

OVW Special Tribal Criminal Jurisdiction Grant Program (STCJ Grant Program)

FY 2024 Pre-Application Information Session

STCJ Grant Programs:

STCJ Lower 48 & STCJ Alaska

- Support tribes in their efforts to exercise Special Tribal criminal jurisdiction (STCJ) over non-Indians who commit “covered crimes” within the Tribe’s jurisdictional boundaries and provides technical assistance for planning and implementing changes in their criminal justice systems necessary to exercise the jurisdiction.
- “Covered crimes” are: assault of Tribal justice personnel; child violence; dating violence; domestic violence; obstruction of justice; sexual violence; sex trafficking; stalking; and violation of a protection order.

STCJ ALASKA Grant Program

STCJ Alaska is designed to assist Alaska Native Tribal governments, or consortia of Alaska Native Tribal governments, that plan to seek, or wish to explore seeking, designation by the Attorney General as participating tribes able to exercise jurisdiction over non-Indians through the Alaska Pilot Program for STCJ.

Note: An award under the STCJ Alaska Grant Program does not constitute designation or replace the process for seeking designation by the Attorney General as a participating tribe to exercise STCJ under the Alaska Pilot Program.

ELIGIBLE APPLICANTS

STCJ LOWER 48

Governments of Indian Tribes that have jurisdiction over Indian country.

STCJ ALASKA

Governments of Indian Tribes, or consortia of Indian Tribes, occupying a Village in Alaska.

Tribal Consortia

Consortia of Indian Tribes are eligible to apply for either STCJ Lower 48 or STCJ Alaska. Multiple tribes are encouraged to combine resources and exercise jurisdiction together by submitting an application as a consortium.

STCJ Grant Programs: Purpose Areas (pg. 2)

(Applicants must address at least on Purpose Area)

Purpose Area 1: to **strengthen tribal criminal justice systems** to assist Indian Tribes in exercising Special Tribal Criminal Jurisdiction, including for:

(A) law enforcement (including the capacity of law enforcement, court personnel, or other nonlaw enforcement entities that have been designated by an Indian Tribe as responsible for maintaining public safety within the territorial jurisdiction of the Indian Tribe, to enter information into and obtain information from national crime information databases); (B) prosecution; (C) trial and appellate courts (including facilities maintenance, renovation, and rehabilitation); (D) supervision systems; (E) detention and corrections (including facilities maintenance, renovation, and rehabilitation); (F) treatment, rehabilitation, and reentry programs and services; (G) culturally appropriate services and assistance for victims and their families; and (H) criminal codes and rules of criminal procedure, appellate procedure, and evidence.

STCJ Grant Programs: Purpose Areas (pg. 3)

(Applicants must address at least on Purpose Area)

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

Purpose Area 3: to ensure that, in criminal proceedings in which a participating Tribe exercises Special Tribal Criminal Jurisdiction, jurors are summoned, selected, and instructed in a manner consistent with requirements.

Purpose Area 4: to accord victims of covered crimes rights that are similar to the rights of a crime victim.

NOTE REGARDING STCJ GRANT PROGRAMS

STCJ Grant Programs **are not** limited to Tribes that are already exercising or immediately prepared to exercise jurisdiction upon receiving funding.

Nor are they planning grant programs that are limited to only Tribes that are in the early planning and preparation phases. OVW funds Tribes at different stages of development across the Assessment and Planning, Implementation, and Exercising phases.

Out of Scope/Prior Approval Activities

➤ **Out of Scope Activities:**

- Research Projects.
- Tribal justice system response to cases that do not involve one or more of the covered crimes.
- Purchase or lease of vehicles.

➤ **Activities Requiring Prior Approval:**

- Surveys.
- Renovations, including such minor things as painting, carpeting, or installing lighting.

2024 STCJ APPLICATIONS

1. OVW Fiscal Year 2024 Special Tribal Criminal Jurisdiction Grant (STCJ) Program Solicitation (**STCJ Lower 48**)
2. OVW Fiscal Year 2024 Special Tribal Criminal Jurisdiction: Targeted Support for Alaska Native Tribes Special Initiative Program Solicitation (**STCJ Alaska**)

Please read the appropriate STCJ Solicitation in its entirety.

