

BUREAU OF JUSTICE ASSISTANCE

ADULT DRUG COURT AND VETERANS TREATMENT COURT DISCRETIONARY GRANT PROGRAM

Federal Funders Forum:
Everything You Need to Know About Funding for Drug Courts

May 26, 2020
1:45 – 3:00 PM EST



BJA
Bureau of Justice Assistance
U.S. Department of Justice

BUREAU OF JUSTICE ASSISTANCE

ADULT DRUG COURT AND VETERANS TREATMENT COURT DISCRETIONARY GRANT PROGRAM

Opening Remarks

Michael Costigan, BJA Acting Director



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U.S. Department of Justice

BUREAU OF JUSTICE ASSISTANCE

ADULT DRUG COURT AND VETERANS TREATMENT COURT DISCRETIONARY GRANT PROGRAM

Speakers

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BJA Division Chief



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U.S. Department of Justice

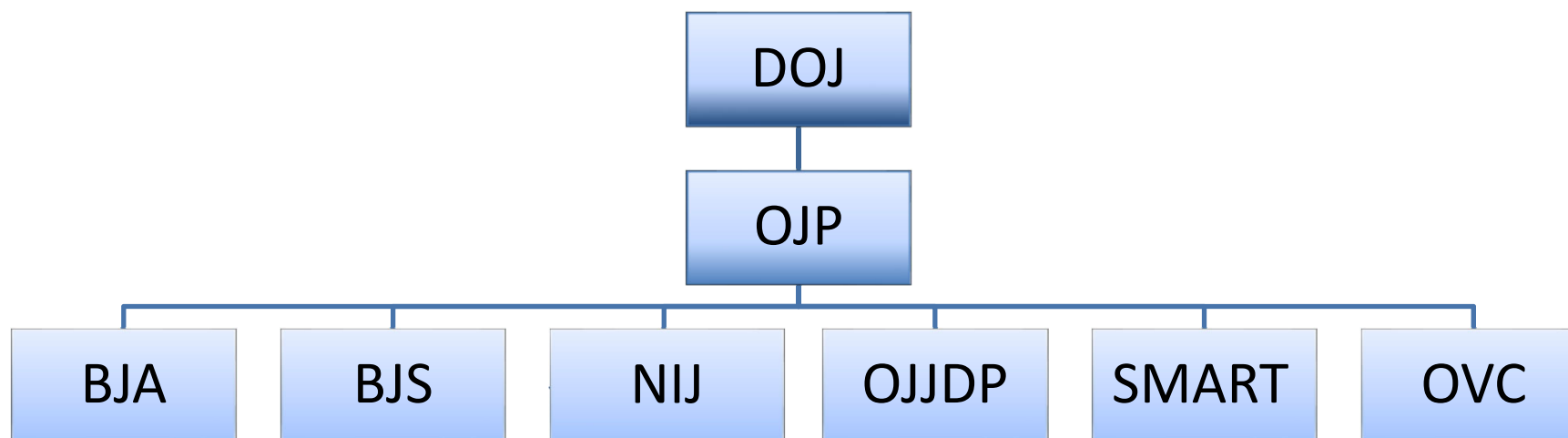
Agenda

- Overview of OJP and BJA
- DOJ Drug Court Appropriations
- Eligibility Requirements
- Grant Priorities, Categories and Requirements
- Drug Court Resources
- Services Added with Grant Funds
- Top 12 Application Tips
- Coronavirus Disease (COVID-19) Updates
- Questions and Answers

What is the Office of Justice Programs (OJP)?

- OJP provides grant funding, training, research and statistics to the criminal justice community.
- OJP is one of three grant-making components of the Department of Justice.
 - Office on Violence Against Women (OVW)
 - Office of Community Oriented Policing Services (COPS)

OJP Bureaus and Offices



BJA Mission Statement

BJA provides leadership and services in grant administration and criminal justice policy development to support local, state, and tribal justice strategies to achieve safer communities.

To learn more about BJA, visit www.bja.gov, or follow us on Facebook (<https://www.facebook.com/DOJBJA/>) and Twitter (@DOJBJA).

| FY | DOJ Drug Court Appropriation | | |
|------|------------------------------|---------------------------|----------------|
| | Adult Drug Courts | Veterans Treatment Courts | Total |
| 2017 | \$ 43 MILLION | \$ 7 MILLION | \$ 50 MILLION |
| 2018 | \$ 75 MILLION | \$20 MILLION | \$ 95 MILLION |
| 2019 | \$ 77 MILLION | \$22 MILLION | \$ 99 MILLION |
| 2020 | \$ 80 MILLION | \$23 MILLION | \$ 103 MILLION |

DOJ Drug Court Appropriation for FY2020

\$80M for Adult Drug Courts and **\$23M** for Veterans Treatment Courts, totaling **\$103M**

Funding supports the following:

- **Drug Court Grant Program** – estimated grant awards based on appropriation amount (Projection FY20: 99 awards)
- **Drug Court Training and Technical Assistance (TTA)** – TTA support to all operational drug courts (priority to BJA funded drug courts)
- **National Drug Court Resource Center** - serves as a clearinghouse for drug court resources
- **Office of Juvenile Justice and Delinquency Prevention** – Transfer funds to support Family and Juvenile Treatment Courts

OJP Priority Areas

OJP will give priority consideration to applications as follows:

- Applications that address specific challenges that rural communities face
- Applications that demonstrate that the individuals who are intended to benefit from the requested grant reside in high-poverty areas or persistent-poverty counties
- Applications that offer enhancements to public safety in economically distressed communities (Qualified Opportunity Zones)

BJA Drug Court Priorities

- Serve high risk/high need participants
- Adhere to the 10 key components and the NADCP Drug Court Best Practice Standards
- Provide access to U.S. Food and Drug Administration (FDA) approved Medication-Assisted Treatment (MAT)
- Support law enforcement and veterans, and expand services to tribal communities
- Ensure equitable geographic distribution of grant awards
- Expand a state-based training and technical assistance

