

Discussion Points

1a. The Governor’s budget incorporates an estimated \$5.183 billion over two fiscal years in federal stimulus funding provided by the American Recovery and Reinvestment Act (ARRA) of 2009. According to a table on page 42 of the Governor’s abbreviated budget, the State will use \$3.074 billion (\$854 million in FY 2009 and \$2.220 billion in FY10) from ARRA for budget relief. In addition to these funds which will offset revenue shortfalls, \$2.109 billion will be used for new or expanded programs or initiatives. The ARRA allocates funds to states both by formula and by competitive awards. Most Executive departments anticipate stimulus funding in either FY 2009, FY 2010 or both.

- **Question:** Please itemize the federal stimulus funding, other than portions of the \$3.074 billion allocated for budget relief, included in the department’s budget, by fiscal year and federal program, setting forth program goals and eligible uses together with the amount for state administrative expenses and the amount for allocation to local public and private recipients, respectively. Please identify intended and actual recipients and the process by which the department determines recipients and funding awards. Are there ARRA funds that flow through your department for which the State has no discretion? Please also set forth the timetable for obtaining federal approval of funding, obligation and allocation of funding to recipients, and use by recipients. Could any of this funding be used to offset other State appropriations, and if so, what programs and in what amount? What additional positions, if any, have been created and will be filled with these funds? If this money is being used for new or expanded activities, will the new or expanded activities be continued in FY 2011? If so, how will they be funded?

- **Question:** In addition to funding incorporated in the FY 2010 budget, what specific competitive grant opportunities has the department identified that it is eligible to pursue, has applied for, and has been awarded, respectively?

The chart below details the federal stimulus funding the Department is applying for, the corresponding purpose/goals for each program, and the amount allowable under the grant for administrative expenses.

Program Name	Amount Applying For	Formula or Competitive	Match Amount	Purpose/Goal	Administrative Expenses
FY 09 COPS Hiring Recovery Program (CHRP) – State Police	\$45,753,450	Competitive	\$0	Address the full-time sworn-officer needs. Provides direct funding to hire and/or rehire career law enforcement officers in an effort to create and preserve jobs and to increase their community policing capacity. CHRP funds will support entry-level salary and fringe to career law enforcement officers for 36 months. At the conclusion of the federal funding, grantees must retain positions for an additional 12 months. Will need to request additional funding for the salaries in the 4 th year or move the positions to a dedicated (non-DSS) funding source.	n/a
FY 09 ARRA VOCA Victim Assistance	\$1,074,000	Formula	\$0	Support provisions of services to victims of crime	5%

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Program Name	Amount Applying For	Formula or Competitive	Match Amount	Purpose/Goal	Administrative Expenses
FY 09 ARRA VOCA Victim Compensation	\$1,410,671	Formula	\$0	Provide financial assistance to, or on behalf of, victims of crime	5%
FY 09 ARRA STOP VAWA	\$3,624,711	Formula	\$1,208,237	Support communities in efforts to obtain victim service personnel that respond to violent crimes against women; to develop and strengthen effective law enforcement, prosecution strategies and victim services in cases involving violent crimes against women.	n/a
FY 09 ARRA Internet Crimes Against Children (ICAC) Task Force	\$901,049.77	Competitive	\$0	Increase investigative capabilities of law enforcement in the detection, investigation and apprehension of Internet crimes against children offenses or offenders, including technology-facilitated child exploitation offenses	Indirect Cost Allowed
FY 09 ARRA Local Youth Mentoring Initiative	Grants being submitted – Amount is unknown	Competitive	\$0	Develop, implement and expand neighborhood mentoring programs.	Indirect Cost Allowed
FY 09 ARRA Byrne Competitive	Grants being submitted – Amount is unknown	Competitive	\$0	Improve criminal justice systems; provide assistance to victims of crime; provide programs and efforts, such as training and technical assistance, to strategically address the needs of justice systems and communities.	n/a
FY 09 ARRA Justice Assistance Grants (JAG)	\$29,754,315	Formula	\$0	Details on allocation provided below.	3%

