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State of New Hampshire

DEPARTMENT OF SAFETY
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COMMISSIONER

October 2, 2023

The Honorable Ken Weyler, Chairman
Fiscal Committee of the General Court

His Excellency, Governor Christopher T. Sununu
and the Honorable Council
State House
Concord, New Hampshire 03301

REQUESTED ACTION

Pursuant to RSA 9:16-c, I, authorize the Department of Safety, Division of State Police, to transfer funds and establish a new expenditure class code within SP Federal Grants, as outlined below, in the amount of \$637,323.00. Effective upon Fiscal Committee and Governor and Council approvals through March 31, 2024. Funding source: 100% Federal Funds.

02-023-023-234010-13660000 Dept. of Safety – Division of State Police – SP Federal Grants

<u>Class</u>	<u>Description</u>	<u>Current</u> <u>Appropriation SFY</u> <u>2024</u>	<u>Requested</u> <u>Action</u>	<u>Revised</u> <u>Appropriation</u> <u>SFY 2024</u>
000-404805	Federal Funds	\$ (1,224,000.00)	\$ -	\$ (1,224,000.00)
030-500311	Equipment	\$ 400,000.00	\$(335,423.00)	\$ 64,577.00
038-500177	Technology - Software	\$ 158,000.00	\$(119,000.00)	\$ 39,000.00
039-500180	Telecommunications	\$ 477,600.00	\$ 477,600.00	\$ 955,200.00
040-500800	Indirect Cost	\$ 67,700.00	\$ (67,700.00)	\$ -
041-500801	Audit Funds Set Aside	\$ 500.00	\$ 723.00	\$ 1,223.00
046-500465	Consultants	\$ 10,000.00	\$ (10,000.00)	\$ -
066-500546	Employee Training	\$ -	\$ 159,000.00	\$ 159,000.00
103-502664	Contracts For Operational Services	\$ 110,200.00	\$(105,200.00)	\$ 5,000.00
	Total	\$ 1,224,000.00	\$ -	\$ 1,224,000.00

EXPLANATION

This transfer is necessary to align appropriations with the approved Federal grant award.

These grant funds will be used to provide a solution to the digital evidence needs for New Hampshire State Police (NHSP) Special Investigations Unit (SIU) and the State Forensic Lab to respond to increasing violent and non-violent criminal activity in New Hampshire. Implementation of this project will enhance the collection, storage, and sharing of digital evidence associated with a variety of criminal activities in New Hampshire. The NHSP has determined that nearly every crime has a cyber-access component. SIU participates in task forces that process cybercrimes that affect all New Hampshire communities. Investing in technology, hardware, and additional training for New Hampshire State Police SIU and State Forensic Lab staff will address the burgeoning complexity of digital evidence and will have an immediate impact on crime solving and provide accessible data and analysis in targeted crime prevention.

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The following appropriation adjustments are being requested:

Class 30 – Equipment – Funds are available to transfer based on the Federally approved active grants.

Class 38 – Technology – Software - Funds are available to transfer based on the Federally approved active grants.

Class 39 – Telecommunications – Funds are needed to purchase and pay for the service of cell phones for all Troopers.

Class 40 – Indirect Costs – Funds are available to transfer because indirect cost is not allowable for this grant.

Class 41 – Audit Funds Set Aside - Funds are needed to pay Administrative Services for Audit fee.

Class 46 – Consultants – Funds are available to transfer based on the Federally approved active grants.

Class 66 – Employee Training – Funds are needed to pay for employee training as approved by the Federal grant.

Class 103 – Contracts For Operational Services - Funds are needed to pay DOIT services as approved by the Federal grant.

The following information is provided in accordance with the Budget Officer's instructional memorandum dated April 17, 1985 to support the above requested actions:

Does transfer involve continuing programs or one-time projects? *The transfer is a one-time project.*

Is this transfer required to maintain existing program level or will it increase the program level? *This transfer is to increase the project level.*

Cite any requirements which make this program mandatory. *RSA 21-P.*

Identify the source of funds on all accounts listed on this transfer. *The source of funds 100% Federal Funds.*

Will there be any effect on revenue if this transfer is approved or disapproved? *There will be no effect on revenue.*

Are funds expected to lapse if this transfer is not approved? *If this transfer is not approved, the funds will lapse and the approved grant will be returned to the Federal Agency.*

Are personnel services involved? *No.*

Respectfully submitted,



Robert L. Quinn
Commissioner of Safety

**Department of Safety
SP Federal Grants
Fiscal Situation**

Federal Funds Awarded:	
FFY 2022 COPS	\$1,224,000.00
Total Grant Funds Awarded	<u>\$1,224,000.00</u>
Less SFY 2022 expenses	\$0.00
Total	<u>\$0.00</u>
Net Grant Funds Remaining as of July 1, 2022 (SFY 2023)	\$1,224,000.00
Less SFY 2024 Appropriation including prior year encumbrances 02-23-23-234010-13660000	(\$1,224,000.00)
Excess grant funds available to appropriate	<u><u>\$0.00</u></u>
This Request	\$0.00

✓ **Award Letter**

September 30, 2022

Dear Nathan Noyes,

On behalf of Attorney General Merrick B. Garland, it is my pleasure to inform you the Office of Community Oriented Policing Services (the COPS Office) has approved the application submitted by SAFETY, NEW HAMPSHIRE DEPARTMENT OF for an award under the funding opportunity entitled 2022 FY 2022 COPS Technology and Equipment Program Invitational Solicitation. The approved award amount is \$1,224,000.

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. For COPS Office and OVW funding the Award Offer also includes any Other Award Documents.

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 the COPS Office, 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.

Prior to accepting the award, your Entity Administrator must assign a Financial Manager, Grant Award Administrator, and Authorized Representative(s) in the Justice Grants System (JustGrants). The Entity Administrator will need to ensure the assigned Authorized Representative(s) is current and has the legal authority to accept awards and bind the entity to the award terms and conditions. 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.

To access your funds, you will need to enroll in the Automated Standard Application for Payments (ASAP) system, if you haven't already completed the enrollment process in ASAP. The Entity Administrator should have already received an email from ASAP to initiate this process.

Congratulations, and we look forward to working with you.

ROBERT CHAPMAN
Acting Director

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.

- > **Award Information**
- > **Project Information**
- > **Financial Information**
- > **Other Award Documents**
- > **Award Conditions**
- > **Award Acceptance**