

# LOS ANGELES POLICE COMMISSION

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POLICE COMMISSIONERS**

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EXECUTIVE DIRECTOR

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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 11, 2022

BPC #22-003

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 COLLABORATIVE CRISIS  
RESPONSE TRAINING

At the regular meeting of the Board of Police Commissioners held Tuesday, January 11, 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

BPC #22-003

RECEIVED

JAN 04 2022

POLICE COMMISSION

December 14, 2021  
1.14

TO: The Honorable Board of Police Commissioners

FROM: Chief of Police

SUBJECT: TRANSMITTAL OF THE GRANT APPLICATION AND AWARD FOR  
THE FY 2021 COLLABORATIVE CRISIS RESPONSE TRAINING

REVIEWED BY: *[Signature]*

RICHARD M. TEFANK DATE  
EXECUTIVE DIRECTOR

*1/4/22*

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 or his designee to retroactively APPLY for and ACCEPT the grant award from the Department of Justice, Bureau of Justice Assistance (BJA), for FY 2021 Collaborative Crisis Response Training (CRT) in the amount of \$150,000 for the period of October 1, 2021 through September 30, 2024;
  - B. AUTHORIZE the Chief of Police or his designee to negotiate and execute the grant award agreement, subject to City Attorney approval as to form and legality;
  - C. AUTHORIZE the Los Angeles Police Department (LAPD) to spend up to \$150,000 in accordance with the grant award agreement;
  - D. AUTHORIZE the LAPD to submit grant reimbursement requests to the grantor and deposit grant receipts in Fund No. 339, Department No. 70;
  - E. AUTHORIZE the Controller to establish a grant receivable and appropriate \$150,000 to appropriation account number to be determined within Fund No. 339 Department 70, for disbursement of the FY 2021 CRT grant;
  - F. AUTHORIZE the Controller to increase appropriations from the FY 2021 CRT grant, account number to be determined, Fund No. 339, Department No. 70, to Fund No. 100, Department No. 70, account number and amount as follows:

Account No. 001092	Overtime Sworn	\$ 18,000
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- G. AUTHORIZE the City Clerk to place the following action relative to the FY 2021 CRT grant on the City Council agenda on July 1, 2022 or the first meeting day thereafter:

Authorize the Controller to transfer from Fund No. 339, Department No. 70, account number to be determined, to Fund No. 100, Department No. 70, account number and amount as follows:

Account No. 001092	Overtime Sworn	\$ 48,000
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- H. AUTHORIZE the City Clerk to place the following action relative to the FY 2021 CRT grant on the City Council agenda on July 1, 2023 or the first meeting day thereafter:

Authorize the Controller to transfer from Fund No. 339, Department No. 70, account number to be determined, to Fund No. 100, Department No. 70, account number and amount as follows:

Account No. 001092	Overtime Sworn	\$ 48,000
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- I. 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

The FY 2021 CRT seeks to implement transdisciplinary crisis response training to educate and prepare law enforcement and correctional officers so that they are equipped to appropriately interact with people who have behavioral health conditions or disabilities in the course of completing their job responsibilities. The LAPD, in partnership with the Los Angeles County Department of Mental Health, will develop and deliver a Mental Health Intervention Training (MHIT) for Investigators Program, an in-person and online transdisciplinary crisis response training geared for investigators. The program aims to train 240 investigators in California on mental health and case management strategies involving persons who may have a mental illness, or who have a developmental/intellectual disability. Grant funds in the amount of \$114,000 is allocated for personnel costs to deliver the training, \$6,000 for supplies, and \$30,000 for the training platform software.

The Honorable Board of Police Commissioners

Page 3

14.1

If you have any questions, please contact Senior Management Analyst Stella Larracas, 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 11, 2022*  
Secretary *Maria Silva*

Attachments

## ▼ Award Letter

December 7, 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 BJA FY 21 Collaborative Crisis Response Training Program. The approved award amount is \$150,000.

