

LOS ANGELES POLICE COMMISSION

BOARD OF POLICE COMMISSIONERS

WILLIAM J. BRIGGS, II
PRESIDENT

EILEEN M. DECKER
VICE PRESIDENT

DALE BONNER
MARIA LOU CALANCHE
STEVE SOBOROFF

MARIA SILVA
COMMISSION EXECUTIVE ASSISTANT II



ERIC GARCETTI
MAYOR

RICHARD M. TEFANK
EXECUTIVE DIRECTOR

MARK P. SMITH
INSPECTOR GENERAL

EXECUTIVE OFFICE
POLICE ADMINISTRATION BUILDING
100 WEST FIRST STREET, SUITE 134
LOS ANGELES, CA 90012-4112

(213) 236-1400 PHONE
(213) 236-1410 FAX
(213) 236-1440 TDD

January 25, 2022

BPC #22-014

The Honorable Eric Garcetti
Mayor, City of Los Angeles
City Hall, Room 303
Los Angeles, CA 90012

The Honorable City Council
City of Los Angeles, Room 395
c/o City Clerk's Office

Dear Honorable Members:

RE: GRANT APPLICATION AND AWARD FOR THE FY 2021 INTERNET CRIMES
AGAINST CHILDREN (ICAC) TASK FORCE GRANT PROGRAM – OFFICE OF
JUVENILE JUSTICE AND DELIQUENCY PREVENTION

At the regular meeting of the Board of Police Commissioners held Tuesday, January 25, 2022 the Board APPROVED the Department's report relative to the above matter.

This matter is being forwarded to you for approval.

Respectfully,

BOARD OF POLICE COMMISSIONERS

A handwritten signature in blue ink that reads "Maria Silva".

MARIA SILVA
Commission Executive Assistant

Attachment

c: Chief of Police

INTRADEPARTMENTAL CORRESPONDENCE

Richard M. Tefank
RICHARD M. TEFANK
EXECUTIVE DIRECTOR
DATE 1/19/22
3B

January 11, 2022
1.14

RECEIVED

JAN 19 2022

POLICE COMMISSION

TO: The Honorable Board of Police Commissioners

FROM: Chief of Police

SUBJECT: TRANSMITTAL OF THE GRANT APPLICATION AND AWARD FOR THE 2021 INTERNET CRIMES AGAINST CHILDREN (ICAC) TASK FORCE GRANT PROGRAM – OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION

RECOMMENDED ACTIONS

1. That the Board of Police Commissioners (Board) REVIEW and APPROVE this report.
2. That the Board TRANSMIT the attached grant application and award, pursuant to Administrative Code Section 14.6(a), to the Mayor, Office of the City Administrative Officer (CAO), Office of the Chief Legislative Analyst and to the City Clerk for Committee and City Council consideration.
3. That the Board REQUEST the Mayor and City Council to:
 - A. AUTHORIZE the Chief of Police to retroactively APPLY for and ACCEPT the grant award for the 2021 Internet Crimes Against Children Task Force Program in the amount of \$947,074 for the period of October 1, 2021, through September 30, 2022, from the Office of Juvenile Justice and Delinquency Prevention, United States Department of Justice;
 - B. AUTHORIZE the Chief of Police or his designee to negotiate and execute the Cooperative Agreement, subject to the review of the City Attorney as to form and legality;
 - C. AUTHORIZE the Controller to set up a grant receivable and appropriate \$947,074 to an appropriation account to be determined within Fund No. 339, Department No. 70, for the receipt and disbursement of the 2021 Internet Crimes Against Children Task Force Program grant funds;
 - D. AUTHORIZE the Los Angeles Police Department (LAPD) to spend up to the grant amount of \$947,074 in accordance with the grant award agreement;
 - E. AUTHORIZE the LAPD to submit grant reimbursement requests to the grantor and deposit grant receipts in Fund No. 339, Department No. 70;
 - F. AUTHORIZE the Controller to increase appropriation for the 2021 Internet Crimes Against Children Task Force Program as needed from appropriation account number to

be determined in Fund No. 339, Department No. 70, to Fund No. 100, Department No. 70, account number and amount as follows:

Account No. 001090, Civilian Overtime: \$ 21,498

Account No. 001092, Sworn Overtime: \$ 63,902

G. INSTRUCT the City Clerk to place on Council Calendar on July 1, 2022, the following action relative to the 2021 Internet Crimes Against Children Task Force Program:

a) That the City Council, subject to the approval of the Mayor, authorize the Controller to transfer appropriation from Fund No. 339, Department No. 70, account number to be determined, to Fund No. 100, Department, account numbers and amounts as follows:

Department 70, Account No. 001090, Civilian Overtime: \$10,322

Department 70, Account No. 001092, Sworn Overtime: \$21,498

H. AUTHORIZE the Chief of Police or his designee to negotiate and execute either new agreements or to amend any agreements with affiliate task force agencies, subject to the approval of the City Attorney;

I. AUTHORIZE the Chief of Police, or his designee, to negotiate and execute a Professional Services Agreement for a Task Force Coordinator for a sum not to exceed \$85,000, subject to the approval of the City Attorney as to form and legality; and,

J. AUTHORIZE the LAPD to prepare Controller Instructions for any technical adjustments, subject to the approval of the CAO, and AUTHORIZE and INSTRUCT the Controller to implement the instructions.

DISCUSSION

Since 2003, the Office of Juvenile Justice and Delinquency Prevention have provided continuous supplemental funding to LAPD's ICAC Task Force Program. Funds provided under this program are intended to:

- Coordinate, plan and organize the 96 law enforcement agencies affiliated with the LA ICAC Task Force as directed by ICAC Commander and Program Director;
- Ensure local and law enforcement agencies are better equipped to investigate computer crimes against children by offenders using the Internet, on-line communication systems, and other technologies;
- Prosecute cases at the local, state and federal level;
- Provide educational programs and computer safety tips for law enforcement officers, teachers, parents, and children;
- Serve as a forensic resource to law enforcement agencies within the service area; and,
- Participate in nationally-coordinated investigations.

The Honorable Board of Police Commissioners

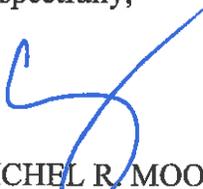
Page 3

1.14

The LAPD will allocate \$85,400 for sworn overtime, \$31,820 for civilian overtime, \$29,496 for travel, \$209,380 for equipment, \$160,748 for supplies, \$164,660 for consultants, \$85,000 for a contractor, and \$180,570 for other costs such as forensic software, licenses, cellular phone service and registration fees for various conferences and training.

If you have any questions, please contact Stella Larracas, Senior Management Analyst, Officer in Charge, Grants Section, Office of Constitutional Policing and Policy, at (213) 486-0380.

Respectfully,



MICHEL R. MOORE
Chief of Police

**BOARD OF
POLICE COMMISSIONERS**

Approved *January 25, 2002*
Secretary *Maria Silva*

Attachments

Budget Summary

Note: Any errors detected on this page should be fixed on the corresponding Budget Detail tab.

Budget Category	Year 1		Year 2 (if needed)		Year 3 (if needed)		Year 4 (if needed)		Year 5 (if needed)		Total(s)
	Federal Request	Non-Federal Request	Federal Request	Non-Federal Request	Federal Request	Non-Federal Request	Federal Request	Non-Federal Request	Federal Request	Non-Federal Request	
A. Personnel	\$117,220	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$117,220
B. Fringe Benefits	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
C. Travel	\$29,496	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$29,496
D. Equipment	\$209,380	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$209,380
E. Supplies	\$160,748	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$160,748
F. Construction	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
G. Subawards (Subgrants)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
H. Procurement Contracts	\$249,660	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$249,660
I. Other	\$180,570	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$180,570
Total Direct Costs	\$947,074	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$947,074
J. Indirect Costs	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Project Costs	\$947,074	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$947,074
Does this budget contain conference costs which is defined broadly to include meetings, retreats, seminars, symposia, and training activities? - Y/N											No

▼ Award Letter

December 6, 2021

Dear Michel Moore,

On behalf of Attorney General Merrick B. Garland, it is my pleasure to inform you the Office of Justice Programs (OJP) has approved the application submitted by LOS ANGELES, CITY OF for an award under the funding opportunity entitled 2021 FY 2021 Guidance for Invited Applications for Internet Crimes Against Children (ICAC) Task Forces. The approved award amount is \$947,074.

Review the Award Instrument below carefully and familiarize yourself with all conditions and requirements before accepting your award. The Award Instrument includes the Award Offer (Award Information, Project Information, Financial Information, and Award Conditions) and Award Acceptance.

Please note that award requirements include not only the conditions and limitations set forth in the Award Offer, but also compliance with assurances and certifications that relate to conduct during the period of performance for the award. These requirements encompass financial, administrative, and programmatic matters, as well as other important matters (e.g., specific restrictions on use of funds). Therefore, all key staff should receive the award conditions, the assurances and certifications, and the application as approved by OJP, so that they understand the award requirements. Information on all pertinent award requirements also must be provided to any subrecipient of the award.

Should you accept the award and then fail to comply with an award requirement, DOJ will pursue appropriate remedies for non-compliance, which may include termination of the award and/or a requirement to repay award funds.

To accept the award, the Authorized Representative(s) must accept all parts of the Award Offer in the Justice Grants System (JustGrants), including by executing the required declaration and certification, within 45 days from the award date.

Congratulations, and we look forward to working with you.

Amy Solomon
Acting Assistant Attorney General

Office for Civil Rights Notice for All Recipients

The Office for Civil Rights (OCR), Office of Justice Programs (OJP), U.S. Department of Justice (DOJ) has been delegated the responsibility for ensuring that recipients of federal financial assistance from the OJP, the Office of Community Oriented Policing Services (COPS), and the Office on Violence Against Women (OVW) are not engaged in discrimination prohibited by law. Several federal civil rights laws, such as Title VI of the Civil Rights Act of 1964 and Section 504 of the Rehabilitation Act of 1973, require recipients of federal financial assistance to give assurances that they will comply with those laws. Taken together, these civil rights laws prohibit recipients of federal financial assistance from DOJ from discriminating in services and employment because of race, color, national origin, religion, disability, sex, and, for grants authorized under the Violence Against Women Act, sexual orientation and gender identity. Recipients are also prohibited from discriminating in services because of age. For a complete review of these civil rights laws and nondiscrimination requirements, in connection with DOJ awards, see <https://ojp.gov/funding/Explore/LegalOverview/CivilRightsRequirements.htm>.

Under the delegation of authority, the OCR investigates allegations of discrimination against recipients from individuals, entities, or groups. In addition, the OCR conducts limited compliance reviews and audits based on regulatory criteria. These reviews and audits permit the OCR to evaluate whether recipients of financial assistance from the Department are providing services in a non-discriminatory manner to their service population or have employment practices that meet equal-opportunity standards.

If you are a recipient of grant awards under the Omnibus Crime Control and Safe Streets Act or the Juvenile Justice and Delinquency Prevention Act and your agency is part of a criminal justice system, there are two additional obligations that may apply in connection with the awards: (1) complying with the regulation relating to Equal Employment Opportunity Programs (EEOs); and (2) submitting

findings of discrimination to OCR. For additional information regarding the EEOP requirement, see 28 CFR Part 42, subpart E, and for additional information regarding requirements when there is an adverse finding, see 28 C.F.R. §§ 42.204(c), .205(c)(5).