BJA FY 2020 Adult Drug Court and Veterans Treatment Court Competitive Grant Solicitation

Released on February 24, 2020
Close date: June 1, 2020

Eligibility

Category 1: Implementation of Veterans Treatment Courts, Category 2: Veterans Treatment Courts, and Category 3: Adult Drug Courts, the following entities are eligible to apply:

- States and territories
- State and local courts
- Counties
- Units of local government
- Federally recognized Indian tribal governments

Category 4: Statewide Strategies to Support Adult Drug Courts and Veterans Treatment Courts, the following entities are eligible to apply:

- State agencies such as the State Administering Agency, the Administrative Office of the Courts, and the State Substance Abuse Agency

Type of Courts

- Adult Drug Courts (ADC);
- Driving while intoxicated (DWI)/Driving under the influence (DUI) courts;
- Co-occurring courts;
- Veterans Treatment Courts (VTC); and
- Tribal Healing to Wellness Courts (THWCs).

Funding Categories

Category 1: Implementation of Veterans Treatment Courts. Funding supports the implementation of new Veterans Treatment Courts (VTCs).

- Grant maximum: \$500,000
- Period of performance: 36 months
- Awards: 10

Category 2: Veterans Treatment Courts. Funding supports the enhancement of existing VTCs.

- Grant maximum: \$500,000.
- Period of performance: 36 months
- Awards: 9

Funding Categories

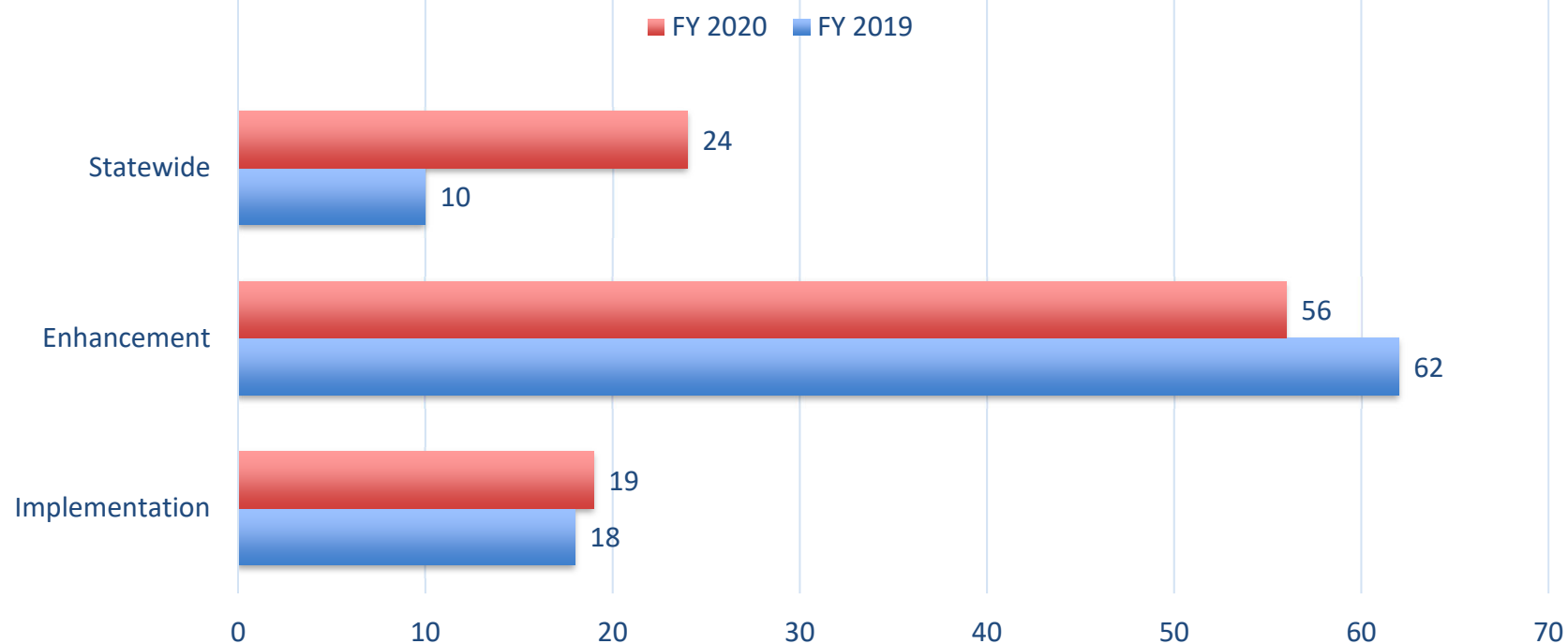
Category 3: Adult Drug Courts. Funding supports the implementation of new drug courts and/or enhancing drug courts.

- Grant maximum: \$500,000
- Period of performance: 36 months
- Awards: 56 awards