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 nondiscriminatory 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 EEO 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

Awards under the Collaborative Crisis Response Training Program will be used to provide support to law enforcement on how to effectively partner with mental health and community service agencies to promote public safety and ensure appropriate responses to individuals who have behavioral health conditions, intellectual disabilities, developmental disabilities, or physical disabilities (disabilities).

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. 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.

Additionally, the proposed action is neither a phase nor a segment of a project which 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.

Orbin Terry, NEPA Coordinator

NEPA Coordinator

First Name

Middle Name

Last Name

Orbin

\_\_\_\_\_

Terry

✓ **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**

12/7/21

**Award Type**

Initial

**Award Number**

15PBJA-21-GG-03927-NTCP

**Supplement Number**

00

**Federal Award Amount**

\$150,000.00

**Funding Instrument Type**

Grant

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**Assistance Listing Number   Assistance Listings Program Title**

16.738

Edward Byrne Memorial Justice Assistance Grant Program

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**Statutory Authority**

Pub. L. No. 116-260, 134 Stat 1182, 1257

*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.**

<b>Solicitation Title</b>	<b>Awarding Agency</b>
2021 BJA FY21 Collaborative Crisis Response Training Program	OJP
<b>Application Number</b>	<b>Program Office</b>
GRANT13410148	BJA

<b>Grant Manager Name</b>	<b>Phone Number</b>	<b>E-mail Address</b>
Aja Pappas	202-532-5212	Aja.C.Pappas@usdoj.gov

**Project Title**

LAPD FY2021 CRT Training Program: Mental Health Intervention Training for Investigators

<b>Performance Period Start Date</b>	<b>Performance Period End Date</b>
10/01/2021	09/30/2024

<b>Budget Period Start Date</b>	<b>Budget Period End Date</b>
10/01/2021	09/30/2024

**Project Description**

The Los Angeles Police Department (LAPD) Mental Evaluation Unit (MEU) is the largest and one of the oldest mental health policing programs in the nation and is highly regarded by law enforcement and by mental health and civil rights advocates. It has implemented several programs in response to law enforcement services involving mental health in the City of Los Angeles. Recognizing the importance of training first responders on how to appropriately respond to cases with mental illness, the LAPD, in partnership with the Los Angeles County Department of Mental Health (LACDMH) piloted a Crisis Intervention Training in 2002. Since then, the training has developed into a four-day, 40-hour Mental Health Intervention Training (MHIT) conducted by both MEU officers and LACDMH clinicians and certified by the State of California Commission on Peace Officer Standards Training (POST).



With the increasing number of calls involving people with mental illness or in crisis, investigators are encountering suspects/victims/witnesses during follow-up investigations who may be living with a mental illness, a developmental disability (i.e. autism), or suffering a mental health crisis. It is important to identify the behaviors, which may change how the investigator manages the case and provide an opportunity for a long-term effective solution. However, there is currently no mental health case management course offered for investigators.

With the FY2021 Comprehensive Crisis Response Training Program, the LAPD, in partnership with the LACDMH, is proposing to develop and deliver the MHIT for Investigators Training Program, an in-person and online transdisciplinary crisis response training geared for investigators. The program aims to train 240 investigators in California on mental health and case management strategies involving persons who may have a mental illness, or who have a developmental/intellectual disability. The course will incorporate best practices from the Memphis Model Crisis Intervention Teams (CIT) training, Disability Response, Co-Responder, Case Management, and other response models. This proposed course will also be made available on the LAPD University mobile application as an interactive online

*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.**



## 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.



## 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-AwardReqs.htm](http://ojp.gov/funding/Explore/LegalNotices-AwardReqs.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").

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## 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.

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## 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.

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## 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.

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## 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](mailto: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.

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## 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](http://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](mailto:E-Verify@dhs.gov). E-Verify employer agents can email E-Verify at [E-VerifyEmployerAgent@dhs.gov](mailto:E-VerifyEmployerAgent@dhs.gov).