The Department allocated the funding for FY 09 JAG Recovery Act funding based on the Governor's Anti-Crime Initiative, focusing on enforcement, prevention and re-entry. The specific details of the allocation are as follows:

Initiatives	Total Allocation
Law Enforcement Initiatives	
Statewide Electronic Surveillance Support Initiative	\$1,500,100
Statewide Intelligence Led Policing Initiative	\$1,250,000
License Plate Readers for Investigations Initiative	\$400,000
Cyber Crimes Initiative	\$322,000
Multi-Jurisdictional Gangs, Guns, and Narcotics Task Force Support	\$2,250,000
State Witness and Relocation Assistance Program (SWRAP)	\$700,000
County Prosecutor Gangs, Guns and Narcotics Task Force Support	\$3,530,000
Gangs and Violent Crime Intelligence Initiative	\$1,250,000
Local Violent Crime Suppression Initiative	\$2,250,000
Law Enforcement Initiative Total	\$13,452,100
Juvenile Justice Initiatives	
Behavior Management and Resident Rating IT Application	\$500,000
Next Step Discharge Center	\$11,000
Expansion of Family Reunification	\$40,000
Educational Incentives to Juvenile Justice Commission (JJC) Youth	\$22,500
Substance Abuse Treatment Services	\$180,000
Juvenile Justice Initiatives Total	\$753,500
Prevention Initiatives	
National-Model Youth Training Job Development Program	\$3,000,000

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Initiatives	Total Allocation
Evidence Based Truancy Prevention Programs	\$2,000,000
Prevention Initiatives Total	\$5,000,000
Reentry Initiatives	
Jail-Based Strategy Day Reporting Centers and Discharge Planning	\$1,100,000
Discharge Planning – Mental Health Issues	\$1,200,000
Statewide Reentry Initiative	\$500,000
Parole Accountability Conference Teams (PACT)	\$750,000
Fugitive Safe Surrender – North, Central & South	\$300,000
Measure Outcomes and Impact of Juvenile Reentry Services and Sanctions	\$150,000
Juvenile Probation Risks/Needs Assessment	\$622,000
Reentry Initiatives Total	\$4,622,000
Criminal Justice Information Systems	
Live Scan	\$3,600,000
Juvenile Automated Management Systems Enhancements	\$443,000
FFM – DV Forms	\$839,600
DYFS Notice of Placement	\$151,400
Criminal Justice Information Systems Total	\$5,034,000
Program Administration	\$892,715
Total Allocation 2009 JAG Recovery ARRA	\$29,754,315

The process for awarding subgrants under the American Recovery and Reinvestment Act (ARRA) grant programs will not differ from the Department's normal grant award process. For the competitive grants, a Notice of Availability of Funds (NOAF) will be published in the New Jersey Register; applications will be reviewed for completeness and eligibility, and then objectively scored based on established criteria. Subgrant awards will be issued based on scores, taking into account geographic location in some instances and crime statistics in others.

The solicitations for the ARRA funds include specific guidelines as to how the funds are to be used. The Department of Law and Public Safety intends to use each allocation of funds for the purpose of the program, as stated in the program solicitation. For example, the FY09 ARRA STOP VAWA Program requires that of the total award amount, at least 5% must be allocated for state and local courts including juvenile courts, at least 25% must be allocated for law enforcement, at least 25% must be allocated for prosecutors and at least 30% must be allocated for nonprofit, nongovernmental victim services, of which at least 10% must be distributed to culturally specific community-based organizations.

The program solicitations list anticipated start dates for the programs to be July 1st and October 1st of 2009. Program awards have various time periods, ranging from 12 months to 48 months. The Department anticipates beginning the formal subgrant award process as soon as the award documents are executed by the federal government.