2 STCJ Solicitations

STCJ LOWER48

- Assistance Listing #: 16.025
- Grants.gov Opportunity #:
O-OVW-2024-171919
- **Deadline** to submit SF-424 & SF-LLL in **Grants.gov**: 11:59 PM, Eastern Time, **July 9, 2024**
- **Deadline** to submit full application in **JustGrants**: 8:59 PM, Eastern Time, July 11, 2024

STCJ ALASKA

- Assistance Listing #: 16.025
- Grants.gov Opportunity #:
O-OVW-2024-172091
- **Deadline** to submit SF-424 & SF-LLL in Grants.gov: 11:59 PM, Eastern Time, **July 9, 2024**
- **Deadline** to submit full application in **JustGrants**: 8:59 PM, Eastern Time, July 11, 2024

AWARD PERIOD & AMOUNTS

STCJ LOWER 48

- Grant Award Period: 60 months
- Award Amounts: For FY 2024, OVW is not setting a maximum award amount per application.

STCJ ALASKA

- Grant Award Period: 36 months
- Award Amounts: For FY 2024, OVW is not setting a maximum award amount per application.

OVW anticipates that the award period will start on October 1, 2024.

TYPES OF ELIGIBLE APPLICATIONS

STCJ LOWER 48

- New: Never received funding under STCJ Grant Program or whose previous STCJ funding expired on or before June 30, 2023.
- Continuation: Existing or recently closed (after June 2023) STCJ award.
- Recipients of 60-month award in FY 2023 or a 36-month award in FY 2022 are NOT eligible to apply as a lead applicant.
- Current/Continuation grantees with 50% or more funding remaining in current award may not be considered for funding.

STCJ ALASKA

- New: Never received funding under STCJ Alaska Grant Program.
- Recipients of a 60-month STCJ Alaska award in FY 2023 are NOT eligible to apply as the lead applicant.

STCJ PROGRAM REQUIREMENTS

- **Participation in the Inter-tribal Technical Assistance Working Group on STCJ (ITWG (Lower 48)) and/or the Alaska Inter-Tribal Technical Assistance Working Group (AK ITWG).** The ITWG/AK ITWG is a group of tribal representatives exchanging views, information, and advice about how tribes may best exercise STCJ.
- **Planning Period (new applicants).** New award recipients must engage in a planning period to further develop the project and corresponding budget. An award condition will limit available funds to those needed for costs such as travel for training and technical assistance and staff salary and fringe during the planning stage. This condition will be removed for full project implementation once all documentation has been reviewed and approved by OVW.

STCJ PROGRAM REQUIREMENTS (pg. 2)

- **Dedicated Project Coordinator.** At a minimum, new and continuation award recipients not currently exercising STCJ over any covered crime must dedicate a staff or contracted .5 FTE (half-time) Project Coordinator position to this project.
- **Memorandum of Understanding (MOU)/Internal Memorandum of Understanding (IMOU).** New award recipients will develop and submit an MOU/IMOU during the planning period of the grant project. Continuation award recipients will develop and submit an MOU/IMOU after acceptance of the grant award. **New and continuation applicants should not submit the MOU/IMOU at the time of application.**
- **Required MOU/IMOU partners for the STCJ Programs** are: Tribal Leadership; Tribal Judge; Tribal Prosecutor's Office; Tribal Attorney/In-house General Counsel; Law Enforcement; and a Victim Service Provider. **(Victim Service Providers must provide direct services to victims of domestic violence, dating violence, sexual assault, or stalking as one of their primary purposes).**

STCJ PROGRAM REQUIREMENTS (pg. 3)

STCJ LOWER 48

STCJ Readiness Certification

All awards will include an award condition that requires certain tribal officials to certify they are familiar with the Indian Civil Rights Act. The chief executive of the tribe and the chief legal officer are required to certify that the tribe's criminal justice system has adequate safeguards in place to protect defendants' rights. The chief judicial officer is also required to certify to familiarity with the tribal constitution, code, and rules provisions to implement STCJ, including provisions that safeguard defendants' rights. Certifications will be required prior to grant funds being used for the prosecution or incarceration of non-Indian defendants.