The OCR is available to help you and your organization meet the civil rights requirements that are associated with DOJ grant funding. If you would like the OCR to assist you in fulfilling your organization's civil rights or nondiscrimination responsibilities as a recipient of federal financial assistance, please do not hesitate to contact the OCR at askOCR@ojp.usdoj.gov.

Memorandum Regarding NEPA

NEPA Letter Type

OJP - Categorical Exclusion

NEPA Letter

Solicitation Title: OJJDP FY 2021 Internet Crimes Against Children Task Force Program

Award number: 15PJDP-21-GK-03812-MECP

Date: 11/19/2021

NEPA determination: Categorical Exclusion

The National Internet Crimes Against Children (ICAC) Task Force Program, consists of state and local law enforcement task forces dedicated to developing effective responses to online enticement of children by sexual predators, child exploitation, and child obscenity and pornography cases. Each State and local task force that is part of the national program shall: 1) consist of State and local investigators, prosecutors, forensic specialists, and education specialists who are dedicated to addressing the goals of the task force; 2) engage in proactive investigations, forensic examinations, and effective prosecutions of Internet crimes against children; 3) provide forensic, preventive, and investigative assistance to parents, educators, prosecutors, law enforcement, and others concerned with Internet crimes against children; 4) develop multijurisdictional, multiagency partnerships and responses to Internet crimes against children offenses through ongoing informational, administrative, and technological support to other State and local law enforcement agencies, as a means for such agencies to acquire the necessary knowledge, personnel, and specialized equipment to investigate and prosecute such offenses; 5) participate in nationally coordinated investigations in any case in which the Attorney General determines such participation to be necessary, as permitted by the available resources of such task force; 6) establish or adopt investigative and prosecution standards consistent with established norms, to which such task force shall comply; 7) investigate, and seek prosecution on tips related to Internet crimes against children, including tips from Operation Fairplay, the National Internet Crimes Against Children Data System, the National Center for Missing and Exploited Children's CyberTipline, ICAC task forces, and other Federal, State, and local agencies, with priority being given to investigate leads that indicate the possibility of identifying or rescuing child victims, including investigative leads that indicate a likelihood of seriousness of offense or dangerousness to the community; 8) develop procedures for handling seized evidence for ICAC task force lead agencies and affiliate agencies; 9) maintain reports required by OJJDP and other reports and records as determined by the Attorney General; and, 10) seek to comply with national standards regarding the investigation and prosecution of Internet crimes against children, as set forth by the Attorney General, to the extent such standards are consistent with the law of the State where the task force is located.

None of the following activities will be conducted whether under the Office of Justice Programs federal action or a related third party action:

1. New construction
2. Any renovation or remodeling of a property located in an environmentally or historically sensitive area, including property (a) listed on or eligible for listing on the National

Register of Historic Places, or (b) located within a 100-year flood plain, a wetland, or habitat for an endangered species

- 3. A renovation that will change the basic prior use of a facility or significantly change its size
- 4. Research and technology whose anticipated and future application could be expected to have an effect on the environment
- 5. Implementation of a program involving the use of chemicals (including the identification, seizure, or closure of clandestine methamphetamine laboratories)

Additionally, the proposed action is neither a phase nor a segment of a project that when reviewed in its entirety would not meet the criteria for a categorical exclusion.

Consequently, the subject federal action meets the Office of Justice Programs' criteria for a categorical exclusion as contained in paragraph 4(b) of Appendix D to Part 61 of Title 28 of the Code of Federal Regulations.

Questions about this determination may be directed to your grant manager Environmental Coordinator for the Office of Juvenile Justice and Delinquency Prevention.

NEPA Coordinator

First Name

Middle Name

Last Name

Lou Ann

—

Holland

▼ Award Information

This award is offered subject to the conditions or limitations set forth in the Award Information, Project Information, Financial Information, and Award Conditions.

 Recipient Information

Recipient Name

LOS ANGELES, CITY OF

DUNS Number

037848012

Street 1

100 W 1ST ST RM 842

Street 2

—

City

LOS ANGELES

State/U.S. Territory

California

Zip/Postal Code

90012

Country

United States

County/Parish

—

Province

—

Award Details

Federal Award Date

12/6/21

Award Type

Initial

Award Number

15PJDP-21-GK-03812-MECP

Supplement Number

00

Federal Award Amount

\$947,074.00

Funding Instrument Type

CA

Assistance Listing Number Assistance Listings Program Title

16.543

Statutory Authority

Pub. L. No. 116-260, 134 Stat. 1182, 1261

I have read and understand the information presented in this section of the Federal Award Instrument.

✓ **Project Information**

This award is offered subject to the conditions or limitations set forth in the Award Information, Project Information, Financial Information, and Award Conditions.

Solicitation Title

2021 FY2021 Guidance for Invited Applications for Internet Crimes Against Children (ICAC) Task Forces

Awarding Agency

OJP

Program Office

OJJD

Application Number

GRANT13452995

Grant Manager Name Phone Number E-mail Address

Tenzing Lahdon 202-598-6500 Tenzing.Lahdon@ojp.usdoj.gov

Project Title

Los Angeles Regional ICAC Task Force Program

Performance Period Start Date

Performance Period End Date

Budget Period Start Date

10/01/2021

Budget Period End Date

09/30/2022

Project Description

The National Internet Crimes Against Children (ICAC) Task Force Program, consists of state and local law enforcement task forces dedicated to developing effective responses to online enticement of children by sexual predators, child exploitation, and child obscenity and pornography cases. Each State and local task force that is part of the national program shall:

- 1) consist of State and local investigators, prosecutors, forensic specialists, and education specialists who are dedicated to addressing the goals of the task force;
- 2) engage in proactive investigations, forensic examinations, and effective prosecutions of Internet crimes against children;
- 3) provide forensic, preventive, and investigative assistance to parents, educators, prosecutors, law enforcement, and others concerned with Internet crimes against children;
- 4) develop multijurisdictional, multiagency partnerships and responses to Internet crimes against children offenses through ongoing informational, administrative, and technological support to other State and local law enforcement agencies, as a means for such agencies to acquire the necessary knowledge, personnel, and specialized equipment to investigate and prosecute such offenses;
- 5) participate in nationally coordinated investigations in any case in which the Attorney General determines such participation to be necessary, as permitted by the available resources of such task force;
- 6) establish or adopt investigative and prosecution standards consistent with established norms, to which such task force shall comply;
- 7) investigate, and seek prosecution on tips related to Internet crimes against children, including tips from Operation Fairplay, the National Internet Crimes Against Children Data System, the National Center for Missing and Exploited Children's CyberTipline, ICAC task forces, and other Federal, State, and local agencies, with priority being given to investigate leads that indicate the possibility of identifying or rescuing child victims, including investigative leads that indicate a likelihood of seriousness of offense or dangerousness to the community;
- 8) develop procedures for handling seized evidence for ICAC task force lead agencies and affiliate agencies;
- 9) maintain reports required by OJJDP and other reports and records as determined by the Attorney General; and,
- 10) seek to comply with national standards regarding the investigation and prosecution of Internet crimes against children, as set forth by the Attorney General, to the extent such standards are consistent with the law of the State where the task force is located.

The Los Angeles Police Department, Los Angeles Regional Internet Crimes Against Children (LA ICAC) Task Force will continue to address three overarching goals: (1) Maintain and expand the LA ICAC Task Force; (2) Improve LA ICAC Task Force's effectiveness to prevent, interdict, investigate and prosecute Internet crimes against children and technology-facilitated child exploitation; and (3) Increase resources and efforts towards proactive investigations. These will be achieved through the following objectives: (1) expand the LA ICAC Task Force to prevent, interdict, investigate, and prosecute Internet crimes against children; (2) serve as a resource for communities and agencies within its geographic area; (3) serve as a forensic resource to affiliate and non-affiliate agencies within the Task Force's geographical service area; (4) assist with the successful prosecution of cases at the local, State and Federal level; (5) appoint a Task Force Coordinator who will be responsible for the administration of the grant and managing contacts with affiliate agencies; and (6) conduct both proactive and reactive investigations into the computer/technology crimes perpetrated against children and youth.

I have read and understand the information presented in this section of the Federal Award Instrument.

✓ Financial Information

This award is offered subject to the conditions or limitations set forth in the Award Information, Project Information, Financial Information, and Award Conditions.

The recipient budget is currently under review.

I have read and understand the information presented in this section of the Federal Award Instrument.

✓ Award Conditions

This award is offered subject to the conditions or limitations set forth in the Award Information, Project Information, Financial Information, and Award Conditions.



1 Applicability of Part 200 Uniform Requirements

The Uniform Administrative Requirements, Cost Principles, and Audit Requirements in 2 C.F.R. Part 200, as adopted and supplemented by DOJ in 2 C.F.R. Part 2800 (together, the "Part 200 Uniform Requirements") apply to this FY 2021 award from OJP.

The Part 200 Uniform Requirements were first adopted by DOJ on December 26, 2014. If this FY 2021 award supplements funds previously awarded by OJP under the same award number (e.g., funds awarded during or before December 2014), the Part 200 Uniform Requirements apply with respect to all funds under that award number (regardless of the award date, and regardless of whether derived from the initial award or a supplemental award) that are obligated on or after the acceptance date of this FY 2021 award.

For more information and resources on the Part 200 Uniform Requirements as they relate to OJP awards and subawards ("subgrants"), see the OJP website at <https://ojp.gov/funding/Part200UniformRequirements.htm>.

Record retention and access: Records pertinent to the award that the recipient (and any subrecipient ("subgrantee") at any tier) must retain – typically for a period of 3 years from the date of submission of the final expenditure report (SF 425), unless a different retention period applies – and to which the recipient (and any subrecipient ("subgrantee") at any tier) must provide access, include performance measurement information, in addition to the financial records, supporting documents, statistical records, and other pertinent records indicated at 2 C.F.R. 200.333.

In the event that an award-related question arises from documents or other materials prepared or distributed by OJP that may appear to conflict with, or differ in some way from, the provisions of the Part 200 Uniform Requirements, the recipient is to contact OJP promptly for clarification.



2 Requirement to report actual or imminent breach of personally identifiable information (PII)

The recipient (and any "subrecipient" at any tier) must have written procedures in place to respond in the event of an actual or imminent "breach" (OMB M-17-12) if it (or a subrecipient) -- (1) creates, collects, uses, processes, stores, maintains, disseminates,

discloses, or disposes of "Personally Identifiable Information (PII)" (2 CFR 200.1) within the scope of an OJP grant-funded program or activity, or (2) uses or operates a "Federal information system" (OMB Circular A-130). The recipient's breach procedures must include a requirement to report actual or imminent breach of PII to an OJP Program Manager no later than 24 hours after an occurrence of an actual breach, or the detection of an imminent breach.



Required training for Grant Award Administrator and Financial Manager

The Grant Award Administrator and all Financial Managers for this award must have successfully completed an "OJP financial management and grant administration training" by 120 days after the date of the recipient's acceptance of the award. Successful completion of such a training on or after January 1, 2019, will satisfy this condition.