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



### 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 (Attr: Grantee Reporting) at (202) 616-9881 (fax).

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

### 31

#### 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).

### 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

The recipient agrees to submit to BJA for review and approval any curricula, training materials, proposed publications, reports, or any other written materials that will be published, including web-based materials and web site content, through funds from this grant at least thirty (30) working days prior to the targeted dissemination date. Any written, visual, or audio publications, with the exception of press releases, whether published at the grantee's or government's expense, shall contain the following statements: "This project was supported by Grant No. <AWARD\_NUMBER> awarded by the Bureau of Justice Assistance. The Bureau of Justice Assistance is a component of the Department of Justice's Office of Justice Programs, which also includes the Bureau of Justice Statistics, the National Institute of Justice, the Office of Juvenile Justice and Delinquency Prevention, the Office for Victims of Crime, and the SMART Office. Points of view or opinions in this document are those of the author and do not necessarily represent the official position or policies of the U.S. Department of Justice." The current edition of the DOJ Grants Financial Guide provides guidance on allowable printing and publication activities.

### 34

The recipient agrees to cooperate with any assessments, national evaluation efforts, or information or data collection requests, including, but not limited to, the provision of any information required for the assessment or evaluation of any activities within this project.

### 35

Applicants must certify that Limited English Proficiency persons have meaningful access to the services under this program(s). National origin discrimination includes discrimination on the basis of limited English proficiency (LEP). To ensure compliance with Title VI and the Safe Streets Act, recipients are required to take reasonable steps to ensure that LEP persons have meaningful access to their programs. Meaningful access may entail providing language assistance services, including oral and written translation when necessary. The U.S. Department of Justice has issued guidance for grantees to help them comply with Title VI requirements. The guidance document can be accessed on the Internet at [www.lep.gov](http://www.lep.gov).

### 36

#### 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).

### 37

#### Verification and updating of recipient contact information

The recipient must verify its Grant Award Administrator, Financial Manager, and Authorized Representative contact information in JustGrants, including telephone number and e-mail address. If any information is incorrect or has changed, the award recipient's Entity Administrator must make changes to contact information through DIAMD. Instructions on how to update contact information in JustGrants can be found at <https://justicegrants.usdoj.gov/training/training-entity-management>.

### 38

#### Protection of human research subjects

The recipient (and any subrecipient at any tier) must comply with the requirements of 28 C.F.R. Part 46 and all OJP policies and procedures regarding the protection of human research subjects, including obtainment of Institutional Review Board approval, if appropriate, and subject informed consent.

### 39

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 [insert "in part," if applicable] through a grant from the [insert name of OJP component], 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.

### 40

#### Confidentiality of data

The recipient (and any subrecipient at any tier) must comply with all confidentiality requirements of 34 U.S.C. 10231 and 28 C.F.R. Part 22 that are applicable to collection, use, and revelation of data or information. The recipient further agrees, as a condition of award approval, to submit a Privacy Certificate that is in accord with requirements of 28 C.F.R. Part 22 and, in particular, 28 C.F.R. 22.23.

### 41

The award recipient agrees to participate in a data collection process measuring program outputs and outcomes. The data elements for this process will be outlined by the Office of Justice Programs.

### 42

Any organization using Office of Justice Programs grant funds, in whole or in part, to collect, aggregate, and/or share data on behalf of a government agency, must guarantee that the agency that owns the data and its approved designee(s) will retain unrestricted access to the data, in accordance with all applicable law, regulations, and BJA policy: a) in an expeditious manner upon request by the agency; b) in a clearly defined format that is open, user-friendly, and unfettered by unreasonable proprietary restrictions; and c) at a minimal additional cost to the requestor (which cost may be borne by using grant funds).