STCJ ALASKA

Attorney General Designation

All awards will include an award condition that requires that the recipient may not exercise STCJ over non-Indian offenders who commit covered crimes unless and until the Tribe is designated by the Attorney General to participate in the Alaska Pilot Program. Attorney General designation will be required prior to grant funds being used for the prosecution or incarceration of non-Indian defendants.

PROGRAM ELIGIBILITY REQUIREMENT

Documentation Demonstrating Authority to Apply

ALL applicants must submit Documentation Demonstrating Authority to Apply. This documentation must be uploaded/attached as a separate attachment under the “Additional Application Components” section in JustGrants.

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

- a) the applicant is a federally recognized tribe appearing in the most recently published list of Indian Entities Recognized and Eligible to Receive Services from the United States Bureau of Indian Affairs;
- b) the tribe has jurisdiction over lands that meet the definition of Indian country;

PROGRAM ELIGIBILITY REQUIREMENT (pg. 2)

Documentation Demonstrating Authority to Apply

- c) the governing body of the tribe intends to plan, develop, implement, and exercise STCJ within its jurisdiction; and
- d) all internal required project partners will participate in and cooperate with the planning, development, implementation, and exercise of STCJ and the tribe will authorize tribal agencies or officials to enter into/sign a Memorandum of Understanding (MOU)/Internal Memorandum of Understanding (IMOU) to implement the project.

Failure to provide this required documentation may disqualify an application from further consideration.

Application Submission Information (pg. 3)

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

Step 1: Applicants must submit by the **Grants.gov** deadline (**July 9, 2024**) the **required** Application for Federal Assistance standard form (**SF-424**) & the Disclosure of Lobbying Activities form (**SF-LLL**) in Grants.gov.

To view the forms prior to completing them in Grants.gov, applicants can go to the Package tab under the funding opportunity that they're applying for and select Preview. The Preview then provides links to the forms.

Application Submission Information (pg. 4)

Application for Federal Assistance (SF-424)

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

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

Application Submission Information (pg. 5)

Disclosure of Lobbying Activities (SF-LLL)

All applicants must complete and submit the Disclosure of Lobbying Activities (SF-LLL) form in Grants.gov as part of **Step 1 of the application submission process**.

Applicants that expend any funds for lobbying activities must provide the information requested on the SF-LLL. Applicants that **do not** expend any funds for lobbying activities should enter “N/A” in the required highlighted fields.

Standard Applicant Information (JustGrants 424 and General Agency Information)

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

Application Submission Information (pg. 6)

Step 2: Applicants must then submit the **full application**, including attachments, in **JustGrants** at <https://justicegrants.usdoj.gov/> by the JustGrants application deadline (**July 11, 2024**).

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

APPLICATION CONTENTS

1. **Proposal Abstract** (short summary of the proposed project)

The Proposal Abstract will be entered into a text box in JustGrants.

2. **Data Requested with Application**

Applicants must complete three questionnaires in JustGrants: the Pre-Award Risk Assessment, the Applicant Entity Questionnaire, and the Tribal Jurisdiction Program Summary Data Sheet. Although the questionnaires must be completed in JustGrants, the questions can be viewed in Appendices B, C, and D of this solicitation.

APPLICATION CONTENTS (pg. 2)

3. Proposal Narrative

The Proposal Narrative:

- may not exceed 25 pages, double-spaced.
- must include the following 3 sections: “Purpose of the Proposal,” “What Will Be Done,” & “Who Will Implement the Proposal.”

The total point value for the Proposal Narrative is 80 points.

The Proposal Narrative must be uploaded as an attachment in JustGrants.

APPLICATION CONTENTS (pg. 3)

4. Budget Worksheet & Budget Narrative

The Budget Worksheet & Narrative must:

- reflect 60 months (STCJ Lower 48) **OR** 36 months (STCJ Alaska) of project activity.
- must include funds to provide language access or describe other resources available to the applicant to ensure meaningful access for persons with limited English proficiency.
- must include funds to provide access for people with disabilities or who are Deaf/hard of hearing, or describe other resources available to the applicant to ensure meaningful access for such people.