In the event that either the Grant Award Administrator or a Financial Manager for this award changes during the period of performance, the new Grant Award Administrator or Financial Manager must have successfully completed an "OJP financial management and grant administration training" by 120 calendar days after the date the Entity Administrator enters updated Grant Award Administrator or Financial Manager information in JustGrants. Successful completion of such a training on or after January 1, 2019, will satisfy this condition.

A list of OJP trainings that OJP will consider "OJP financial management and grant administration training" for purposes of this condition is available at <https://www.ojp.gov/training/fmts.htm>. All trainings that satisfy this condition include a session on grant fraud prevention and detection.

The recipient should anticipate that OJP will immediately withhold ("freeze") award funds if the recipient fails to comply with this condition. The recipient's failure to comply also may lead OJP to impose additional appropriate conditions on this award.



Safe policing and law enforcement subrecipients

If this award is a discretionary award, the recipient agrees that it will not make any subawards to State, local, college, or university law enforcement agencies unless such agencies have been certified by an approved independent credentialing body or have started the certification process. To become certified, law enforcement agencies must meet two mandatory conditions: (1) the agency's use of force policies adhere to all applicable federal, state, and local laws; and (2) the agency's use of force policies prohibit chokeholds except in situations where use of deadly force is allowed by law. For detailed information on this certification requirement, see <https://cops.usdoj.gov/SafePolicingEO>.



Effect of failure to address audit issues

The recipient understands and agrees that the DOJ awarding agency (OJP or OVW, as appropriate) may withhold award funds, or may impose other related requirements, if (as determined by the DOJ awarding agency) the recipient does not satisfactorily and promptly address outstanding issues from audits required by the Part 200 Uniform Requirements (or by the terms of this award), or other outstanding issues that arise in connection with audits, investigations, or reviews of DOJ awards.



Requirements of the award; remedies for non-compliance or for materially false statements

The conditions of this award are material requirements of the award. Compliance with any assurances or certifications submitted by or on behalf of the recipient that relate to conduct during the period of performance also is a material requirement of this award.

Limited Exceptions. In certain special circumstances, the U.S. Department of Justice ("DOJ") may determine that it will not enforce, or enforce only in part, one or more requirements otherwise applicable to the award. Any such exceptions regarding enforcement, including any such exceptions made during the period of performance, are (or will be during the period of performance) set out through the Office of Justice Programs ("OJP") webpage entitled "Legal Notices: Special circumstances as to particular award conditions" (ojp.gov/funding/Explore/LegalNotices-AwardReqts.htm), and incorporated by reference into the award.

By signing and accepting this award on behalf of the recipient, the authorized recipient official accepts all material requirements of the award, and specifically adopts, as if personally executed by the authorized recipient official, all assurances or certifications submitted by or on behalf of the recipient that relate to conduct during the period of performance.

Failure to comply with one or more award requirements – whether a condition set out in full below, a condition incorporated by reference below, or an assurance or certification related to conduct during the award period – may result in OJP taking appropriate action with respect to the recipient and the award. Among other things, the OJP may withhold award funds, disallow costs, or

suspend or terminate the award. DOJ, including OJP, also may take other legal action as appropriate.

Any materially false, fictitious, or fraudulent statement to the federal government related to this award (or concealment or omission of a material fact) may be the subject of criminal prosecution (including under 18 U.S.C. 1001 and/or 1621, and/or 34 U.S.C. 10271-10273), and also may lead to imposition of civil penalties and administrative remedies for false claims or otherwise (including under 31 U.S.C. 3729-3730 and 3801-3812).

Should any provision of a requirement of this award be held to be invalid or unenforceable by its terms, that provision shall first be applied with a limited construction so as to give it the maximum effect permitted by law. Should it be held, instead, that the provision is utterly invalid or -unenforceable, such provision shall be deemed severable from this award.



Compliance with DOJ regulations pertaining to civil rights and nondiscrimination - 28 C.F.R. Part 38

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. Part 38 (as may be applicable from time to time), specifically including any applicable requirements regarding written notice to program beneficiaries and prospective program beneficiaries.

Currently, among other things, 28 C.F.R. Part 38 includes rules that prohibit specific forms of discrimination on the basis of religion, a religious belief, a refusal to hold a religious belief, or refusal to attend or participate in a religious practice. Part 38, currently, also sets out rules and requirements that pertain to recipient and subrecipient ("subgrantee") organizations that engage in or conduct explicitly religious activities, as well as rules and requirements that pertain to recipients and subrecipients that are faith-based or religious organizations.

The text of 28 C.F.R. Part 38 is available via the Electronic Code of Federal Regulations (currently accessible at <https://www.ecfr.gov/cgi-bin/ECFR?page=browse>), by browsing to Title 28-Judicial Administration, Chapter 1, Part 38, under e-CFR "current" data.



Compliance with DOJ regulations pertaining to civil rights and nondiscrimination - 28 C.F.R. Part 42

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. Part 42, specifically including any applicable requirements in Subpart E of 28 C.F.R. Part 42 that relate to an equal employment opportunity program.



Compliance with DOJ regulations pertaining to civil rights and nondiscrimination - 28 C.F.R. Part 54

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. Part 54, which relates to nondiscrimination on the basis of sex in certain "education programs."



Compliance with 41 U.S.C. 4712 (including prohibitions on reprisal; notice to employees)

The recipient (and any subrecipient at any tier) must comply with, and is subject to, all applicable provisions of 41 U.S.C. 4712, including all applicable provisions that prohibit, under specified circumstances, discrimination against an employee as reprisal for the employee's disclosure of information related to gross mismanagement of a federal grant, a gross waste of federal funds, an abuse of authority relating to a federal grant, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to a federal grant.

The recipient also must inform its employees, in writing (and in the predominant native language of the workforce), of employee rights and remedies under 41 U.S.C. 4712.

Should a question arise as to the applicability of the provisions of 41 U.S.C. 4712 to this award, the recipient is to contact the DOJ awarding agency (OJP or OVW, as appropriate) for guidance.



Compliance with applicable rules regarding approval, planning, and reporting of conferences, meetings, trainings, and other events

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable laws, regulations, policies, and official

DOJ guidance (including specific cost limits, prior approval and reporting requirements, where applicable) governing the use of federal funds for expenses related to conferences (as that term is defined by DOJ), including the provision of food and/or beverages at such conferences, and costs of attendance at such conferences.

Information on the pertinent DOJ definition of conferences and the rules applicable to this award appears in the DOJ Grants Financial Guide (currently, as section 3.10 of "Postaward Requirements" in the "DOJ Grants Financial Guide").

12

Requirement for data on performance and effectiveness under the award

The recipient must collect and maintain data that measure the performance and effectiveness of work under this award. The data must be provided to OJP in the manner (including within the timeframes) specified by OJP in the program solicitation or other applicable written guidance. Data collection supports compliance with the Government Performance and Results Act (GPRA) and the GPRA Modernization Act of 2010, and other applicable laws.

13

Requirements related to "de minimis" indirect cost rate

A recipient that is eligible under the Part 200 Uniform Requirements and other applicable law to use the "de minimis" indirect cost rate described in 2 C.F.R. 200.414(f), and that elects to use the "de minimis" indirect cost rate, must advise OJP in writing of both its eligibility and its election, and must comply with all associated requirements in the Part 200 Uniform Requirements. The "de minimis" rate may be applied only to modified total direct costs (MTDC) as defined by the Part 200 Uniform Requirements.

14

Determination of suitability to interact with participating minors

SCOPE. This condition applies to this award if it is indicated -- in the application for the award (as approved by DOJ)(or in the application for any subaward, at any tier), the DOJ funding announcement (solicitation), or an associated federal statute -- that a purpose of some or all of the activities to be carried out under the award (whether by the recipient, or a subrecipient at any tier) is to benefit a set of individuals under 18 years of age.

The recipient, and any subrecipient at any tier, must make determinations of suitability before certain individuals may interact with participating minors. This requirement applies regardless of an individual's employment status.

The details of this requirement are posted on the OJP web site at <https://ojp.gov/funding/Explore/Interact-Minors.htm> (Award condition: Determination of suitability required, in advance, for certain individuals who may interact with participating minors), and are incorporated by reference here.

15

Requirement to disclose whether recipient is designated "high risk" by a federal grant-making agency outside of DOJ

If the recipient is designated "high risk" by a federal grant-making agency outside of DOJ, currently or at any time during the course of the period of performance under this award, the recipient must disclose that fact and certain related information to OJP by email at OJP.ComplianceReporting@ojp.usdoj.gov. For purposes of this disclosure, high risk includes any status under which a federal awarding agency provides additional oversight due to the recipient's past performance, or other programmatic or financial concerns with the recipient. The recipient's disclosure must include the following: 1. The federal awarding agency that currently designates the recipient high risk, 2. The date the recipient was designated high risk, 3. The high-risk point of contact at that federal awarding agency (name, phone number, and email address), and 4. The reasons for the high-risk status, as set out by the federal awarding agency.

16

Compliance with DOJ Grants Financial Guide

References to the DOJ Grants Financial Guide are to the DOJ Grants Financial Guide as posted on the OJP website (currently, the "DOJ Grants Financial Guide" available at <https://ojp.gov/financialguide/DOJ/index.htm>), including any updated version that may be posted during the period of performance. The recipient agrees to comply with the DOJ Grants Financial Guide.

17

Encouragement of policies to ban text messaging while driving

Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), DOJ encourages recipients and subrecipients ("subgrantees") to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this award, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.

18

Compliance with general appropriations-law restrictions on the use of federal funds (FY 2021)

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable restrictions on the use of federal funds set out in federal appropriations statutes. Pertinent restrictions, including from various "general provisions" in the Consolidated Appropriations Act, 2021, are set out at <https://ojp.gov/funding/Explore/FY21AppropriationsRestrictions.htm>, and are incorporated by reference here.

Should a question arise as to whether a particular use of federal funds by a recipient (or a subrecipient) would or might fall within the scope of an appropriations-law restriction, the recipient is to contact OJP for guidance, and may not proceed without the express prior written approval of OJP.

19

Potential imposition of additional requirements

The recipient agrees to comply with any additional requirements that may be imposed by the DOJ awarding agency (OJP or OVW, as appropriate) during the period of performance for this award, if the recipient is designated as "high-risk" for purposes of the DOJ high-risk grantee list.

20

Employment eligibility verification for hiring under the award

1. The recipient (and any subrecipient at any tier) must--

A. Ensure that, as part of the hiring process for any position within the United States that is or will be funded (in whole or in part) with award funds, the recipient (or any subrecipient) properly verifies the employment eligibility of the individual who is being hired, consistent with the provisions of 8 U.S.C. 1324a(a)(1).

B. Notify all persons associated with the recipient (or any subrecipient) who are or will be involved in activities under this award of both--

(1) this award requirement for verification of employment eligibility, and

(2) the associated provisions in 8 U.S.C. 1324a(a)(1) that, generally speaking, make it unlawful, in the United States, to hire (or recruit for employment) certain aliens.

C. Provide training (to the extent necessary) to those persons required by this condition to be notified of the award requirement for employment eligibility verification and of the associated provisions of 8 U.S.C. 1324a(a)(1).

D. As part of the recordkeeping for the award (including pursuant to the Part 200 Uniform Requirements), maintain records of all employment eligibility verifications pertinent to compliance with this award condition in accordance with Form I-9 record retention requirements, as well as records of all pertinent notifications and trainings.

