Federal Share Requested	 \$ 824,455
Non-Federal (Match) Amount	\$ 0

## **Appendix B**

### **Pre-Award Risk Assessment**

## Pre-Award Risk Assessment

Each applicant must respond to each question. **Do not submit responses from a prior fiscal year without updating them to be responsive to all questions listed in the questionnaire.** This information will be used for a mandatory pre-award risk assessment. Failure to provide this information or to respond to questions from OVW regarding this information in a timely manner could result in the application being removed from consideration or a delay in access to funds. Provide complete responses that address all questions included for each numbered item.

1. Will all funds awarded under this program be maintained in a manner that they will be accounted for separately and distinctly from other sources of revenue/funding? Provide a brief description of the applicant's policies and procedures that ensure funds will be tracked appropriately.
2. Does the applicant have written accounting policies and procedures? How often are these policies and procedures updated? Provide a brief list of the topics covered in the applicant's policies and procedures. OVW may request a copy for review during the application/award process or as part of the grant monitoring process.
3. Is the applicant's financial management system able to track actual expenditures and outlays with budgeted amounts for each grant or subgrant? Provide a brief summary of the organization's process for tracking expenditures, including tracking budgeted versus actual amounts.
4. Does the applicant have procedures in place for minimizing the time between transfer of funds from the United States Treasury and disbursement for project activities? Provide a short summary of the applicant's policy for requesting payments for grant awards.
5. Does the applicant have effective internal controls in place to ensure that federal funds are used solely for authorized purposes? Provide a brief description of the applicant's internal controls that will provide reasonable assurance that the award funds will be managed properly.
6. Does the applicant have a documented records retention policy? If so, briefly describe the policy and confirm that the policy complies with federal regulations. Information on Record Retention and Access can be found at 2 C.F.R. 200.334-200.338.
7. Does the applicant or any of its employees have any potential personal or organizational conflicts of interest related to the possible receipt of OVW award funds? Applicants are required to disclose in writing any potential conflicts of interest to their awarding agency. See 2 C.F.R. 200.112 and Chapter 3.20, Grant Fraud, Waste and Abuse, of the [DOJ Financial Guide](#) for additional information.
8. Is the individual primarily responsible for fiscal and administrative oversight of grant awards familiar with the applicable grants management rules, principles, and regulations including the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (2 C.F.R. Part 200)? Provide a short list of the individual's qualifications/experience. If the individual is not familiar with the applicable rules and regulations, the applicant must contact OVW's Grants Financial Management

Division at [OVW.GFMD@usdoj.gov](mailto:OVW.GFMD@usdoj.gov) or 1-888-514-8556 immediately after the applicant is notified of its award to coordinate training.

9. Does the applicant have policies and procedures in place to manage subawards and monitor activities of subrecipients as necessary to ensure that subawards are used for authorized purposes, in compliance with laws, regulations, and terms and conditions of the award, and that established subaward performance goals are achieved (2 C.F.R. 200.331-200.333)? Provide a brief description of the organization's policies and procedures on subrecipient management and monitoring.
10. Does the applicant currently require employees to maintain time distribution records that accurately reflect the work performed on specific activities or cost objectives in order to support the distribution of employees' salaries among federal awards or other activities (2 C.F.R. 200.430)? Budget estimates do not qualify as support for charges to federal awards. Provide a brief description of the organization's established timekeeping policies and procedures.
11. Is the applicant designated as high risk by a federal agency outside of DOJ? (High risk includes any status under which a federal awarding agency provides additional oversight due to the applicant entity's past performance, or other programmatic or financial concerns with the applicant entity.) If so, provide the names(s) of the federal awarding agency, the date(s) the agency notified the applicant entity of the high risk designation, contact information for the high risk point of contact at the federal agency, and the reason for the high risk status, as set out by the federal agency.

## **Appendix C**

### **Applicant Entity Questionnaire**



## Applicant Entity Questionnaire

**Note:** Applicants must complete this questionnaire in JustGrants. The questions listed below are for reference only.

The Applicant Entity Questionnaire is required for every applicant for OVW funding and therefore includes questions that may not be obviously relevant or specifically focused on a particular grant program. Applicants should provide the most accurate answers and may respond “Yes” to more than one question or “No” to all questions. These questions help OVW understand the organizations that are applying for funding, but the answers do not influence funding decisions.

1. Is the applicant a **sexual assault victim service provider**, defined as a victim service provider for which the primary purpose of the organization is to provide intervention and related assistance to victims of sexual assault without regard to their age (see 34 U.S.C. 12291(a)(50) & 12511(b))?
2. Is the applicant a federally recognized tribe (see 34 U.S.C. 12291(a)(22))?
3. Is the applicant a tribal organization as defined by 34 U.S.C. 12291(a)(45)?