### 43

#### 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.

#### 44

##### Justice Information Sharing

Information sharing projects funded under this award must comply with DOJ's Global Justice Information Sharing Initiative (Global) guidelines. The recipient (and any subrecipient at any tier) must conform to the Global Standards Package (GSP) and all constituent elements, where applicable, as described at: [https://it.ojp.gov/gsp\\_grantcondition](https://it.ojp.gov/gsp_grantcondition). The recipient (and any subrecipient at any tier) must document planned approaches to information sharing and describe compliance with the GSP and appropriate privacy policy that protects shared information, or provide detailed justification for why an alternative approach is recommended.

#### 45

The recipient understands that, in accepting this award, the Authorized Representative declares and certifies, among other things, that he or she possesses the requisite legal authority to accept the award on behalf of the recipient entity and, in so doing, accepts (or adopts) all material requirements that relate to conduct throughout the period of performance under this award. The recipient further understands, and agrees, that it will not assign anyone to the role of Authorized Representative during the period of performance under the award without first ensuring that the individual has the requisite legal authority.

#### 46

##### 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.

#### 47

Recipient may not obligate, expend, or drawdown funds until the Bureau of Justice Assistance, Office of Justice Programs has reviewed and approved the Budget Narrative portion of the application and has issued an Award Condition Modification (ACM) informing the recipient of the approval.

*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	12/3/21 6:08 PM

**Authorized Representative**

**Entity Acceptance**

Title of Authorized Entity Official  
 Chief of Police

Signed Date And Time  
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**Proposal Narrative**

The Los Angeles Police Department (LAPD) has implemented several programs in response to law enforcement services involving mental health in the City of Los Angeles (City). In 1965, the LAPD established the Hospital Section to handle mentally ill patients taken into custody. Today, the LAPD Mental Evaluation Unit (MEU) is the largest and one of the oldest mental health policing programs in the nation, and is highly regarded by law enforcement and by mental health and civil rights advocates.<sup>1</sup> The MEU is comprised of the MEU Triage Desk; a co-responder team known as the Systemwide Mental Assessment Response Team (SMART); a follow-up investigative team, the Case Assessment Management Program (CAMP); the Senior Lead Officer (SLO) Program; and the MEU Training Unit. Each SMART and CAMP team is comprised of a police officer and a clinician from the Los Angeles County Department of Mental Health Department (LACDMH).

Recognizing the importance of training first responders on how to appropriately respond to cases with mental illness, the LAPD piloted a Crisis Intervention Training in 2002. Since then, the training has developed into a four-day, 40-hour Mental Health Intervention Training (MHIT) conducted by both MEU officers and LACDMH clinicians and certified by the State of California Commission on Peace Officer Standards Training (POST). As of July 2021, 4,761 police officers and civilian personnel have completed the training. Of that total, 4,337 were LAPD officers and 424 were officers from other law enforcement agencies.

The current MHIT for frontline officers provides students with the knowledge, skills, and abilities to identify people with mental illness and effectively assess, communicate, intervene,

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<sup>1</sup> Retrieved 7/8/2020: <https://csgjusticecenter.org/projects/law-enforcement-mental-health-learning-sites/los-angeles-police-department/>

manage field encounters and prepare accurate documentation. At the completion of the MHIT, the students are expected to identify a person suffering from a mental illness or in a mental health crisis, properly manage and deescalate the situation and conduct a comprehensive assessment of the individual pursuant to 5150 of the Welfare and Institutions Code (WIC). Using in-person lecture, case studies, and learning activities, the participants will: Recognize the most common mental illnesses they may encounter as law enforcement officers; Develop an understanding of the laws and Department policies involving persons suffering from a mental illness; Develop and utilize effective de-escalation techniques needed to bring about a peaceful resolution to an incident involving a person suffering from a mental illness or in a mental health crisis; Formulate the questions necessary to conduct an effective mental health assessment; Identify the mental health related behavior(s) that justify the criteria for an involuntary mental health hold pursuant to 5150 WIC or 5585 WIC; Know the appropriate referral information to provide the subject and or family if the behavior(s) do not rise to the level of an involuntary detention pursuant to 5150 WIC or 5585 WIC; Be able to complete the MEU intake procedure and required forms; Understand the LAPD's philosophy in the management of calls for services involving persons who have a mental illness. The LAPD mandates the MHIT to all current patrol officers, field training officers and probationary officers, and offers it to all Los Angeles County Co-Responder teams.