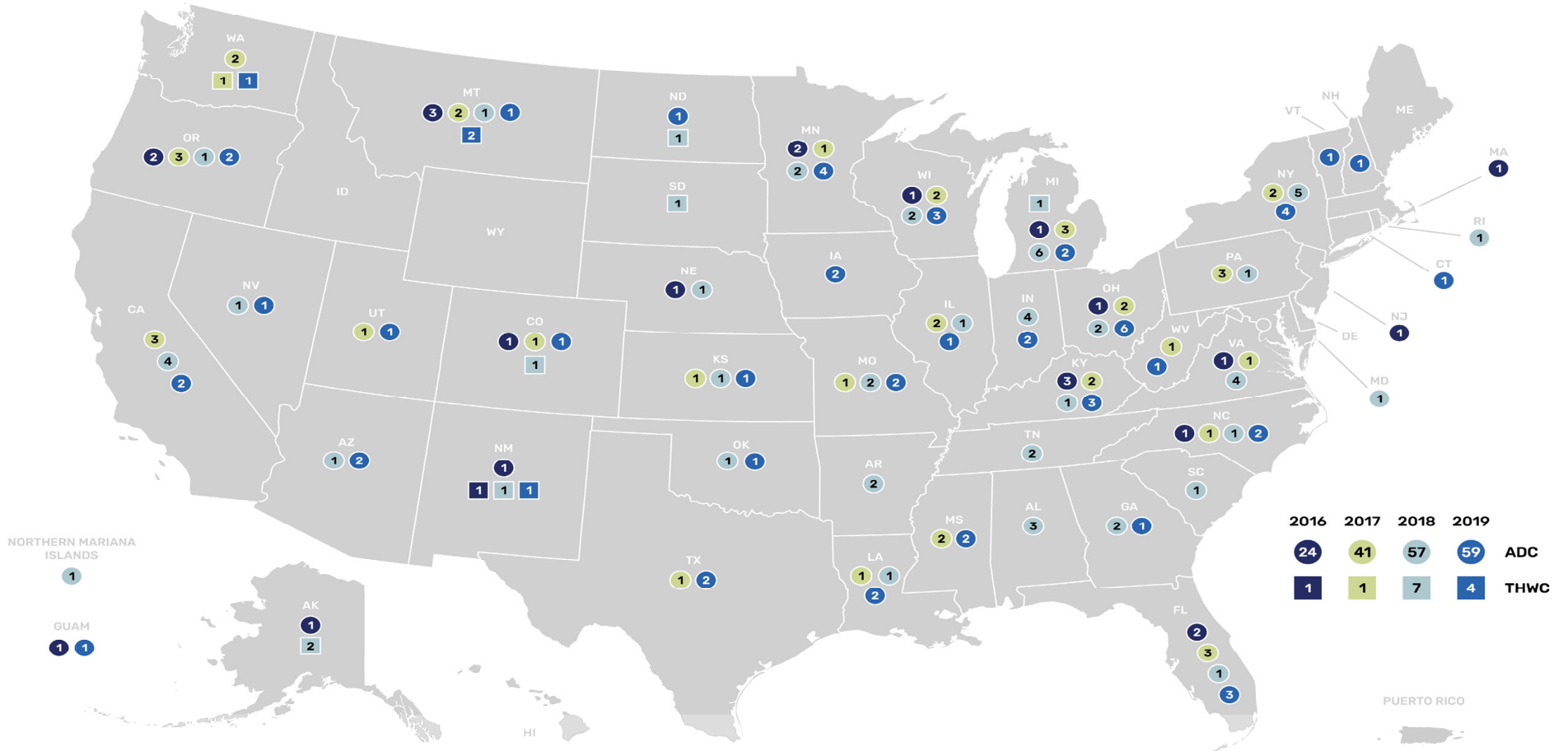
Category 4: Statewide Strategies to Support Adult Drug Courts and Veterans Treatment Courts. Funding supports statewide efforts to enhance or expand services for ADC or VTC.