**Note:** 34 U.S.C. 12291(a)(45) defines a tribal organization in three ways:

- the governing body of an Indian tribe;
  - any legally established organization of Indians which is controlled, sanctioned, or chartered by such governing body of a tribe or tribes to be served, or which is democratically elected by the adult members of the Indian community to be served by such organization and which includes the maximum participation of Indians in all phases of its activities; or
  - any tribal nonprofit organization (defined by 34 U.S.C. 12291(a)(44) as a victim services provider that has as its primary purpose to assist Native victims of domestic violence, dating violence, sexual assault, or stalking and that has staff and leadership with a demonstrated history of assisting American Indian or Alaska Native victims of domestic violence, dating violence, sexual assault, or stalking).
4. Does the applicant primarily focus on a rural area or community as defined by 34 U.S.C. 12291(a)(32)?

**Note:** Applicants can enter their address or zip code into the following tool to determine if their area or community is rural: <https://data.hrsa.gov/tools/rural-health>.

5. Is the applicant a **faith-based organization**?
6. Is the applicant a **culturally-specific organization**, defined as a private nonprofit/tribal organization for which the primary purpose of the organization as a whole is to provide culturally specific services to American Indians (including Alaska Natives, Eskimos, and Aleuts), Asian Americans, Native Hawaiians and other Pacific Islanders, Blacks, or Hispanics (see 34 U.S.C. 20421(c) and 12291(a)(8)-(9); 42 U.S.C. 300u-6(g))?

If yes, are the services of the applicant entity *primarily* directed toward serving:

- ☐ Hispanics or Latinos
- ☐ Black or African Americans
- ☐ American Indians
- ☐ Alaska Natives
- ☐ Asian Americans
- ☐ Native Hawaiians
- ☐ Other Pacific Islanders

7. Is the applicant a **population specific organization**, defined by 34 U.S.C. 12291(a)(26) as a nonprofit, nongovernmental organization that primarily serves members of a specific underserved population and has demonstrated experience and expertise providing targeted services to members of the **specific underserved population**?

**Underserved population** (defined by 34 U.S.C. 12291(a)(46)) means a population who faces barriers in accessing and using victim services, including populations underserved because of geographic location, religion, sexual orientation, gender identity, underserved racial and ethnic populations, and populations underserved because of special needs (such as language barriers, disabilities, immigration status, or age).

If yes, is the applicant entity designed *primarily* to serve a population underserved because of:

- ☐ Rural location
- ☐ Sexual orientation/gender identity
- ☐ Religion
- ☐ Race
- ☐ Ethnicity
- ☐ Language barriers
- ☐ Disabilities
- ☐ Immigration status
- ☐ Age

## **Appendix D**

### **Summary Data Sheet**

## STCJ Summary Data Sheet

The Summary Data Sheet questionnaire is a required element and must be fully completed and submitted to successfully apply for this program.

1. Provide the following information for the grant point-of-contact. This person must be an employee of the applicant.

- Name
- Title
- Address
- Telephone number
- Email address

2. Is the applicant (the organization whose unique entity identifier is being used for the application) serving as a fiscal agent? A fiscal agent is an entity that does not participate in implementation of the project and passes all funds through to subrecipients, conducting minimal administrative activities. **Note: The fiscal agent must be an eligible applicant for the program.**

- If yes, list all subrecipients.
- Note: The applicant acknowledges that it will be responsible for all applicable statutory, fiscal, and programmatic requirements, including those of 2 C.F.R. Part 200, as well as all project deliverables.

3. Has the applicant expended \$750,000 or more in federal funds in the applicant's past fiscal year?

- If yes, specify the end date of the applicant's fiscal year.

4. Applicants must address at least one purpose area. Select the purpose area(s) the application addresses.

**4A. Purpose Area #1:** Strengthen tribal criminal justice systems to assist Indian tribes in exercising Special Tribal Criminal Jurisdiction (STCJ), including for: law enforcement; prosecution; trial and appellate courts; supervision systems; detention and corrections; treatment, rehabilitation, and reentry programs and services; culturally appropriate services and assistance for victims and their families; criminal codes and rules of criminal procedure, appellate procedure, and evidence.

**4B. Purpose Area #2:** Provide indigent criminal defendants with licensed defense counsel, at no cost to the defendant, in criminal proceedings in which a participating tribe prosecutes covered crimes.

**4C. Purpose Area #3:** Ensure that, in criminal proceedings in which a participating tribe exercises STCJ, jurors are summoned, selected, and instructed in a manner consistent with all applicable requirements.

**4D. Purpose Area #4:** Accord victims of covered crimes rights that are similar to the rights of a crime victim described in section 3771(a) of Title 18, United States Code, consistent with tribal law and custom.

5. Has the applicant already implemented STCJ?

- ☐ Yes
- ☐ No

**5A.** If implementing STCJ, specify the year STCJ was implemented.

**5B.** Provide web address or instructions on how to access the tribe's publicly available criminal laws (including regulations and interpretative documents), rules of evidence, and rules of criminal procedure (including rules governing the recusal of judges in appropriate circumstances) pertaining to STCJ.