In the last ten years, the LAPD experienced a steady increase in mental health-related calls, up by 33% with 24,313 in 2010 and 32,443 in 2020. By making MHIT a mandatory class during a new recruit's probationary year, the LAPD has made a commitment for all patrol officers to be more effective in serving individuals affected by mental illness or experiencing a mental health crisis. However, there is currently no mental health case management course



offered for investigators. A query of the California POST course catalog, Los Angeles High Intensity Drug Trafficking Area classroom and online training courses, Federal Law Enforcement Training Center, the US Coast Guard, and the Department of Justice training centers, yielded no specific mental health case management courses for investigators. With the increasing number of calls involving people with mental illness or in crisis, investigators are encountering suspects/victims/witnesses during follow-up investigations who may be living with a mental illness, a developmental disability (i.e. autism), or suffering a mental health crisis. It is important to identify the behaviors, which may change how the investigator manages the case and provide an opportunity for a long-term effective solution.

In a recent MHIT class, an officer assigned to LAPD's Abused Child Unit requested help from the instructor in managing a case involving a child who was falsely and repeatedly alleging sexual assaults. The investigator was provided with resources for the child's mother and consequently felt better equipped to manage the case after attending MHIT. This incident illustrates the need for an MHIT-similar training specifically geared for officers and detectives assigned to investigative units at all LAPD's geographic divisions (i.e. crimes against persons, robbery, burglary, major assault crimes, etc.) and specialized investigative divisions such as Robbery Homicide Division and Juvenile Division. With the FY 2021 Comprehensive Crisis Response Training Program, the LAPD, in partnership with the LACDMH, is proposing to develop and deliver the **MHIT for Investigators Training Program**, an in-person and online transdisciplinary crisis response training geared for investigators. The program aims to train 240 investigators in California on mental health and case management strategies involving persons who may have a mental illness, or who have a developmental/intellectual disability. The course will incorporate best practices from the Memphis Model Crisis Intervention Teams (CIT)

training, Disability Response, Co-Responder, Case Management, and other response models. This proposed course will also be made available on the LAPD University<sup>2</sup> mobile application as an interactive online course.

**Project Design and Implementation:**

The LAPD, in collaboration with the LACDMH, has enhanced the ability of field personnel to recognize symptoms and behaviors of mental illness and more accurately triage the growing number of calls for service involving individuals who may be experiencing a mental health crisis by connecting those individuals and their families with support services for long-term solutions. Being co-located and co-dispatched with clinical partners is a huge advantage. The MEU has LACDMH clinicians available at the Triage desk for advice, who also partner and co-teach MHIT, respond to mental health-related calls with SMART and CAMP, and provide information to Threat Management Unit (TMU) detectives who handle aggravated stalking, workplace violence, and other threat-related investigations.

By creating a mental health investigation course, investigators will receive specialized training to recognize symptoms of mental illness, more properly triage the growing number of cases involving individuals who have a mental health crisis/illness, understand the Mental Health Court process and case management options available outside of the criminal court system, and have the resources to connect individuals and their families with support services for long-term case management solutions. Currently, if investigators are conducting a follow-up investigation and encounter a victim or witness experiencing a mental health crisis, the investigator would

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<sup>2</sup> In February 2020, the LAPD launched the LAPD University mobile application. Currently, this distance learning platform is delivering POST-certified courses in Use of Force and De-escalation, Implicit Bias and Racial Profiling, and Organizational Wellness. The platform was designed to be scalable, and with the capability for the addition of courses.

have to request a SMART team to their location. This course will focus on case management strategies and resources to assist with a case involving a subject who has mental illness.