- Grant maximum: \$750,000
- Period of performance: 36 months
- Awards: 24

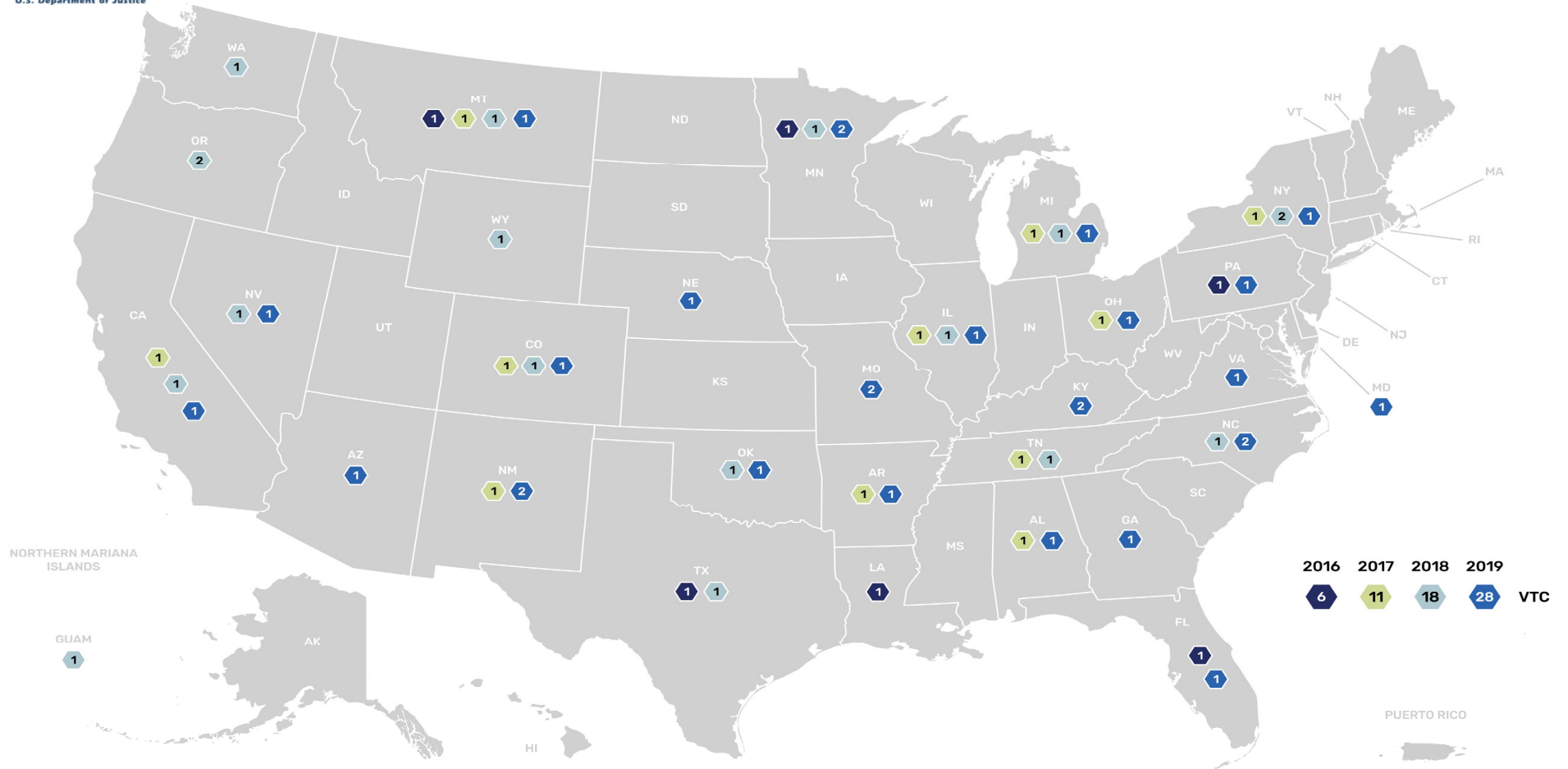
Funding Categories



Adult Drug Courts (N=181) and Tribal Healing to Wellness Courts (N=13) FY2016-2019



Veterans Treatment Courts (N=63) FY2016-2019



Grant Requirement

Opioid, Stimulant, and Substance Abuse

The focus of the ADC and VTC Discretionary Grant Program is to reduce opioid, **stimulant, and substance abuse**. In the program narrative, all applicants are required to describe a plan to serve offenders with substance addictions.

Grant Requirement

Medical Marijuana

Award recipients are prohibited from using federal funds to support programs or activities that violate the Controlled Substances Act, 21 U.S.C. § 801, *et seq.* Programs or activities funded under a BJA adult drug court award must ensure that drug court participants are tested periodically for the use of controlled substances, including medical marijuana. See 34 U.S.C. § 10611, *et seq.*

Grant Requirement

Medication-Assisted Treatment (MAT)

The applicant must demonstrate that the drug court for which funds are being sought will not deny any eligible client access to the program because of their use of the FDA approved medications for the treatment of substance use disorders.

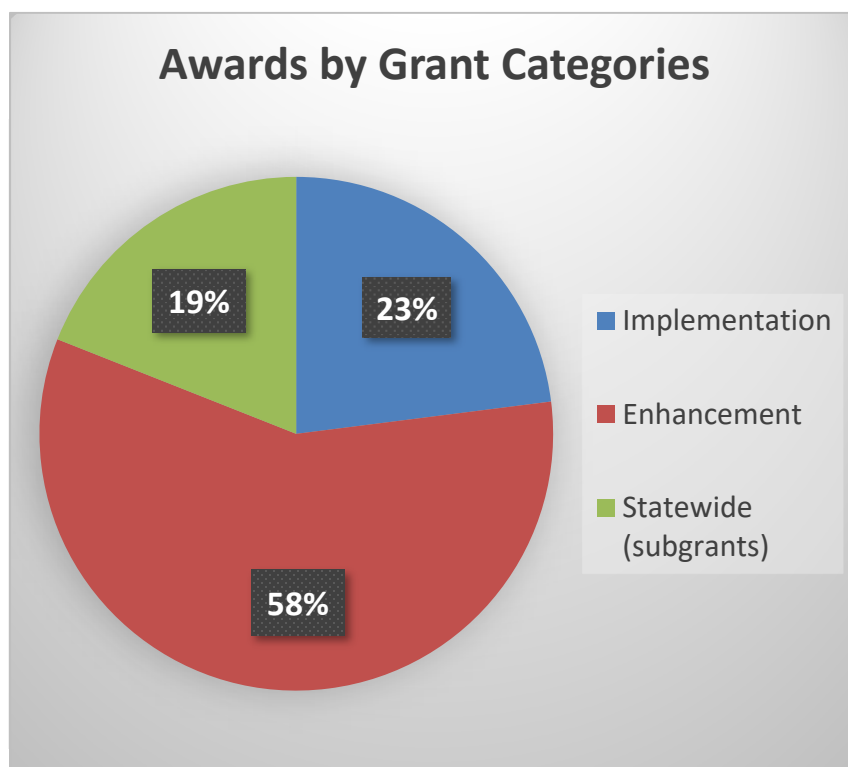
Grant Requirement

Violent Offenders Prohibition

Under the ADC Program authorization, BJA funds under this program may not be used to serve persons who are “violent offenders.” ([34 U.S.C. § 10613](#)). This prohibition applies only to programs or activities that are funded by the BJA grant award, including match funds contributed by the grantees. ***Grantees that use both ADC Program and other funds for a program must be able to track these expenses to ensure the separation of funds, and they must maintain documentation that they can show to an auditor if necessary.***

Note: Applicants can serve veterans charged with violent or nonviolent offenses using veterans treatment court funds under Type B.