One program available to the Department that could be used to offset State appropriations is the OJJDP FY09 Recovery Act Internet Crimes Against Children Task Force Program. This program is exempt from the non-supplanting requirement of the OJP Financial Guide. The Department of Law and Public Safety, Division of State Police, applied for \$901,000 under this program. Should this be awarded, the salaries for four troopers could be supported by this funding. Until the grants have been awarded to the Department, the Department is unable to project the potential savings to the State.

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The Department does not anticipate hiring any full time employees under the ARRA funding. However, the Division of State Police anticipates applying for the COPS Hiring Recovery Program, which is a competitive grant program under the ARRA. The Division of State Police will be seeking funds in the amount of approximately \$45.8 million (over a three year period) to hire up to 150 new State Troopers to address attrition. Since this is a competitive program, the Department is unsure of the actual amount of funds it will receive, if any, in the future.

Many of the activities that will be funded with the ARRA monies will mirror or complement activities that are currently being implemented with other grant funds. As stated above, the ARRA grants are expected to run in the range of 12 to 48 months after the start date of the grant. Therefore, some of the programs will continue into FY 2011 with federal funding.

Office of Homeland Security and Preparedness

There are only two federal homeland security grant programs that will be funded under the ARRA including \$150 million nationwide for the Port Security Grant Program (PSGP) and \$150 million for the Transit Security Grant Program (TSGP). In addition, there is a new \$210 million firefighter assistance program for fire house construction and renovation. All three programs are competitive and neither of the programs will result in direct awards to the OHSP. Funding under the PSGP is awarded on a formula basis to the nation's regional port sectors. In New Jersey, ARRA Port Security Grant Program funding will be awarded by DHS to the PANYNJ for Sector NYNJ initiatives and to the Maritime Exchange for the Delaware River and Bay for Sector Delaware Bay initiatives. Both of these entities serve as the eligible Fiduciary Agents to apply to DHS for both sectors' formula share of the funding. Project determination is subsequently determined by each sector's Area Maritime Security Committee in consultation with the U.S. Coast Guard Captain of the Port. The OHSP along with other port security partners are eligible to submit projects that support regional port initiatives in both sectors. PSGP funding is to be used exclusively to fund gaps and priorities that have been identified each region's strategic risk management plans. PSGP funding has limited ability to fund positions, with those being focused primarily on training and exercising in and around the port areas. The OHSP has not created positions funded under the PSGP due to the competitive nature of the funding stream and the requirement to provide cash match funds.

Funding under the ARRA TSGP will be awarded on a competitive basis to the nation's transit agencies. In New Jersey, the New Jersey Transit, PATH, PANYNJ and PATCO are eligible transit agencies to seek funding under this program. The OHSP does not receive funding under TSGP nor does it administer the program, rather, funds are directly awarded to each of the aforementioned agencies.

Grant guidelines for the new \$210 million fire house construction and renovation grant program established under the ARRA have not been released and little detail is available at this time. It is anticipated that DHS will solicit applications on a competitive basis from local fire departments seeking funding to construct new or renovate existing fire houses. The local fire departments are expected to apply directly to DHS. The OHSP does not anticipate it will be required to administer any part of this new grant program.

The OHSP continues to explore all funding opportunities that support its mission. A daily review of the Federal Register and grant funding publications serve as the basis for identifying

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potential new revenue sources. A good example of this is the FFY09 Emergency Operations Center grant program that was not incorporated into the FY2010 budget. This program was pursued by the OSHP and has resulted in \$3 million in unanticipated grant funding being awarded to the state for EOC construction and renovation projects in the counties of Essex, Morris, Hudson and Atlantic.

1b. Federal enactments and budget proposals often significantly impact State programs and fiscal resources. The Department of Law and Public Safety anticipates receiving \$239.3 million in federal funds in FY 2010, which is an increase of \$34.3 million or 16.7 percent from the previous fiscal year.