The goal of the proposed training is to implement transdisciplinary crisis response training to equip investigators during interactions with people who have a mental illness and/or developmental disability in the course of completing their investigations. The 36-month performance period will be divided into Planning and Development, and Implementation and Tracking Phases.

***Planning and Development.*** The first 12 months of the project will focus on planning and development. At the end of this phase, a course outline will be produced for both the in-person and online MHIT for Investigators course, including identifying the data and process to measure the performance of the proposed training. The MEU's Training Unit (MTU) will be responsible for coordinating all collaborative activities in this phase.

The MTU will work with different stakeholders to develop a comprehensive crisis response training plan. The MTU has had a longstanding partnership with the LACDMH, including teaching rotational blocks of instruction on different mental health disorders for MHIT. The partnership will continue in the planning and development of the new course. The MTU will utilize the established relationships with the Los Angeles County District Attorney's Office's Mental Health Unit, the National Alliance on Mental Illness (NAMI), and the Autism Society Los Angeles (ASLA) and collaborate with them to create a course for investigators on mental health disorders and disabilities. The MTU will also continue to work with the U.S. Department of Justice's Bureau of Justice Assistance (BJA), as they have since 2010. MTU will work with LAPD's Police Training and Education (PTE) to have the MHIT for Investigators Course added

to the LAPD University mobile app<sup>3</sup>. This online course will be interactive, POST-certified, and will have the capability to be made available to law enforcement investigators nationwide.

The mobile application will have the capacity to upload a nearly infinite amount of content including engaging video segments, written case studies, source documents, and podcasts. It can include a simple exam generator that pulls from a bank of questions intended to reinforce learning and checks for knowledge that are all scaffolded onto the platform. There is also a chat function that allows students to share ideas and provide commentary to each other and the instructors. Dependent on the final course design and approval from POST, the course will have a capacity for 10,000 participants, with the ability to take the course anytime and anywhere.

The collaborations aim to achieve the following identified objectives/activities during this phase: Develop a comprehensive training plan that anticipates future deployment models; Create and design the training program, incorporating the BJA Crisis Response and Intervention Teams training; Engage BJA's National Law Enforcement Mental Health Learning Site Program; Seek and incorporate other best practices; Define process measures; Employ data-driven practices into the training program; and Determine and recruit the best qualified personnel to conduct training.

***Implementation and Tracking Phase:*** The remaining 24 months of the project will focus on the delivery of the training and tracking program outcomes. By the end of this phase, the plan is to deliver the in-person MHIT for Investigators course to 240 investigators. The MTU and PTE will be responsible for coordinating all activities in this phase. The following identified objectives/activities will take place: Implement the training program with four in-person and four online MHIT for Investigators sessions; Deploy best practices; Track process

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<sup>3</sup> In February 2020, the LAPD launched the LAPD University mobile application. Currently, this distance learning platform is delivering POST-certified courses in Use of Force and De-escalation, Implicit Bias and Racial Profiling, and Organizational Wellness. The platform was designed to be scalable, and with the capability for the addition of courses.

measures; Build long term sustainment through training the trainer; Improve officer and citizen safety through increased community collaboration, communication, and deployment strategies; Build positive community relations; Enhance officer knowledge of mental health.

The proposed program's strategy is to collaborate with LAPD's clinical partners from the LACDMH and community partners from NAMI and ASLA to plan the MHIT for Investigators course. Once the objectives and learning activities are developed, the expanded course outline will be completed. The MHIT for Investigators course, both in-person and online, will be an interactive course that would mimic the current MHIT expanded course outline and employ adult learning model delivery. To ensure a positive learning experience, each in-person and online session will have a maximum of 35 students. Though not limited to LAPD, the LAPD investigators will receive priority for the in-person MHIT for Investigators. The online MHIT for Investigators course will be open to other law enforcement agencies through the LAPD University mobile application.