Services Added with BJA Grant Funds

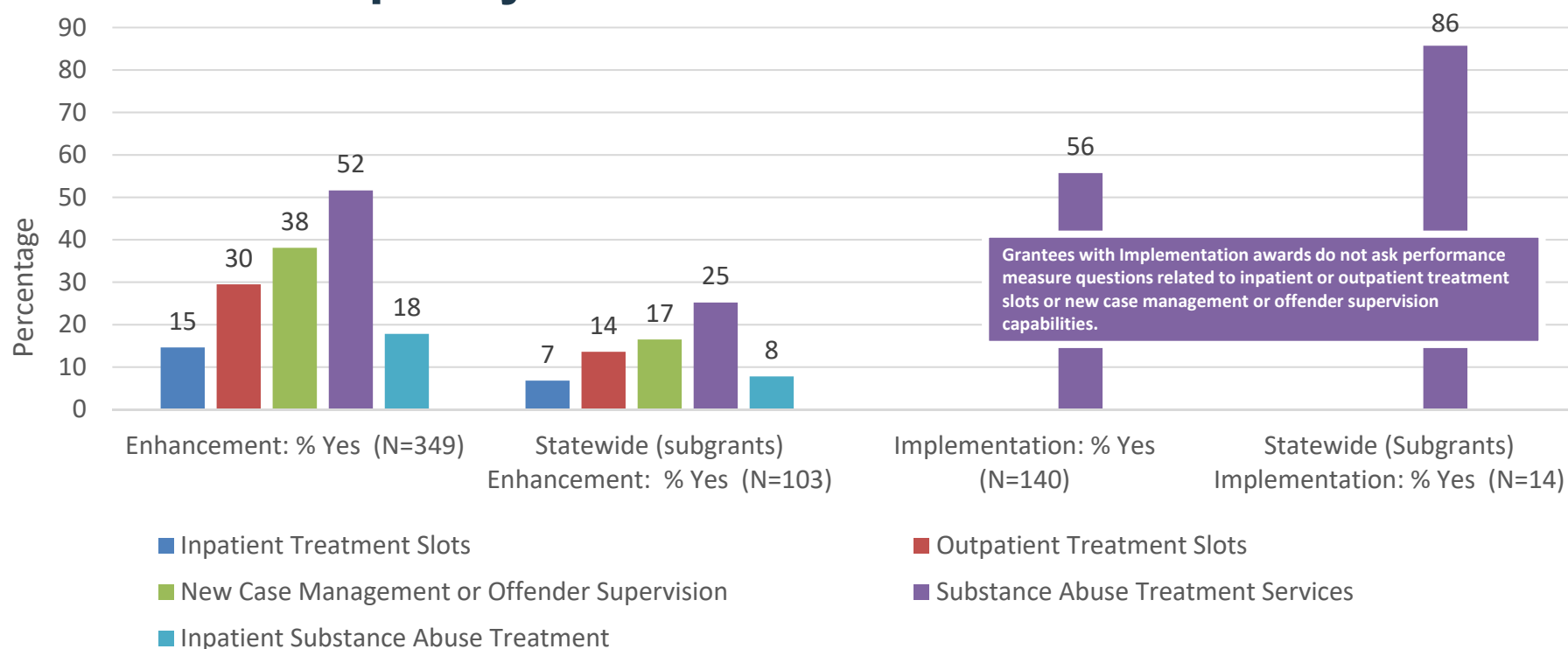


- All active award activity that fell within October 2014–December 31, 2019
- Total of **606** awards
 - Implementation (N=140)
 - Enhancement (N=349)
 - Statewide Implementation subgrants (N=14)
 - Statewide Enhancement subgrants (N=103)

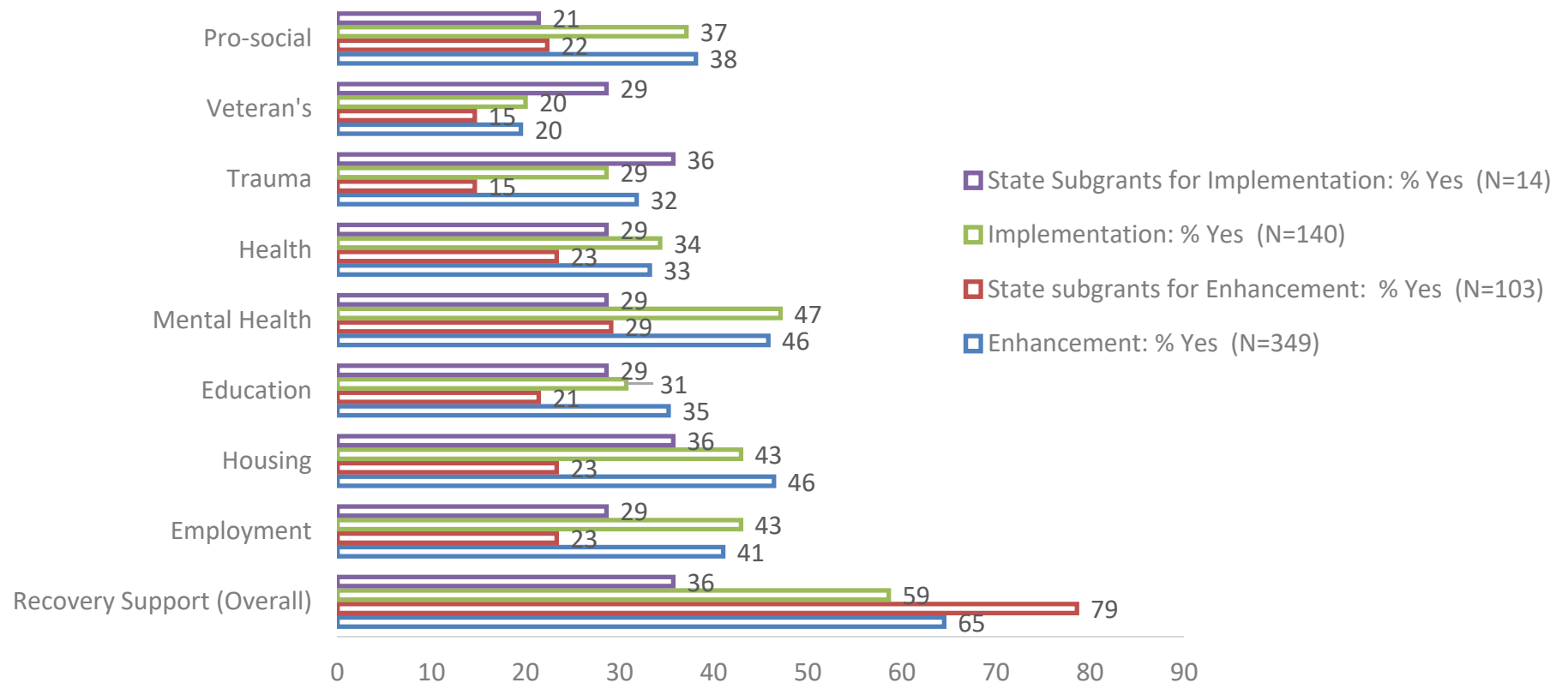
Services Added with Grant Funds

- Grantees who received “Enhancement awards” are asked to report data on the types of services paid for with BJA grant funds
- These include:
 - ✓ Inpatient treatment slots
 - ✓ Outpatient treatment slots
 - ✓ New case management or offender supervision services
 - ✓ Substance abuse treatment services
 - ✓ Inpatient substance abuse treatment
 - ✓ Recovery support services
- Can also fund other services such as:
 - ✓ Equipment
 - ✓ Training
 - ✓ Evaluation
 - ✓ Management information system (MIS)
 - ✓ Aftercare support
 - ✓ Enhancing risk/needs assessment screening
 - ✓ Performance reporting