2. Monitoring

The recipient's monitoring responsibilities include monitoring of subrecipient compliance with this condition.

3. Allowable costs

To the extent that such costs are not reimbursed under any other federal program, award funds may be obligated for the reasonable, necessary, and allocable costs (if any) of actions designed to ensure compliance with this condition.

4. Rules of construction

A. Staff involved in the hiring process

For purposes of this condition, persons "who are or will be involved in activities under this award" specifically includes (without

limitation) any and all recipient (or any subrecipient) officials or other staff who are or will be involved in the hiring process with respect to a position that is or will be funded (in whole or in part) with award funds.

B. Employment eligibility confirmation with E-Verify

For purposes of satisfying the requirement of this condition regarding verification of employment eligibility, the recipient (or any subrecipient) may choose to participate in, and use, E-Verify (www.e-verify.gov), provided an appropriate person authorized to act on behalf of the recipient (or subrecipient) uses E-Verify (and follows the proper E-Verify procedures, including in the event of a "Tentative Nonconfirmation" or a "Final Nonconfirmation") to confirm employment eligibility for each hiring for a position in the United States that is or will be funded (in whole or in part) with award funds.

C. "United States" specifically includes the District of Columbia, Puerto Rico, Guam, the Virgin Islands of the United States, and the Commonwealth of the Northern Mariana Islands.

D. Nothing in this condition shall be understood to authorize or require any recipient, any subrecipient at any tier, or any person or other entity, to violate any federal law, including any applicable civil rights or nondiscrimination law.

E. Nothing in this condition, including in paragraph 4.B., shall be understood to relieve any recipient, any subrecipient at any tier, or any person or other entity, of any obligation otherwise imposed by law, including 8 U.S.C. 1324a(a)(1).

Questions about E-Verify should be directed to DHS. For more information about E-Verify visit the E-Verify website (<https://www.e-verify.gov>) or email E-Verify at E-Verify@dhs.gov. E-Verify employer agents can email E-Verify at E-VerifyEmployerAgent@dhs.gov.

Questions about the meaning or scope of this condition should be directed to OJP, before award acceptance.

21

Restrictions and certifications regarding non-disclosure agreements and related matters

No recipient or subrecipient ("subgrantee") under this award, or entity that receives a procurement contract or subcontract with any funds under this award, may require any employee or contractor to sign an internal confidentiality agreement or statement that prohibits or otherwise restricts, or purports to prohibit or restrict, the reporting (in accordance with law) of waste, fraud, or abuse to an investigative or law enforcement representative of a federal department or agency authorized to receive such information.

The foregoing is not intended, and shall not be understood by the agency making this award, to contravene requirements applicable to Standard Form 312 (which relates to classified information), Form 4414 (which relates to sensitive compartmented information), or any other form issued by a federal department or agency governing the nondisclosure of classified information.

1. In accepting this award, the recipient--

a. represents that it neither requires nor has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

b. certifies that, if it learns or is notified that it is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds, will provide prompt written notification to the federal agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.

2. If the recipient does or is authorized under this award to make subawards ("subgrants"), procurement contracts, or both--

a. it represents that--

(1) it has determined that no other entity that the recipient's application proposes may or will receive award funds (whether through a subaward ("subgrant"), procurement contract, or subcontract under a procurement contract) either requires or has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

(2) it has made appropriate inquiry, or otherwise has an adequate factual basis, to support this representation; and

b. it certifies that, if it learns or is notified that any subrecipient, contractor, or subcontractor entity that receives funds under this award is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations

of award funds to or by that entity, will provide prompt written notification to the federal agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.

22

Reclassification of various statutory provisions to a new Title 34 of the United States Code

On September 1, 2017, various statutory provisions previously codified elsewhere in the U.S. Code were editorially reclassified (that is, moved and renumbered) to a new Title 34, entitled "Crime Control and Law Enforcement." The reclassification encompassed a number of statutory provisions pertinent to OJP awards (that is, OJP grants and cooperative agreements), including many provisions previously codified in Title 42 of the U.S. Code.

Effective as of September 1, 2017, any reference in this award document to a statutory provision that has been reclassified to the new Title 34 of the U.S. Code is to be read as a reference to that statutory provision as reclassified to Title 34. This rule of construction specifically includes references set out in award conditions, references set out in material incorporated by reference through award conditions, and references set out in other award requirements.

23

OJP Training Guiding Principles

Any training or training materials that the recipient -- or any subrecipient ("subgrantee") at any tier -- develops or delivers with OJP award funds must adhere to the OJP Training Guiding Principles for Grantees and Subgrantees, available at <https://ojp.gov/funding/Implement/TrainingPrinciplesForGrantees-Subgrantees.htm>.

24

All subawards ("subgrants") must have specific federal authorization

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements for authorization of any subaward. This condition applies to agreements that -- for purposes of federal grants administrative requirements -- OJP considers a "subaward" (and therefore does not consider a procurement "contract").

The details of the requirement for authorization of any subaward are posted on the OJP web site at <https://ojp.gov/funding/Explore/SubawardAuthorization.htm> (Award condition: All subawards ("subgrants") must have specific federal authorization), and are incorporated by reference here.

25

Requirements related to System for Award Management and Universal Identifier Requirements

The recipient must comply with applicable requirements regarding the System for Award Management (SAM), currently accessible at <https://www.sam.gov/>. This includes applicable requirements regarding registration with SAM, as well as maintaining the currency of information in SAM.

The recipient also must comply with applicable restrictions on subawards ("subgrants") to first-tier subrecipients (first-tier "subgrantees"), including restrictions on subawards to entities that do not acquire and provide (to the recipient) the unique entity identifier required for SAM registration.

The details of the recipient's obligations related to SAM and to unique entity identifiers are posted on the OJP web site at <https://ojp.gov/funding/Explore/SAM.htm> (Award condition: System for Award Management (SAM) and Universal Identifier Requirements), and are incorporated by reference here.

This condition does not apply to an award to an individual who received the award as a natural person (i.e., unrelated to any business or non-profit organization that he or she may own or operate in his or her name).

26

Restrictions on "lobbying"

In general, as a matter of federal law, federal funds awarded by OJP may not be used by the recipient, or any subrecipient ("subgrantee") at any tier, either directly or indirectly, to support or oppose the enactment, repeal, modification, or adoption of any law, regulation, or policy, at any level of government. See 18 U.S.C. 1913. (There may be exceptions if an applicable federal statute specifically authorizes certain activities that otherwise would be barred by law.)

Another federal law generally prohibits federal funds awarded by OJP from being used by the recipient, or any subrecipient at any tier, to pay any person to influence (or attempt to influence) a federal agency, a Member of Congress, or Congress (or an official or employee of any of them) with respect to the awarding of a federal grant or cooperative agreement, subgrant, contract, subcontract, or loan, or with respect to actions such as renewing, extending, or modifying any such award. See 31 U.S.C. 1352. Certain exceptions to this law apply, including an exception that applies to Indian tribes and tribal organizations.

Should any question arise as to whether a particular use of federal funds by a recipient (or subrecipient) would or might fall within the scope of these prohibitions, the recipient is to contact OJP for guidance, and may not proceed without the express prior written approval of OJP.

27

Specific post-award approval required to use a noncompetitive approach in any procurement contract that would exceed \$250,000

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements to obtain specific advance approval to use a noncompetitive approach in any procurement contract that would exceed the Simplified Acquisition Threshold (currently, \$250,000). This condition applies to agreements that – for purposes of federal grants administrative requirements – OJP considers a procurement "contract" (and therefore does not consider a subaward).

The details of the requirement for advance approval to use a noncompetitive approach in a procurement contract under an OJP award are posted on the OJP web site at <https://ojp.gov/funding/Explore/NoncompetitiveProcurement.htm> (Award condition: Specific post-award approval required to use a noncompetitive approach in a procurement contract (if contract would exceed \$250,000)), and are incorporated by reference here.

28

Requirements pertaining to prohibited conduct related to trafficking in persons (including reporting requirements and OJP authority to terminate award)

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements (including requirements to report allegations) pertaining to prohibited conduct related to the trafficking of persons, whether on the part of recipients, subrecipients ("subgrantees"), or individuals defined (for purposes of this condition) as "employees" of the recipient or of any subrecipient.

The details of the recipient's obligations related to prohibited conduct related to trafficking in persons are posted on the OJP web site at <https://ojp.gov/funding/Explore/ProhibitedConduct-Trafficking.htm> (Award condition: Prohibited conduct by recipients and subrecipients related to trafficking in persons (including reporting requirements and OJP authority to terminate award)), and are incorporated by reference here.

29

Requirement to report potentially duplicative funding

If the recipient currently has other active awards of federal funds, or if the recipient receives any other award of federal funds during the period of performance for this award, the recipient promptly must determine whether funds from any of those other federal awards have been, are being, or are to be used (in whole or in part) for one or more of the identical cost items for which funds are provided under this award. If so, the recipient must promptly notify the DOJ awarding agency (OJP or OVW, as appropriate) in writing of the potential duplication, and, if so requested by the DOJ awarding agency, must seek a budget-modification or change-of-project-scope Grant Award Modification (GAM) to eliminate any inappropriate duplication of funding.

30

Reporting potential fraud, waste, and abuse, and similar misconduct

The recipient, and any subrecipients ("subgrantees") at any tier, must promptly refer to the DOJ Office of the Inspector General (OIG) any credible evidence that a principal, employee, agent, subrecipient, contractor, subcontractor, or other person has, in connection with funds under this award-- (1) submitted a claim that violates the False Claims Act; or (2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct.

Potential fraud, waste, abuse, or misconduct involving or relating to funds under this award should be reported to the OIG by--(1) online submission accessible via the OIG webpage at <https://oig.justice.gov/hotline/contact-grants.htm> (select "Submit Report Online"); (2) mail directed to: U.S. Department of Justice, Office of the Inspector General, Investigations Division, ATTN: Grantee Reporting, 950 Pennsylvania Ave., NW, Washington, DC 20530; and/or (3) by facsimile directed to the DOJ OIG Investigations Division (Attn: Grantee Reporting) at (202) 616-9881 (fax).

Additional information is available from the DOJ OIG website at <https://oig.justice.gov/hotline>.

31

The recipient agrees to submit a final report at the end of this award documenting all relevant project activities during the entire period of support under this award. This report will include detailed information about the project(s) funded, including, but not limited to, information about how the funds were actually used for each purpose area, data to support statements of progress, and data concerning individual results and outcomes of funded projects reflecting project successes and impacts. The final report is due no later than 120 days following the close of this award period or the expiration of any extension periods. This report will be submitted to the Office of Justice Programs, on-line through the Internet at <https://justgrants.usdoj.gov/>

32**Justification of consultant rate**

Approval of this award does not indicate approval of any consultant rate in excess of \$650 per day. A detailed justification must be submitted to and approved by the OJP program office prior to obligation or expenditure of such funds.

33**FFATA reporting: Subawards and executive compensation**

The recipient must comply with applicable requirements to report first-tier subawards ("subgrants") of \$30,000 or more and, in certain circumstances, to report the names and total compensation of the five most highly compensated executives of the recipient and first-tier subrecipients (first-tier "subgrantees") of award funds. The details of recipient obligations, which derive from the Federal Funding Accountability and Transparency Act of 2006 (FFATA), are posted on the OJP web site at <https://ojp.gov/funding/Explore/FFATA.htm> (Award condition: Reporting Subawards and Executive Compensation), and are incorporated by reference here.