The creation of the MHIT for Investigators course will: Increase support to crime victims by educating investigators on the many available resources for victims who have a mental illness or intellectual/developmental disability, and their families; Protect the public from crime and evolving threats by providing a block of instruction on threat management and investigative strategies involving the criminal justice system, as well as the mental health court system; Build trust between law enforcement and the community by improving investigator and citizen safety through increased community collaboration and communication for long term case management solutions and crime prevention. The timeline of the project is delineated in the Timeline attachment.

**Need for federal assistance.** The pandemic and “defund the police” initiatives have cut LAPD’s budget significantly. In order to balance the budget and maintain critical operations, training programs are commonly the first selected for reduction. This collaborative training program will not be adequately funded, if at all, without federal assistance.

**Non-supplanting.** Once the grant is awarded, the LAPD will establish a separate account specifically for expenditures delineated on this application. This will ensure that grant funds will be used to supplement and not supplant Department efforts.

**Capabilities and Competencies:**

**LAPD.** The LAPD will serve as the prime recipient and will provide fiscal and administrative oversight over the grant program. The LAPD has successfully managed grants ranging from \$50,000 to \$16,000,000 from various local, state, and federal entities including FEMA and DOJ. The LAPD Grants Section oversees and reports on over 30 active grants. A grants analyst will be assigned to this project to manage the administrative aspects of the grant including preparing and submitting financial and progress reports and ensuring the grant’s special conditions and the City’s and DOJ’s financial policies and guidelines are followed.

The LAPD MEU is nationally recognized as an expert on a collaborative response to people who have mental needs. Since 1993, it has trained over 70 law enforcement agencies nationwide and more than 14 agencies internationally. In 2010, it was distinguished as one of only 14 Law Enforcement Mental Health National Learning Site by the Council of State Governments Justice Center to serve as a peer-to-peer learning site. The MEU Training Unit personnel have all worked on SMART, have furthered their education by going back to school or attending additional training on mental health, and have the training and experience of teaching and facilitating the MHIT course every other week, for a total of 25 annual deliveries.

LAPD's Police Training and Education is responsible for the review and evaluation of all LAPD training curricula to ensure relevancy, continuity, and compliance with State and Federal criteria and Department policy. Best practices in police training and adult learning are researched to continually improve and advance LAPD training. For over 20 years, thousands of courses have been delivered to LAPD's nearly 13,000 employees, maintaining over four million records of training. In 2020, PTE successfully implemented the LAPD University mobile application to make training more accessible not only to LAPD employees but also to other law enforcement agencies and stakeholders as well.

**LACDMH:** The Los Angeles County Department of Mental Health (LACDMH) is the largest county mental health department in the country. It directly operates more than 80 programs and contracts with more than 700 providers, including non-governmental agencies and individual practitioners who provide a spectrum of mental health services to people of all ages to support hope, wellness and recovery.

**Key Personnel and Management Structure:** *LAPD Captain Brian Bixler* will be the project director. He is currently the captain of Detective Support and Vice Division of which MEU is a part of. As a lieutenant, he was the Officer in Charge of the Crisis Response Support Section, which includes the Threat Management Unit and Mental Evaluation Unit, where he managed a team of over 100 law enforcement officers and over 45 LACDMH Clinicians. He has presented on issues related to policing persons suffering from a mental health crisis at the Forensic Mental Health Association of California Annual Conference in Monterey, the Crisis Intervention Team International Conference in Chicago, and the International Association of Chiefs of Police Conference in San Diego. *Detective II Elizabeth Reyes* will be the program manager responsible for day to day activities of the development and delivery of the training. Det. Reyes is currently the Acting Officer-in-Charge of the MEU Training Unit. *LAPD Sergeant Brian*

*Churchill* is the Officer-in-Charge of the Los Angeles Police Leadership Program and instrumental in the establishment of the LAPD University. He will work with Det. Reyes on the MHIT for Investigators online course to be uploaded on the mobile application. **LACDMH Program Manager II Paul Sacco, L.C.S.W.** oversees the LAPD SMART and CAMP clinical staff. He has multiple years of clinical experience working with families and children, detained youth and homeless individuals. As a Program Manager, he has overseen large directly operated and culturally specific clinics as well as Law Enforcement Teams where as many as 7 cities share a cadre of clinicians working in conjunction with each other to provide crisis intervention in each city. Det. Reyes and Mr. Sacco currently work collaboratively to schedule, staff, and deliver the MHIT and will continue to work collaboratively on all activities of this project.