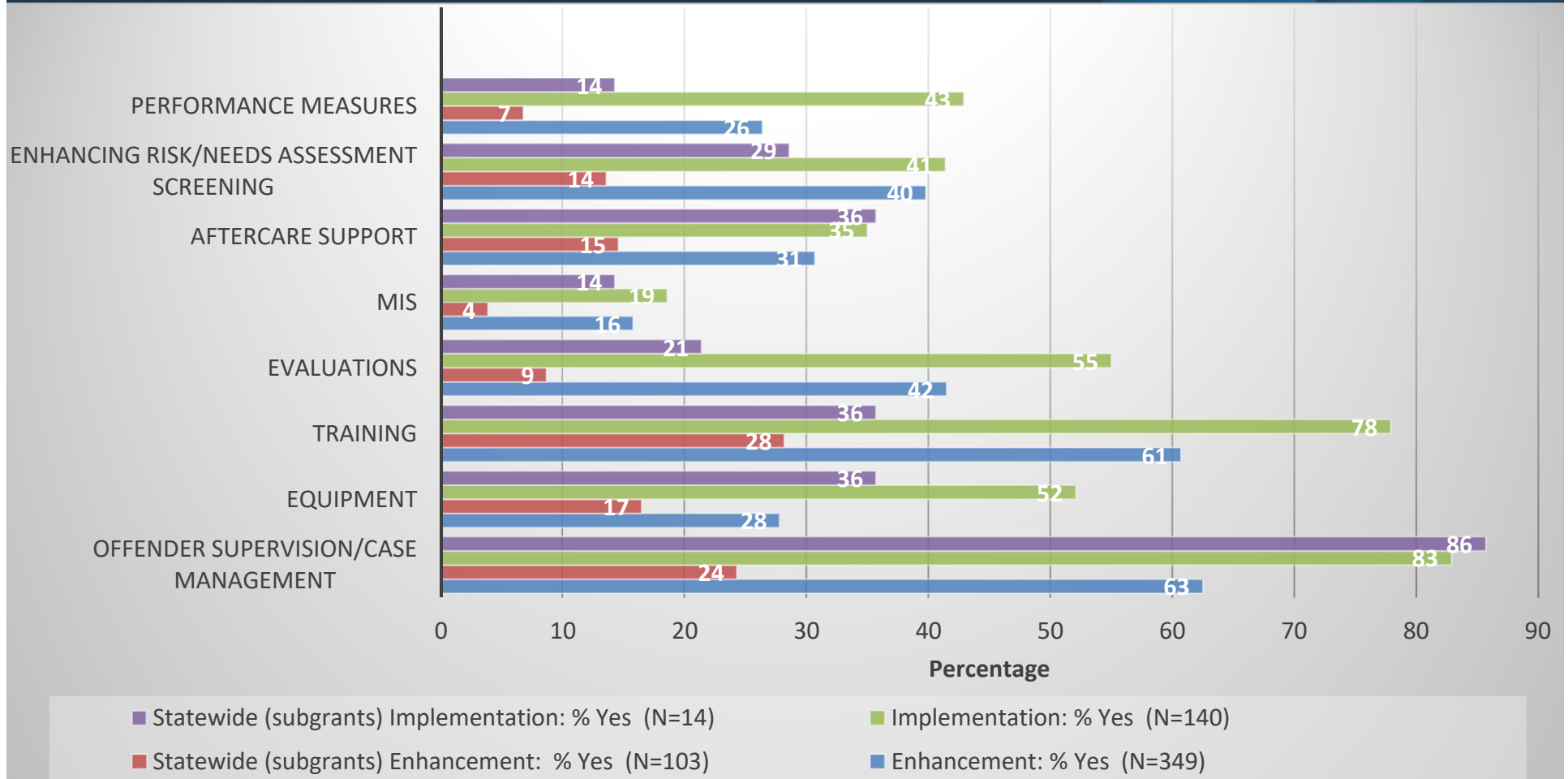
Percentage of Grantees that Added Substance Abuse Treatment Capacity with BJA Grant Funds



Recovery Support Services Supported by BJA Grant Funding



Other Drug Court Components Supported by BJA Grant Funding



Drug Court Services Supported by BJA Funding

- Other uses of BJA funds:
 - Transportation
 - Drug testing services and supplies
 - Electronic monitoring (e.g., SCRAM ankle monitors)
 - Drug Court Coordinator position
 - MAT services
 - Temporary housing support
 - Peer support/peer mentors

*based on grantee text responses

Training and Technical Assistance (TTA) Collaborative Partnership

- Center for Court Innovations (CCI)
- National Association of Drug Court Professionals (NADCP)
- Tribal Law and Policy Institute (TLPI)
- University of North Carolina, Wilmington (UNCW)

Training and Technical Assistance

CCI State-based TTA

- Identify the needs of statewide grantee states and provide targeted TTA to help them implement their grants successfully and improve statewide drug court coordination and performance.
- Work with statewide drug court coordinators to assess their state's needs and develop customized work plans for each state.

Training and Technical Assistance

Statewide strategic
planning

VTC strategic planning

Fidelity assessment

Statewide training

Evidence-based
practices

Capacity building

Teleservices

Data
collection/evaluation

BUFFALO OPIOID COURT VIRTUAL SITE VISIT

Ever wish you could visit the Buffalo Opioid Court to learn more about how it works? Well, now you can! View these videos in the Adult Drug Court: Virtual Site Visit course.