This condition, including its reporting requirement, does not apply to— (1) an award of less than \$30,000, or (2) an award made to an individual who received the award as a natural person (i.e., unrelated to any business or non-profit organization that he or she may own or operate in his or her name).

34**Cooperating with OJP Monitoring**

The recipient agrees to cooperate with OJP monitoring of this award pursuant to OJP's guidelines, protocols, and procedures, and to cooperate with OJP (including the grant manager for this award and the Office of Chief Financial Officer (OCFO)) requests related to such monitoring, including requests related to desk reviews and/or site visits. The recipient agrees to provide to OJP all documentation necessary for OJP to complete its monitoring tasks, including documentation related to any subawards made under this award. Further, the recipient agrees to abide by reasonable deadlines set by OJP for providing the requested documents. Failure to cooperate with OJP's monitoring activities may result in actions that affect the recipient's DOJ awards, including, but not limited to: withholdings and/or other restrictions on the recipient's access to award funds; referral to the DOJ OIG for audit review; designation of the recipient as a DOJ High Risk grantee; or termination of an award(s).

35**Limit on use of grant funds for grantees' employees' salaries**

With respect to this award, federal funds may not be used to pay cash compensation (salary plus bonuses) to any employee of the award recipient at a rate that exceeds 110% of the maximum annual salary payable to a member of the federal government's Senior Executive Service (SES) at an agency with a Certified SES Performance Appraisal System for that year. (An award recipient may compensate an employee at a higher rate, provided the amount in excess of this compensation limitation is paid with non-federal funds.)

This limitation on compensation rates allowable under this award may be waived on an individual basis at the discretion of the OJP official indicated in the program announcement under which this award is made.

36**Recipient integrity and performance matters: Requirement to report information on certain civil, criminal, and administrative proceedings to SAM and FAPIIS**

The recipient must comply with any and all applicable requirements regarding reporting of information on civil, criminal, and administrative proceedings connected with (or connected to the performance of) either this OJP award or any other grant,

cooperative agreement, or procurement contract from the federal government. Under certain circumstances, recipients of OJP awards are required to report information about such proceedings, through the federal System for Award Management (known as "SAM"), to the designated federal integrity and performance system (currently, "FAPIS").

The details of recipient obligations regarding the required reporting (and updating) of information on certain civil, criminal, and administrative proceedings to the federal designated integrity and performance system (currently, "FAPIS") within SAM are posted on the OJP web site at <https://ojp.gov/funding/FAPIS.htm> (Award condition: Recipient Integrity and Performance Matters, including Recipient Reporting to FAPIS), and are incorporated by reference here.

37

The Project Director and/or any other key program personnel designated in the application shall be replaced only for compelling reasons. Successors to key personnel must be approved by OJP, and such approval is contingent upon submission of appropriate information, including, but not limited to, a resume. Changes in program personnel, other than key personnel, require only notification to OJP and submission of resumes, unless otherwise designated in the award document.

38

Statement of Federal Involvement:

Due to the substantial Federal involvement contemplated in completion of this project, the Office of Juvenile Justice and Delinquency Prevention (OJJDP) has elected to enter into a cooperative agreement rather than a grant. This decision is based on OJP and OJJDP's ongoing responsibility to assist and coordinate projects that relate to the funded activities. OJP and OJJDP will provide input and re-direction to the project, as needed, in consultation with the recipient, and will actively monitor the project by methods including, but not limited to, ongoing contact with the recipient. In meeting programmatic responsibilities, OJP, OJJDP, and the recipient will be guided by the following principles: responsibility for the day-to-day operations of this project rests with the recipient in implementation of the recipient's approved proposal, the recipient's approved budget, and the terms and conditions specified in this award. Responsibility for general oversight and redirection of the project, if necessary, rests with OJJDP. In addition to its programmatic reporting requirements, the recipient agrees to provide necessary information as requested by OJP and OJJDP. Information requests may include, but are not limited to, specific submissions related to: performance, including measurement of project outputs/outcomes; meeting performance specifications; developmental decision points; changes in project scope or personnel; budget modifications; and/or coordination of related projects.

39

Within 45 calendar days after the end of any conference, meeting, retreat, seminar, symposium, training activity, or similar event funded under this award, and the total cost of which exceeds \$20,000 in award funds, the recipient must provide the program manager with the following information and itemized costs:

- 1) name of event;
- 2) event dates;
- 3) location of event;
- 4) number of federal attendees;
- 5) number of non-federal attendees;
- 6) costs of event space, including rooms for break-out sessions;
- 7) costs of audio visual services;
- 8) other equipment costs (e.g., computer fees, telephone fees);
- 9) costs of printing and distribution;
- 10) costs of meals provided during the event;
- 11) costs of refreshments provided during the event;
- 12) costs of event planner;
- 13) costs of event facilitators; and

14) any other costs associated with the event.

The recipient must also itemize and report any of the following attendee (including participants, presenters, speakers) costs that are paid or reimbursed with cooperative agreement funds:

- 1) meals and incidental expenses (M&IE portion of per diem);
- 2) lodging;
- 3) transportation to/from event location (e.g., common carrier, Privately Owned Vehicle (POV)); and,
- 4) local transportation (e.g., rental car, POV) at event location.

Note that if any item is paid for with registration fees, or any other non-award funding, then that portion of the expense does not need to be reported.

Further instructions regarding the submission of this data, and how to determine costs, are available in the DOJ Financial Guide Conference Cost Chapter.

40

Withholding of funds: Disclosure of pending applications

The recipient may not obligate, expend, or draw down any award funds until: (1) it has provided to the grant manager for this OJP award either an "applicant disclosure of pending applications" for federal funding or a specific affirmative statement that no such pending applications (whether direct or indirect) exist, in accordance with the detailed instructions in the program solicitation, (2) OJP has completed its review of the information provided and of any supplemental information it may request, (3) the recipient has made any adjustments to the award that OJP may require to prevent or eliminate any inappropriate duplication of funding (e.g., budget modification, project scope adjustment), (4) if appropriate adjustments to a discretionary award cannot be made, the recipient has agreed in writing to any necessary reduction of the award amount in any amount sufficient to prevent duplication (as determined by OJP), and (5) an Award Condition Modification (ACM) has been issued to remove this condition.

41

Confidential Funds

Prior to the expenditure of confidential funds, the recipient and any subrecipients agree to sign a certification that the recipient (or the subrecipient, as applicable) has read, understands, and agrees to abide by all of the conditions pertaining to confidential fund expenditures set forth in the DOJ Grants Financial Guide.

42

Copyright; Data rights

The recipient acknowledges that OJP reserves a royalty-free, non-exclusive, and irrevocable license to reproduce, publish, or otherwise use, and authorize others to use (in whole or in part, including in connection with derivative works), for Federal purposes: (1) any work subject to copyright developed under an award or subaward (at any tier); and (2) any rights of copyright to which a recipient or subrecipient (at any tier) purchases ownership with Federal support.

The recipient acknowledges that OJP has the right to (1) obtain, reproduce, publish, or otherwise use the data first produced under any such award or subaward; and (2) authorize others to receive, reproduce, publish, or otherwise use such data for Federal purposes. "Data" includes data as defined in Federal Acquisition Regulation (FAR) provision 52.227-14 (Rights in Data - General).

It is the responsibility of the recipient (and of each subrecipient (at any tier), if applicable) to ensure that the provisions of this condition are included in any subaward (at any tier) under this award.

The recipient has the responsibility to obtain from subrecipients, contractors, and subcontractors (if any) all rights and data necessary to fulfill the recipient's obligations to the Government under this award. If a proposed subrecipient, contractor, or subcontractor refuses to accept terms affording the Government such rights, the recipient shall promptly bring such refusal to the attention of the OJP program manager for the award and not proceed with the agreement in question without further authorization from the OJP program office.

43

OJJDP - Web Site Notice of Federal Funding and Disclaimer

Any Web site that is funded in whole or in part under this award must include the following statement on the home page, on all major entry pages (i.e., pages (exclusive of documents) whose primary purpose is to navigate the user to interior content), and on any pages from which a visitor may access or use a Web-based service, including any pages that provide results or outputs from the service:

"This Web site is funded in whole or in part through a grant from the Office of Juvenile Justice and Delinquency Prevention, Office of Justice Programs, U.S. Department of Justice. Neither the U.S. Department of Justice nor any of its components operate, control, are responsible for, or necessarily endorse, this Web site (including, without limitation, its content, technical infrastructure, and policies, and any services or tools provided)."

The full text of the foregoing statement must be clearly visible on the home page. On other pages, the statement may be included through a link, entitled "Notice of Federal Funding and Federal Disclaimer," to the full text of the statement.

44

ICAC Task Force Standards. The recipient agrees to comply with the OJJDP approved ICAC Task Force Operational and Investigative Standards

45

ICAC Task Force Representation. The recipient agrees to designate one individual from its task force to attend the ICAC Task Force commander meetings during the 12-month project period.

46

ICAC Annual Reports

The recipient agrees to submit annual reports to OJP that set forth the following:

(A) The number of law enforcement agencies participating in Internet crimes against children program standards established by the task force. (B) Staffing levels of the task force, including the number of investigators, prosecutors, education specialists, and forensic specialists dedicated to investigating and prosecuting Internet crimes against children.

47

The recipient agrees to forward reports of ICAC Task Force Program Monthly Performance Measures to the OJJDP-designated site.

48

Conditional Clearance

The recipient may not obligate, expend or draw down funds until the Office of the Chief Financial Officer (OCFO) has approved the budget and budget narrative and an Award Condition Modification (ACM) has been issued to remove this award condition.

I have read and understand the information presented in this section of the Federal Award Instrument.

✓ Award Acceptance

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

By checking the declaration and certification box below, I—

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

B. Certify to DOJ, under penalty of perjury, on behalf of myself and the applicant, to the best of my knowledge and belief,

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

C. Accept this award on behalf of the applicant.

D. Declare the following to DOJ, under penalty of perjury, on behalf of myself and the applicant: (1) I understand that, in taking (or not taking) any action pursuant to this declaration and certification, DOJ will rely upon this declaration and certification as a material representation; and (2) I understand that any materially false, fictitious, or fraudulent information or statement in this declaration and certification (or concealment or omission of a material fact as to either) may be the subject of criminal prosecution (including under 18 U.S.C. §§ 1001 and/or 1621, and/or 34 U.S.C. §§ 10271-10273), and also may subject me and the applicant to civil penalties and administrative remedies under the federal False Claims Act (including under 31 U.S.C. §§ 3729-3730 and/or §§ 3801-3812) or otherwise.