**Sustainability.** As a national learning site since 2010, the LAPD, as well its partners, are committed to continue the MEU programs and MHIT course. Once piloted and found successful, the MHIT for Investigators course will be permanently added to LAPD's training curriculum.

**Plan for Collecting the Data Required for this Solicitation's Performance Measures:**

The LAPD has reviewed the data required for this solicitation's performance measures. Sergeant Churchill will be collecting all data for the project. Data from both in-person and online sessions will be input in the LAPD University application data analytics including the number of enrollees, progress through the course, results of examinations, and time spent in each module.

The data will be collated to reflect performance per course instance, and for the overall numbers of participants. All students will take a survey from the app to track effectiveness of delivery per module, the clarity of information, the quality of the video and podcast production in relation to duties. Reports per agency, per state, date range, and a myriad of other data sets can be generated. After a period of six months, students will be requested to take an additional survey that examines effectiveness of instructed techniques and how they were applied in the field.



Budget Summary

**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	\$18,000	\$0	\$48,000	\$0	\$48,000	\$0	\$0	\$0	\$0	\$0	\$114,000
B. Fringe Benefits	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
C. Travel	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
D. Equipment	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
E. Supplies	\$6,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$6,000
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	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
I. Other	\$10,000	\$0	\$10,000	\$0	\$10,000	\$0	\$0	\$0	\$0	\$0	\$30,000
<b>Total Direct Costs</b>	<b>\$34,000</b>	<b>\$0</b>	<b>\$58,000</b>	<b>\$0</b>	<b>\$58,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$150,000</b>
J. Indirect Costs	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
<b>Total Project Costs</b>	<b>\$34,000</b>	<b>\$0</b>	<b>\$58,000</b>	<b>\$0</b>	<b>\$58,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$150,000</b>

Does this budget contain conference costs which is defined broadly to include meetings, retreats, seminars, symposia, and training activities? Y/N

No

## INTRADEPARTMENTAL CORRESPONDENCE

December 8, 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 FY 2021 COLLABORATIVE CRISIS RESPONSE TRAINING  
PROGRAM

Attached for your approval and signature is an Intradepartmental Correspondence to the Board of Police Commissioners requesting approval to transmit the attached grant application and award from the Bureau of Justice Assistance for the FY 2021 Collaborative Crisis Response Training Program (CRT). The Los Angeles Police Department (LAPD) is requesting retroactive approval for the application and authorization to accept the \$150,000 grant award for the grant period of October 1, 2021 through September 30, 2024.

The FY 2021 CRT seeks to implement transdisciplinary crisis response training to educate and prepare law enforcement and correctional officers so that they are equipped to appropriately interact with people who have behavioral health conditions or disabilities in the course of completing their job responsibilities. The LAPD, in partnership with the Los Angeles County Department of Health, will develop and deliver a Mental Health Intervention Training for Investigators Program, an in-person and online transdisciplinary crisis response training geared for investigators. The program aims to train 240 investigators in California on mental health and case management strategies involving persons who may have a mental illness, or who have a developmental/intellectual disability. Grant funds in the amount of \$114,000 is allocated for personnel costs to deliver the training, \$6,000 for supplies, and \$30,000 for training platform software.

If you have any questions, please contact Senior Management Analyst Stella Larracas, Grants Section at (213) 486-0380.



LIZABETH RHODES, Director  
Office of Constitutional Policing and Policy

Attachments