[more ...](#)

COURSES



ADULT DRUG COURT



JUVENILE DRUG TREATMENT
COURT



VETERANS TREATMENT
COURT



HEALING TO WELLNESS
COURT

CONTACT US

Center
for
Court
Innovation



ABOUT US

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Support



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Training and Technical Assistance

NADCP training divisions provides 6 levels of training

1. Planning
2. Topic Specific
3. Technical Assistance
4. On-Demand
5. Statewide Conference Support
6. Online Courses

Training and Technical Assistance

Quadrant
Track Training

Statewide
Trainings

Law
Enforcement

Mentor
Coordinators

Mentor
Bootcamp

VET
Enhancement
Trainings

Case
Management

Incentives and
Sanctions



DRUG COURT U

NDCI is taking you back to school with a new resource for all federal grantees. Receive one-on-one support from faculty and access resources on the burning questions you need answered. Welcome to Drug Court U.

Drug Court U is a service specifically designed for treatment court professionals to get answers straight from the experts. At Drug Court U, BJA grantees can schedule virtual office hours with faculty on a variety of key topics. Following each session, we'll post a recap with answers to the most common questions.

Training and Technical Assistance

- TLPIs Tribal Healing to Wellness Court (THWC) TTA includes onsite and offsite technical assistance, regional and national trainings, a publication series, and a webinar series.

Training and Technical Assistance

Customized
onsite/offsite TA

Review Court
Documents

Assess compliance
with Tribal Key
Components and
Drug Court Standards

National and Regional
Trainings

Enhancement training
for existing wellness
courts

Assist in planning and
implementation of
wellness courts

Train on various
Wellness Court topics

Publication and
Webinar Series

Training and Technical Assistance

UNCW serves as the National Drug Court Resource Center (NDCRC).

- Serve as a resource portal for all treatment courts housing information, documents, and content that align with best practice standards

Training and Technical Assistance

COLLABORATE

- Collaborate with TTA providers to deliver useful information



DISTRIBUTE

- Operational Documents/Manuals
- Research Briefs
- Legislative Updates



DEVELOP

- Develop & Disseminate:
- Original Webinars, Podcasts, and Videos
- Newsletter

SURVEY

- Annual Surveys of:
 - State Court Coordinators
 - Local Program Coordinators
 - Tribal Healing-to-Wellness Program Coordinators



PUBLISH

- Publish *Drug Court Review*
- Access to Scholarly Journal Articles



PROVIDE TOOLS

- Tools for:
 - Assessments
 - Evaluation
 - Data Collection
 - Sustainability



Looking for training opportunities and conferences?

Stay up-to-date on upcoming treatment court trainings, conferences, and other happenings with our events calendar.

[See Events Calendar](#)

Top 12 Tips for Applicants

| (1) SF-424, Legal Name/Address/Tax EIN: | (2) SF-424/SAM registration: | (3) SF-424/Authorized Representative: |
|---|--|--|
| <p>The legal name/Tax EIN/Address/DUNS entered in the SF-424 should be for the legal entity that will be receiving and managing the funds. Please carefully review and follow the guidance in the Application Resource Guide that is linked on page 12 of the solicitation.</p> | <p>When processing awards, OJP/BJA uses SAM.gov to confirm active registration and verify the legal name/address entered in the SF-424. If there is a discrepancy with what is entered in the SF-424 and the SAM entity registration associated with the DUNS number, you will be asked to address this and/or BJA will need to issue the award based on the SAM registration.</p> | <p>The authorized representative listed in the SF-424 should be the official with authority to sign and accept grant agreements for the legal entity applying for the award. In general, this will be the highest elected official (e.g., Mayor, Board Supervisor, Tribal Head) or an appointed chief administrative official (e.g., City Manager, County Administrator). OJP uses the internet to confirm prior to award. If someone else in your agency has been delegated authority to sign award documents, you should attach to your application a letter of delegation on agency letterhead, signed by the highest elected official/governing body, which explicitly gives this person authority to sign the award document.</p> |

Top 12 Tips for Applicants

| (4) SF-424/Funding: | (5) Budget/Proper Format: | (6) Budget/Unallowable Costs: |
|--|---|--|
| <p>The total federal request entered in the SF-424 should match the total federal request in your application budget for the entire 36 month project period.</p> | <p>It is required that you use the Budget Detail Worksheet template that is linked in the solicitation for your application. If you use a different format, it is possible to receive an award but you will not be able to access funds until a budget in the proper format is submitted and approved post-award.</p> | <p>Please do not include any of the costs listed in the “Budget Information” section, page 11, and make sure any proposed federal costs avoid supplanting. If such costs are identified in your application budget and you receive an award, you will need to revise your budget before receiving funds.</p> |

Top 12 Tips for Applicants

| (7) Budget/Subgrants: | (8) Budget/Match: | (9) Application Attachments/General: |
|---|--|--|
| <p>The budget template distinguishes between subgrants versus procurement contracts. You should carefully OJP Grant Application Resource Guide (linked in the solicitation) subsection titled “Information on Proposed Subawards (if any) and Proposed Procurement Contracts (if any)” to properly categorize your costs in these sections. If BJA has questions about the identification of a particular relationship in the budget, we may place a hold on funds.</p> | <p>Refer to the “Cost Sharing or Match Requirement (cash or in-kind)” section on page 11. Two notes: 1) all match cost items must meet the same allowability guidelines as federal cost items; 2) if you exceed the required minimum match amount, any amount over will be required and subject to audit once your budget is approved.</p> | <p>Follow <u>exactly</u> the “What an Application Should Include” section beginning on page 12. It is very helpful for reviewers if each attachment is a separate file named/numbered as it is in the solicitation. If you combine attachments (not recommended), please include a table of contents with page numbers.</p> |