Agency Approval

Title of Approving Official	Name of Approving Official	Signed Date And Time
Acting Assistant Attorney General	Amy Solomon	12/1/21 8:54 AM

Authorized Representative

Entity Acceptance

Title of Authorized Entity Official

Chief of Police

Signed Date And Time

PROGRAM NARRATIVE

Recognizing the need for coordinated efforts among law enforcement agencies to address Internet child sexual exploitation, the Los Angeles Police Department (LAPD), with assistance from the Office of Juvenile Justice and Delinquency Prevention, formed the Los Angeles Regional Internet Crimes Against Children Task Force (LA ICAC or Task Force) in 2005. Since victims and suspects often reside in different areas under different jurisdictions, a network of law enforcement agencies (LEAs or affiliates) working together and sharing resources is needed to effectively combat the sexual exploitation of children through the Internet. Communication and cooperation are enhanced when LEAs are part of a task force. The LA ICAC, led by the LAPD, is part of the national network of coordinated task forces dedicated to investigating, prosecuting and developing effective responses to internet crimes against children. Currently, the Task Force is comprised of 96 law enforcement agencies (LEAs or affiliates) serving five counties - Los Angeles, San Bernardino, Orange, Ventura and Santa Barbara - and encompasses an approximate area of 29,500 square miles and 19 million residents. The LA ICAC quickly responds to, investigates, and prosecutes incidents involving the sexual exploitation of children through the use of the internet. Using technological investigative tools, the Task Force's specialized investigators monitor and intercept wireless data, prevent destruction of computerized evidence, assist in the physical transportation of hardware, and respond rapidly as needed to facilitate successful prosecution of perpetrators.

I. PROBLEM STATEMENT

Scope of ICAC across the country. The National Center for Missing and Exploited Children (NCMEC) reported the number of Internet users under the age of 18 who experienced online

LOS ANGELES POLICE DEPARTMENT
FY 2021 INTERNET CRIMES AGAINST CHILDREN (ICAC) TASK FORCE

enticement (involves an individual communicating with someone believed to be a child via the internet with the intent to commit a sexual offense or abduction) increased 98%, from 19,174 in 2019 to 37,872 in 2020.¹ Additionally, it reported that the number of Internet users under the age of 18 who experienced unwanted exposure to sexual material increased 55% from 1,613 in 2019 to 3,547 in 2020. Particularly disturbing trends in these solicitations are request for children to send photographs of themselves in sexually explicit poses increasing 119%, from 1,613 in 2019 to 3,547 in 2020.² In six years, the volume of CyberTips nationwide has increased by 1,672%; 1,106,072 CyberTips in 2014 to more than 19.6 million reports in 2019.³

This increasing trend could be attributed to a combination of factors – an increase in the number of online child predators, an increase in a young person’s access to computers, an increase in the technological advances of the computer devices used, and an increase in the amount of time children spend using the Internet daily. Access to computer and other technology-related communications devices has increased at a dramatic rate. Digital devices are readily available to children at home, in schools, public libraries, community youth centers, and countless other public places where youth congregate. Based on data from the 2018 United States Census Bureau, 92% of all households had at least one type of computer and 85% had broadband internet subscription.⁴ Additionally, youth in the U.S. are accessing the Internet at ever-increasing levels. YouTube, Instagram and Snapchat are the most popular online platforms among teens. 95% of teens have access to a smartphone, and 45% say they are online ‘almost

¹ The Issues Online Enticement, “<https://www.missingkids.org/theissues/onlineenticement>” (Retrieved August 2021)

² “2019 & 2020 Total Files by Reporting Category & Type. *Missingkids.org*, “<https://www.missingkids.org/gethelpnow/cybertipline>” (Retrieved August 2021)

³ <https://www.missingkids.org/footer/media/keyfacts#exploitedchildrenstatistics> (Retrieved July 2021)

⁴ “Computer and Internet Use in the United States: 2018”, *Census.gov*, <https://www.census.gov/newsroom/press-releases/2021/computer-internet-use.html>. (Retrieved July 2021)

constantly'.⁵

Although the advancement in technology has created a tremendous learning potential for these youth, unfortunately, it has also brought with it the increased potential for online victimization including unwanted exposure to sexual material, unwanted sexual solicitations, and online harassment. Over the last several years, the aggressive marketing of sexual material on the Internet has also increased. Young people encounter unwanted exposure to sexual material through pop-up ads and malicious software. These items have even been found bundled in game demonstrations.

Need to Investigate ICAC. It is a crime under Federal law to take, distribute, or possess sexually explicit images of children younger than 18 years of age. Many of these photographs would constitute child sexual abuse material (CSAM). When a person under the age of 18 complies with these requests, he/she may not realize the potential impact of his/her actions. The picture(s) could be circulated online to thousands of people. The child would have no way of retrieving the images.

The national statistics is indicative of what is locally happening in the Task Force area. In 2020, LA ICAC experienced a 132% increase in CyberTips⁶ received, from 8,495 in 2019 to 19,711 in 2020, and an 132% increase in investigations conducted, from 4,463 in 2019 to 10,362 in 2020. Additionally, in 2020, the Task Force completed 60 Federal search warrants

⁵ Monica Anderson and Jingjing Jiang, "Teens, Social Media and Technology 2018", <https://www.pewresearch.org/>, <https://www.pewresearch.org/internet/2018/05/31/teens-social-media-technology-2018/> (Retrieved July 2021)

⁶ National Center for Missing and Exploited Children's (NCMEC) CyberTipline is the nation's centralized reporting system for the online exploitation of children. The public and electronic service providers can make reports of suspected online enticement of children for sexual acts, child sexual molestation, child sexual abuse material, child sex tourism, child sex trafficking, unsolicited obscene materials sent to a child, misleading domain names, and misleading words or digital images on the internet.

LOS ANGELES POLICE DEPARTMENT
FY 2021 INTERNET CRIMES AGAINST CHILDREN (ICAC) TASK FORCE

and 45 subpoenas; obtained 3,458 State/Local search warrant and 149 subpoenas; and made 694 arrests on complaints filed. The Task Force continues to receive documented complaints regarding the manufacturing, distribution, and possession of CSAM. In addition to the documented complaints and CyberTips received, they also received phone calls and referrals from parents, teachers, relatives, and other agencies regarding possible online crimes committed against children. There were 2,835 technical support provided in 2020.

Law enforcement agencies across the country and in Los Angeles, including the LAPD, have been inundated by a surge in tips about online child sex abuse, with social media platforms and other service providers flagging explicit content and suspicious interactions at an alarming rate. With numerous youth activities canceled, and kids spending more time at home online due to the coronavirus pandemic, sexual predators have ramped up their efforts to solicit pictures and videos.⁷

Victims and suspects often reside in different areas under different jurisdictions. More than ever, a network of LEAs working together and sharing resources is needed to effectively combat exploitation of children through the Internet. Communication and cooperation are enhanced when law enforcement agencies are part of a task force.

Need for a Task Force Coordinator: As the LA Regional ICAC Task Force is growing in number of affiliates, cases handled, inter-agency training, and the need to support affiliates, there is a vital need for the Task Force to have a dedicated Task Force Coordinator. Since its inception, the task force has been leveraging LAPD's Juvenile Division's administrative staff.

⁷ Rector, Kevin. "Online child sex abuse reports surge as kids spend more time on computers amid coronavirus." Los Angeles Times, May 21, 2020, <https://www.latimes.com/california/story/2020-05-21/child-sex-abuse-and-exploitation-surge-online-amid-pandemic-overwhelming-police>

LOS ANGELES POLICE DEPARTMENT
FY 2021 INTERNET CRIMES AGAINST CHILDREN (ICAC) TASK FORCE

However, the demand to reimagine policing activities, resulted in a decrease of funding to most police agencies. The decrease in funding coupled by attrition would significantly limit the capacity of LAPD to administratively support the Task Force.

Proposal: Under the OJJDP's FY 2021 Internet Against Children Task Forces, the LAPD is seeking funding to enable the Los Angeles Regional Internet Crimes Against Children Task Force to address three overarching goals: (1) Maintain and expand the LA ICAC Task Force; (2) Improve LA ICAC Task Force's effectiveness to prevent, interdict, investigate and prosecute Internet crimes against children and technology-facilitated child exploitation; and (3) Increase resources and efforts towards proactive investigations. These will be achieved through the following objectives:

- Expand the LA ICAC Task Force to prevent, interdict, investigate, and prosecute Internet crimes against children;
- Serve as a resource for communities and agencies within its geographic area;
- Serve as a forensic resource to affiliate and non-affiliate agencies within the Task Force's geographical service area;
- Assist with the successful prosecution of cases at the local, State and Federal level;
- Appoint a Task Force Coordinator who would be responsible for the administration of the grant and managing contacts with affiliate agencies; and
- Conduct both proactive and reactive investigations into the computer/technology crimes perpetrated against children and youth;

Through these goals and activities, the LA ICAC will move to include all LEAs in the target area and strive to provide a safer environment for children on the Internet.

II. PROJECT DESIGN AND IMPLEMENTATION

Goals, Objectives, and Performance Measures:

Guided by Section 104 of the PROTECT Act, the LA ICAC proposes the following goal, objectives and performance measures during the 12-month grant period:

Goal 1. Maintain and Expand the LA ICAC Task Force

Objective 1.1: Expand the LA ICAC Task Force to prevent, interdict, investigate and prosecute Internet crimes against children.

Objective 1a: Add new law enforcement partnerships in the LA ICAC Task Force.

Objective 1b: Obtain a signed MOU from new partner agencies, which includes adoption of federal ICAC Task Force investigative standards.

Activities: To achieve the objectives, the Task Force will:

- Contact and conduct presentations to agencies that have requested assistance, training, information or had CyberTips referred to them in the past year and formalize the working relationship by inviting them to join the Task Force.
- Ensure the MOU includes language requiring partner agencies to adopt ICAC Task Force Investigative Standards for all ICAC-related investigations.
- Provide a copy of ICAC Task Force Investigative Standards, including procedures for handling seized evidence in compliance with the PROTECT ACT, to all partner agencies; to ensure that the LA ICAC Task Force complies with national standards regarding the investigation and prosecution of Internet crimes against children, as the Attorney General sets them forth, to the extent they are consistent with California law.

LOS ANGELES POLICE DEPARTMENT
FY 2021 INTERNET CRIMES AGAINST CHILDREN (ICAC) TASK FORCE

- Keep copies of signed MOUs on file and add the new agency to list of formal ICAC partners, and maintain reports and records, as the Attorney General requires.
- Keep agencies apprised of training opportunities, nationally coordinated investigations, planning meetings, and quarterly Task Force meetings.
- Maintain a Task Force consisting of state and local investigators, prosecutors, forensic specialist, and education specialists dedicated to addressing the goals of such Task Force.

Goal 2. Improve LA ICAC Task Force's effectiveness to prevent, interdict, investigate and prosecute Internet crimes against children and technology-facilitated child exploitation.

Objective 2.1: Serve as a resource for communities and agencies within its geographic area.

Objective 2.1a: Increase the number of ICAC-related referrals and requests received and forwarded to

the appropriate agency.

Objective 2.1b: Engage in law enforcement and community outreach activities including training, prevention, and educational activities. In accordance with the *National Project Safe Childhood Initiative*, the Task Force recognizes the need to train Federal, State, and local law enforcement. The Task Force also recognizes the need for continued awareness and a public education campaign.

Objective 2.1c: Provide over 25% of grant funding in financial assistance to partner agencies through training opportunities, equipment, etc.

Activities: To achieve these objectives, the Task Force will:

- Accept and assess referrals and requests for information from participating agencies, citizens,

LOS ANGELES POLICE DEPARTMENT
FY 2021 INTERNET CRIMES AGAINST CHILDREN (ICAC) TASK FORCE

teachers, NCMEC, other ICAC task forces, and other related entities; giving priority to investigate leads that hold out the possibility of identifying or rescuing child victims or leads that point to a serious offense or danger to the community.