APPLICATION CONTENTS (pg. 4)

- include funds to attend OVW-sponsored TTA in the amount of \$50,000. This amount is for the entire project period and NOT per year. Applicants also may budget expenses in excess of the required amount if they are aware of relevant non-OVW sponsored conferences or training for which they would like permission to use grant funds to support staff/project partner attendance.
- Include salary and fringe benefits costs to support, at a minimum, a .5 FTE (half-time) Project Coordinator position (**New & Continuation Applicants not currently exercising jurisdiction only**).

The Budget Worksheet & Budget Narrative must be uploaded as an attachment in JustGrants.

APPLICATION CONTENTS (pg. 5)

5. Documentation Demonstrating Authority to Apply

ALL applicants must submit Documentation Demonstrating Authority to Apply. This documentation must be uploaded/attached as a separate attachment under the “Additional Application Components” section in JustGrants.

6. Letter of Nonsupplanting

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

APPLICATION CONTENTS (pg. 6)

7. Confidentiality Notice Form

All applicants are required to acknowledge that they have received notice that grantees and subgrantees must comply with the confidentiality and privacy requirements of VAWA. **Applicants must upload and attach, under “Additional Attachments” in JustGrants,** the completed acknowledgement form available on the OVW website.

This form must be signed by the Authorized Representative.

APPLICATION CONTENTS (pg. 7)

8. Summary of Other Federal Funding

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

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

APPLICATION CONTENTS (pg. 8)

9. Indirect Cost Rate Agreement (if applicable)

Applicants that intend to charge indirect costs through the use of a negotiated indirect cost rate must have a current, signed, federally approved indirect cost rate agreement and must **upload and attach a copy of the agreement to their application in JustGrants.**

Applicants that do not have a current negotiated (including provisional) indirect cost rate, except for certain non-federal entities, may elect to charge a de minimis rate of 10% of modified total direct costs (MTDC).

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

APPLICATION CONTENTS (pg. 9)

10. Disclosures and Assurances

All applicants must review, complete, and submit the following disclosures, assurances, and certifications:

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

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

DOJ Certifications Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; and Drug-Free Workplace Requirements: Applicants must read and acknowledge these DOJ certifications in JustGrants.

Grants Financial Management Division (GFMD)

- ▶ Summary Data Sheet (questionnaire)
 - ▶ Single Audit (threshold and fiscal year)
 - ▶ IRS three-step safe-harbor procedure– Executive Compensation –
 - ▶ Sample Disclosure Letter
 - Address all four parts

- ▶ Pre-Award Risk Assessment (questionnaire)
 - ▶ Eleven questions; Multiple parts to each question
 - ▶ Most Common issues:
 - Brief list of policies and procedures not provided
 - Budgeted vs. Actual process not provided
 - Record Retention policy not provided
 - Knowledge of rules and regulations

Resources

Training for OVW Applicants:

<https://www.justice.gov/ovw/resources-applicants>

Budget Information and Sample Budget Detail

Worksheet: <https://www.justice.gov/ovw/page/file/1107316/download>

Creating a Budget: <https://www.justice.gov/ovw/video/creating-budget>

Uniform Guidance - 2 CFR Part 200

<https://www.ecfr.gov/current/title-2/subtitle-A/chapter-II/part-200?toc=1>

DOJ Financial Guide:

<https://www.justice.gov/media/1282146/dl?inline=>

Program Specific Solicitation:

<https://www.justice.gov/ovw/open-solicitations>

Contact Information

OVW GFMD Helpdesk:

1-888-514-8556

OVW.GFMD@usdoj.gov

STCJ GRANT PROGRAMS

CONTACT INFORMATION

STCJ Email Address: OVW.TribalJurisdiction@usdoj.gov

Phone: 202-307-6026

STCJ Alaska: Tammy Ashley, Grants Management Specialist:
Tammy.Ashley@usdoj.gov

STCJ Lower 48: Regina Madison, Grants Management Specialist:
Regina.Madison@usdoj.gov

The End

Good Luck!