Top 12 Tips for Applicants

| (10) Application Attachments/Disclosure of Pending Applications/Time Task Plan/Fiscal Agent MOU: | (11) Application Attachments/Research and Evaluation Independence and Integrity: | (12) Program Narrative/Opioid, Stimulant, and Substance Abuse Reduction: |
|---|---|---|
| <p>Disclosure of Pending Applications (page 16) is required for all applicants, whether you have duplications to declare or not. Please use the legal name listed in the SF-424 in the disclosure language.</p> <p>Time/Task plan (page 16): Include quarterly participant #s as required.</p> <p>Fiscal Agent MOU pgs 16-17): required for County or City applicants – use language in solicitation.</p> | <p>If you are proposing to use grant funds to pay an outside evaluator, this attachment is required. See page 16. The attachment must address both i.a or i.b and ii.a or ii.b.</p> | <p>All projects funded under the FY2020 BJA Adult Drug Court and Veterans Treatment Court program are required to describe a plan to provide treatment and services to address opioid, stimulant, and substance abuse reduction. This should be reflected in the program narrative, per the language in the solicitation under each category. See page 6.</p> |

Tips for Recipients

- Read your award document completely and thoroughly, especially the special conditions
- Know the solicitation, DOJ Grants Financial Guide, and 2 CFR Part 200; this is your responsibility as a recipient of federal financial assistance.
- Reply in a timely manner to BJA for requested corrections to your budget or application attachments
- Holds on funds: financial (budget clearance) and programmatic (insufficient or missing application attachments)

Tips for Recipients (continued)

- Reporting: financial (quarterly), performance metrics (quarterly), progress reports (semi-annual).
- Modifications: changes to grant contact or authorized representative, budget modifications, changes in project scope, change project period (no cost extensions)
- Understand the difference between a subaward and procurement contract and the rules governing each
- In depth monitoring: OJP/BJA/OIG may at any time choose your award to be monitored. NB: know your award doc/solicitation/DOJ grants financial guide/2 CFR Part 200!

Coronavirus Disease (COVID-19)

On March 19, 2020, the Office of Management and Budget (OMB) issued OMB memorandum M-20-17, *“Administrative Relief for Recipients and Applicants of Federal Financial Assistance Directly Impacted by the Novel Coronavirus (COVID-19) due to Loss of Operations,”*

Affording Federal awarding agencies with additional flexibilities to provide administrative relief to funding recipients affected by the loss of operational capacity and increased costs due to the COVID-19 crisis.

COVID-19

Notice for Grant Recipients: Until further notice, unless otherwise specifically stated below, OJP is suspending the requirements for grant recipients to seek prior approval and to process Grant Adjustment Notices (GAN) in relation to the items that will be discussed that would normally require prior approval and/or a GAN.

Grantees should maintain a copy of this guidance with any other appropriate records and cost documentation in their grant files (as required by 2 C.F.R. § 200.302, 2 C.F.R. § 200.333).

COVID-19

Allowability of costs not normally chargeable to awards:

OJP will allow recipients who incur costs related to the cancellation of events, travel, or other activities necessary and reasonable for the performance of the award (e.g., the costs of providing telework equipment to employees who are working on the award), or the pausing and restarting of grant-funded activities due to the public health emergency, to charge these costs to their award.

COVID-19

Allowability of salaries and other project costs: OJP will allow recipients to continue to charge salaries and benefits to their awards consistent with the recipients' policy of paying salaries and benefits under unexpected or extraordinary circumstances from all funding sources (Federal and non-Federal). As outlined in 2 C.F.R. § 200.431 (a) and (b)

COVID-19

Award extensions: In accordance with the Part 200 Uniform Requirements (2 C.F.R. Part 200, as adopted by DOJ) and consistent with the DOJ Grants Financial Guide, most OJP awards may be eligible for one no-cost extension of up to 12 months. If the grant has previously received a no-cost extension and an additional extension will be requested due to the extenuating circumstances occurring in connection with the public health emergency.

COVID-19

Closeout extensions: Grantees needing additional time to complete closeout requirements (i.e., submitting final financial, performance, or other reports and deliverables required by the terms of their award) should contact their grant manager before the closeout deadline (90 days after the award end date) to request prior approval of an extension.

COVID-19

Financial reporting requirements: For grantees unable to meet original due dates, OJP is allowing delayed submission of up to 60 days for Federal Financial Reports for the reporting period January 1 – March 31, 2020. GMS will continue to send automatic delinquency notifications, which can be disregarded. However, grant funds will not be withheld unless the FFR has not been submitted by June 30.

COVID-19

Programmatic and financial monitoring: Until otherwise notified, all planned on-site monitoring will be conducted as remote monitoring or postponed for a later date. You will be contacted by your OJP grant manager and/or financial staff of OJP's Office of the Chief Financial Officer to make alternative arrangements. If your organization is unable to participate in remote monitoring due to operational limitations, you may request postponement until a later date.

COVID-19

Single Audit Submission: In cases where OJP serves as the cognizant agency or has oversight for a recipient's audit, it will allow grant recipients that have fiscal year-ends through June 30, 2020 and that have not yet filed their single audits with the Federal Audit Clearinghouse as of March 19, 2020, an extension of six (6) months beyond the normal due date. Please note that recipients taking advantage of this extension would still qualify as a "low-risk auditee" under the criteria of 2 CFR § 200.520 (a)- Criteria for a low-risk auditee.

BJA Drug Court Team



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Resources

- BJA Adult Drug Court/VTC program page: <https://bja.ojp.gov/program/drug-court-discretionary-grant-program/overview>
- DOJ Grants Financial Guide: <https://www.ojp.gov/funding/financialguidedojo/overview>
- 2 CFR Part 200 (Uniform Requirements): https://www.ecfr.gov/cgi-bin/text-idx?tpl=/ecfrbrowse/Title02/2cfr200_main_02.tpl
- OJP funding resource page (including COVID updates): <https://www.ojp.gov/funding>
- OJP Subawards versus Procurement Contracts page: <https://www.ojp.gov/training/subawards-and-procurement>

Thank You!

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Questions and Answers