- Refer non-ICAC related referrals and requests to the appropriate agency.
- Identify and provide information/resources requested.
- Identify, advise and register attendees for potential training classes that may be applicable to law enforcement and community-based partner agencies.
- Identify equipment needs and assist with the purchase and acquisition of needed equipment and software of partner agencies.
- Receive requests via telephone, mail or email for presenters from people representing LEAs and community groups (community groups include, but are not limited to, schools, youth organizations, community-based organizations, state and local law enforcement associations and chapters, local businesses, business organizations, victim service providers, faith-based organizations, the media, and family advocacy organizations).
- Track and report the presentations and financial assistance provided to partner agencies on the monthly statistical reports.

Objective 2.2: Serve as a forensic resource to affiliate and non-affiliate agencies within the

Task Force's geographical service area.

Objective 2.2a: Complete at least 120 forensic examinations.

Objective 2.2b: Respond effectively to at least 250 ICAC related referrals from agencies (other task forces, federal partners, Cybertips, etc.).

Objective 2.2c: Participate in nationally coordinated investigations as requested.

LOS ANGELES POLICE DEPARTMENT
FY 2021 INTERNET CRIMES AGAINST CHILDREN (ICAC) TASK FORCE

Activities: To achieve these objectives the Task Force will complete the following activities:

- Receive and assess forensic requests from Task Force members and affiliate and non-affiliate agencies within the Task Force service area.
- Refer non ICAC related referrals and requests to the appropriate agency.
- Triage forensic requests based on Task Force guidelines (based on pending court dates, seriousness of the crime, etc.).
- Coordinate forensic requests/requirements with the respective prosecutor to minimize unneeded analysis.
- Assist in conducting previews and search warrants.
- Provide forensic, preventive, and investigative assistance to parents, educators, prosecutors, law enforcement, and others concerned with Internet crimes against children.
- Complete statistical tracking forms for forensic examinations completed.
- Provide and identify information/resources needed by a requesting party.
- Ensure personnel resources are available for all necessary meetings as identified by the investigation leader.
- Develop procedures for handling seized evidence.

Objective 2.3: Assist with the successful prosecution of cases at the local, state and federal level. The Task Force will strive to increase federal involvement in the prosecution of these cases as set forth in the National Project Safe Childhood Initiative.

Objective 2.3a: Submit at least 30 total cases for federal, state, or local prosecution.

LOS ANGELES POLICE DEPARTMENT
FY 2021 INTERNET CRIMES AGAINST CHILDREN (ICAC) TASK FORCE

Activities: To achieve these objectives, the Task Force will:

- Prepare cases for prosecution based on the prosecutor's standards.
- Complete statistical tracking to include the number of cases submitted for Federal prosecution, the number of cases accepted for Federal prosecution, the number of cases submitted for State prosecution, and the number of cases submitted for local prosecution.
- Complete statistical tracking to include case dispositions (e.g., unfounded, suspended, plea, or trial).
- Plan for collecting the data required for this program's performance measures.

***Objective 2.4:** Appoint a Task Force Coordinator who would be responsible for the administration of the grant and managing contacts with affiliate agencies.*

Objective 2.4a: Ensure that affiliate-assigned equipment and software is documented and accounted for.

Objective 2.4b: Provide assistance and information to agencies that the Task Force Coordinator will be actively recruiting, conduct site visits to review affiliate ICAC related equipment, and determine the needs of the LA ICAC Task Force affiliates.

Objective 2.4c: Organize ICAC related meetings with ICAC Task Force investigators and forensic examiners to ascertain what equipment and training is needed in order to perform ICAC related investigations and digital forensics.

Objective 2.4d: Identify available training needs and research available courses that would benefit LA ICAC Task Force members.

Activities: To achieve these objectives, the Task Force will:

- Hire an experienced Task Force Coordinator who possesses the skillset to oversee the LA ICAC Task Force grant.

Goal 3: Increase resources and efforts towards proactive investigations

Objective 3.1 To conduct both proactive and reactive investigations into the computer/technology crimes perpetrated against children and youth.

Objective 3.1a: Investigate reactive and proactive cases.

Objective 3.1b: Conduct criminal investigations initiated from Task Force members, allied agencies (local, state, and federal), citizen complaints, teachers, Cybertips, NCMEC, and other similar sources. The Task Force will strive to integrate and collaborate with federal, state and local affiliates as identified in the U.S. Attorney General's *Project Safe Childhood Initiative*.

Objective 3.1c: Develop and complete a statistical tracking form for investigation to include information on case outcome (arrests, search warrant, etc.).

Activities: To achieve these objectives, the Task Force will complete the following activities:

- Assess initial report information to identify the responsible jurisdiction related to prosecution and additional investigative follow up.
- Develop suspect information and probable cause through appropriate investigative techniques.
- Write and execute search and arrest warrants.
- Conduct undercover investigations including, on-line chat, Peer-to-Peer, monitoring of social network sites, e.g., Snapchat, Facebook, ChatStep, etc. The LA ICAC will strive whenever

possible to integrate and collaborate with Federal, State and local affiliates as stated in the *Project Safe Childhood Initiative*.

- Coordinate case presentation with appropriate prosecutorial designee (Assistant United States Attorney, District Attorney, Deputy Attorney General, etc.).
- Ensure all Task Force members are registered in the ICAC Data Systems where their individual statistical data is entered and tracked on a monthly basis. Currently all Task Force members are registered.

Program Design and Implementation

An LAPD Lieutenant is the officer-in-charge of the LAPD ICAC Unit and is responsible for managing and supervising the day-to-day activities of the assigned ICAC Unit detectives. This LAPD Lieutenant is also the LA ICAC Task Force Commander (TFC). The TFC ensures that all investigators follow the ICAC Task Force Operational and Investigative Standards. The TFC is responsible for case assignments and public presentation assignments as well as assigning requests for technical assistance and requests for resources. On an as-needed basis, the TFC will support requests for technical assistance, requests for resources and training by other LEAs and the community. The TFC reports to a Captain who is the Project Director for the program and provides direction for Task Force activities.

The LA ICAC assists with the successful prosecution of cases at the local, State and Federal levels as well as strive to increase Federal involvement in prosecutions. Cases will be prepared based on the prosecutor's standards. It is the goal of the Task Force to submit at least 30 additional cases for prosecution during the grant period.

The Task Force will seek to expand its membership during the grant period. A list of

LOS ANGELES POLICE DEPARTMENT
FY 2021 INTERNET CRIMES AGAINST CHILDREN (ICAC) TASK FORCE

agencies seeking the Task Force's technical assistance or investigative assistance with ICAC-related cases has been compiled. Those agencies will be targeted and contacted about establishing a formal relationship with the Task Force. They will also be provided with a presentation on the ICAC Program and the process for becoming an affiliate agency.

Proactive and Reactive Investigations. The Task Force will conduct criminal investigations initiated from the Task Force members, other agencies (local, State and Federal), public complaints, NCMEC, Children's CyberTip line and other similar sources. It will assess initial report information, identify jurisdiction related to prosecution and additional investigative follow up. The Task Force will write and serve search and arrest warrants and collect and process evidence. In addition, it will coordinate case presentation with the appropriate prosecutorial designee (District Attorney, Deputy Attorney General, Assistant U.S. Attorney, and City Attorney).

The LA ICAC will conduct both proactive and reactive investigations. Proactive investigations occur when undercover investigators enter various Internet chat rooms posing as children to engage and arrange meetings with predators who are interested in traveling to meet children for sex. During these proactive investigations, the investigators will also capture any sexually explicit images and videos that the predator sends them. In California, sending lewd material to a child in order to lure that child for sex is an additional felony charge that can be filed along with the attempt to molest a child when the predator travels to a meet location. Reactive cases arise from reports from a variety of sources, although most come from citizens directly or from NCMEC. In the event that the report is about a child who has already been molested, officers will attempt to assume the persona of the abused child to re-engage the

LOS ANGELES POLICE DEPARTMENT
FY 2021 INTERNET CRIMES AGAINST CHILDREN (ICAC) TASK FORCE

predator through the Internet to gather corroborative evidence. If the predator agrees to meet for sex again, the individual can be charged with additional offenses.

The Task Force will conduct both proactive and reactive investigations into computer and technology crimes perpetrated against children throughout its geographic service area. The Task Force services will be directed at communities within its multi-county service area. Services will be provided to children, teachers, parents, other concerned community members, and LEAs. Crimes committed by suspects residing in the service area will be investigated. Cases involving suspects residing outside of the service area/jurisdiction will be referred to the appropriate LEA.

Forensic Resources. The LA ICAC is located within the Immigration and Customs Enforcement (ICE), Homeland Security Investigations (HSI) regional headquarters in Long Beach, California. This allows HSI and the LA ICAC to work together and collaborate on cases as well as have access to the forensic capabilities and laboratory housed within HSI. As a member of the HSI Task Force with cross Federal status, the LA ICAC members housed at HSI have become Task Force Officers, allowing them to facilitate investigations and computer forensic examinations beyond the City boundaries. This enables the LA ICAC to establish better working relationships with other agencies through the work the computer forensic examiner provides.

The LA ICAC also serves as a forensic resource to affiliate and non-affiliate agencies within the Task Force's geographical service area. When forensic resource requests are received, they are assessed and either processed or referred to the appropriate agency. The Task Force then coordinates the forensic requests with respective prosecutors to minimize unnecessary analysis. Forensic reports are generated based on Task Force policy and statistical tracking

forms are completed to assist in quarterly reports.

When it comes to computer facilitated crimes against children, the most effective tool is forensic computer examinations, which involves collecting, analyzing and preserving computer related data. Examiners use special tools and follow certain evidence collection procedures. The forensic examiner's tools usually include operating system utilities (for backups, disk manipulation, string searches, etc.), data recovery software (to thwart file deletion attempts), file viewers and Hex editors (to perform Win/Mac data conversion and reveal information contents and patterns) and commercial firewalls (for network sniffing and port scanning during investigations).

Digital evidence is information and data of investigative value that is stored and transmitted by an electronic device. Such evidence is acquired when data or physical items are collected and stored for examination purposes. Computer forensic evidence is often latent in the same sense as fingerprints or DNA evidence. It can cross borders with ease and speed, is fragile and can be easily altered, damaged, or destroyed, and it is sometimes time sensitive. Computer forensic evidence, like all other evidence, must be handled carefully and in a manner that preserves its evidentiary value. Certain types of computer evidence require special collection, packaging, and transportation. If precautions are not taken or the computer is not examined by a trained and experienced computer forensics specialist, then the usefulness and credibility of that evidence maybe compromised.

The ability to bring perpetrators of serious crimes against children to justice requires that the data be preserved. When prospective exploiters of children record or re-create pornography using computers or digital devices, they almost always leave digital remnants, artifacts and a

recurring record of their crimes. Unfortunately, perpetrators may get away with these crimes if computers or other devices capable of storing data such as commercial servers, workstations, laptops, hard drives, digital cameras, palm size computers, and cellular telephones are not examined by trained and experienced forensics specialists and preserved with special precautions. When the integrity of the evidence is compromised, its use in obtaining a conviction is diminished. In jurisprudence, this is referred to as maintaining the “chain of custody.” The “chain of custody” specifically refers to the documentation or trail showing the seizure, custody, control, transfer, analysis and disposition of physical and electronic evidence. Because evidence is used in court to convict persons of crimes, it must be handled in a scrupulously careful manner to avoid later allegations of tampering or misconduct which can compromise the prosecution’s case and lead to acquittal.

For the computer forensics field, the concept of “chain of custody” equates to following best practices. Best practices can be described as the methods and procedures used to collect digital evidence, while maintaining its integrity. In order to conform to best practices, examiners require knowledge on the tools required and extensive training on how to use them and a properly equipped facility to carry them out. It is encouraged that the Digital Forensic Examiners meet periodically to share current trends and best practices, and to discuss any training opportunities that are available to them.

LA ICAC recognizes the need for prevention efforts. The Task Force will continue to reach out to the media and the public. LA ICAC will continue to publicize prevention strategies online, through television and cable programs and radio shows. LA ICAC will continue to promote education and information to the public through the media and community presentations.

Leveraged Resources: The City of Los Angeles provides full funding for one lieutenant, eight detectives, and one civilian personnel in the LAPD ICAC Unit. The LAPD ICAC Unit provides functional oversight of the LA ICAC Task Force and are dedicated to LA ICAC Task Force activities.

III. ORGANIZATIONAL CAPABILITY AND COMPETENCIES

LAPD. The Los Angeles Police Department is the nation's third largest police agency and serves the City of Los Angeles with a population of approximately 4 million and covering 468 square miles. The LAPD Juvenile Division consists of 54 sworn and 6 civilian personnel who are responsible for child physical abuse and child sexual exploitation abuse investigations and provides Department-wide training and advice on juvenile-related crimes. The LAPD ICAC Unit, under the LAPD Juvenile Division, provides functional oversight for Los Angeles Regional ICAC Task Force operations and serves as the administrator of the grant funds. The LAPD will serve as the prime recipient and will provide fiscal and administrative oversight over the grant program.

The LAPD has extensive experience in managing federal grants. It has successfully managed grants ranging from \$100,000 to \$16,000,000 from various local, state, and federal entities including OJJDP's Internet Against Crime Task Force Grant Program. The LAPD Grants Section consists of a Grants Manager and six Grants Analysts to oversee and report on over 30 active grants. A Grants Analyst will be assigned to the ICAC grant to manage the administrative aspects of the grant including preparing and submitting financial and progress reports and ensuring that all grant expenditures are in compliance with the grant's special conditions and both the City's and DOJ's financial policies and guidelines. The LAPD's accounting system establishes a separate account for each funding source and has the capability to track and identify the receipt and expenditure of each grant award.

LA Regional ICAC Task Force: The LAPD has been successful in reaching out to several media outlets and the public to provide awareness on ICAC. Specifically, the LAPD has publicized prevention strategies on the Dr. Phil Show, the Early Show on NBC with Katie Couric, the Doctors, and various computer radio shows on KFI-AM 640 and KNX-AM 1070 to promote awareness of Internet dangers for children.

The LA ICAC has been aggressively promoting education and information to the public through the media and community presentations. NBC's Los Angeles Region produced a special investigation regarding the LA ICAC mission during its highest rating period of "Sweeps Week." This information was also broadcast widely through the Internet. The LA ICAC also published an article for *Police Chief Magazine*, which was highlighted as the feature article and covered the mission of the LA ICAC. They also won the International Association of Chiefs of Police Award for Use of Technology for the apprehension of criminals using computers to facilitate crimes. The LA ICAC appeared on a local television program "Sunday LA." The program was about child sexual predators and helping the public understand the current laws. The news program was available in 2.3 million households in Southern California.

The Associated Press accompanied the LA ICAC during the execution of a search warrant on a suspected Internet child pornographer. The article that the Associated Press wrote regarding their experience with the ICAC investigators was very positive. The information was presented in the best way possible to educate the community regarding the very dangerous and prevalent existence of Internet predators.

In 2014, the British Broadcasting Corporation (BBC) and FOXLA / KTLA each produced half-hour news specials on the LA ICAC's operations and catching Internet predators. In 2015,

LOS ANGELES POLICE DEPARTMENT
FY 2021 INTERNET CRIMES AGAINST CHILDREN (ICAC) TASK FORCE

nationally syndicated television shows Crime Watch Daily and the Doctors produced half-hour shows on the LA ICAC's mission and catching suspects of child sexual exploitation.

Additional appearances on national television (in English and Spanish) and local radio are expected. Moreover, the LAPD has designed and is hosting a website for the LA ICAC Task Force Program. In its effort to collaborate with the community, the LAPD has made numerous Internet Safety presentations to schools, parent groups, and youth conferences, most notably the 2018 Internet Cyber Symposium, where an Internet safety program was presented.

On April 10, 2020, the Fontana Police Department, an LA ICAC member, was highlighted in the Fontana Harold Newspaper as being one of the most aggressive units assigned to the task force. The Fontana ICAC Unit consists of four detectives and a Forensic Technician. During the month of February, the Fontana Police Department executed 51 search warrants resulting in seven arrests. One such arrest was that of a high school counselor who was in possession of more than 600 images of CSAM. A follow up to the school where he worked determined he had placed a pin camera in the school's bathroom used by male students. There is a total of 320 sex registrant currently living in the City of Fontana.

On May 21, 2020, The Los Angeles Times, published an article titled, "Online child sex abuse reports surge as kids spend more time on computers amid coronavirus". The purpose of the article was to make the public aware that there had been an uptick in CyberTips as reported by the National Center for Missing and Exploited Children. LAPD Lieutenant Anthony Cato and Detective Paula Meares were interviewed for the article and discussed how the LA ICAC had received nearly 3,000 CyberTips in the month of April, up from 1,355 in March.

The LAPD is partnered with Ireland Interpol, New Scotland Yard, NCMEC, and the Australian Police in Project Vic. This Interpol Initiative is for improving information sharing using

cutting-edge technologies and approaches and will serve as a model that conclusively demonstrates the effectiveness of targeted information sharing to improve agencies' abilities to apprehend pedophiles and rescue children from sexual abuse. The project will define and publish the first standards-based protocol for connecting the dots across separate child exploitation systems and processes, which has the potential to radically transform the global response to child exploitation in the same way that other standards such as Wi-Fi have revolutionized networking. The service will support a high-quality repository of categorized image hashes, leading to major improvements in the efficiency of investigators in rescuing victims. The service will allow investigators in separate agencies to be aware of each other's activities in ongoing investigations and help make the connections across boundaries. The project will also define the protocol for connecting disparate child exploitation applications and implement the protocol as part of the service.

Key Personnel: Captain Chris Waters is the Project Director for the LA ICAC Task Force. She has been with LAPD since 1988 and has been the Commanding Officer for Juvenile Division for the last two years. She oversees the Abused Child Section and the Child Protection Section, which the ICAC Unit is part of. As the Project Director, Captain Waters provides direction for all Task Force activities.

Lieutenant Anthony Cato, a 30-year LAPD veteran and the officer-in-charge of the LAPD ICAC Unit, is the LA ICAC Task Force Commander (TFC). He ensures that all Task Force investigators follow the ICAC Task Force Operational and Investigative Standards. The TFC is responsible for case assignments and public presentation assignments as well as assigning requests for technical assistance and requests for resources. On an as-needed basis, the TFC will support requests for technical assistance, requests for resources and training by other LEAs and the

community. Lt. Cato will be the Program Director and will ensure that all program goals and objectives are met.

Detective III Paula Meares has been with the LAPD Juvenile Division, working with the LA ICAC Task Force, since 2009. Detective III Meares is the lead detective and has been instrumental in the success of the LA ICAC Task Force in the past years. She oversees the investigative operations of the LA ICAC Task Force. She will provide oversight of the grant program's goals and objectives.

Detective II Maurcie Kwon has been with the LAPD since 2005. He currently manages the LA ICAC Digital Forensics Laboratory and digital forensic software library as the Digital Forensic Supervisor of the ICAC Unit. He conducts and supervises digital forensic examinations for the LA ICAC Task Force, and trains affiliate forensic personnel on how to properly conduct digital forensic examinations in the field and laboratory environment. Detective Kwon will be the Project Manager and will manage the proposed program's activities.

IV. PLAN FOR COLLECTING THE DATA REQUIRED FOR THIS PROGRAM'S PERFORMANCE

The LAPD has reviewed and understands the performance data reporting requirements as identified in "Performance Measures" table in the FY 2021 ICAC Task Force Letter of Invitation.

The assigned Task Force Coordinator will work with the LAPD ICAC Unit in submitting the semiannual progress reports. The Task Force Coordinator will be assisting Lt. Cato in gathering all data and information including information from the National Center for Missing and Exploited Children. The Coordinator will use a case management and asset tracking system dedicated to mobile forensic case management and create reports to be used for progress reporting.

LOS ANGELES POLICE DEPARTMENT
FY 2021 INTERNET CRIMES AGAINST CHILDREN (ICAC) TASK FORCE

On a monthly basis, the TFC will compile a report showing the number of investigations completed, the status of each investigation (e.g., arrested, pending, etc.), the number of forensic examinations completed, the number and type of presentations given each month, the number of people trained, the frequency of technical assistance provided, and the number of times the Task Force served as a resource to the community and other LEAs. On a quarterly basis, the TFC will complete a report detailing the Task Force's status toward achieving the stated goals and objectives. This report will list each objective as shown in this application, each goal associated with the individual objectives, and status to date. The areas where target toward achieving the stated goals were not met will be reviewed by the TFC. Resources will be allocated to those areas to ensure the ability to meet stated goals and objectives.

As the lead agency, the LAPD will endeavor to coordinate and provide all resources for the investigation of computer-facilitated crimes against children in Los Angeles County, and evaluate all requests for assistance, to ensure the successful operation of the ICAC Program.

INTRADEPARTMENTAL CORRESPONDENCE

RECEIVED

JAN 19 2022

POLICE COMMISSION

December 15, 2021

1.14

TO: Chief of Police

FROM: Director, Office of Constitutional Policing and Policy

SUBJECT: TRANSMITTAL OF THE GRANT APPLICATION AND AWARD FOR THE 2021 INTERNET CRIMES AGAINST CHILDREN (ICAC) TASK FORCE GRANT PROGRAM – OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION

Attached for your approval and signature is an Intradepartmental Correspondence to the Board of Police Commissioners requesting approval of the attached Grant Award for the 2021 ICAC Task Force Program. The Los Angeles Police Department (LAPD) is requesting authorization to accept the grant funding in the amount of \$947,074 from the United States Department of Justice, Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention for the period of October 1, 2021, through September 30, 2022.

As the lead agency, LAPD is tasked with managing each of the 96 law enforcement agencies that make up the Los Angeles Regional ICAC Task Force, the LAPD will allocate \$85,400 for sworn overtime, \$31,820 for civilian overtime, \$29,496 for travel, \$209,380 for equipment, \$160,748 for supplies, \$164,660 for consultants, \$85,000 for a contractor, and \$180,570 for other costs such as forensic software, licenses, cellular phone service and registration fees for various conferences and training.

If you have any questions, please contact Management Analyst Monique Jones, Grants Section, Office of Constitutional Policing and Policy, at (213) 486-0380.



LIZABETH RHODES, Director
Office of Constitutional Policing and Policy

Attachments