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**ATTORNEY GENERAL
DEPARTMENT OF JUSTICE**

1 GRANITE PLACE SOUTH
CONCORD, NEW HAMPSHIRE 03301

JOHN M. FORMELLA
ATTORNEY GENERAL



JAMES T. BOFFETTI
DEPUTY ATTORNEY GENERAL

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September 4, 2025

Her Excellency, Governor Kelly A. Ayotte
and the Honorable Council
State House
Concord, NH 03301

Your Excellency and Members of the Council:

REQUESTED ACTION

Authorize the Department of Justice (DOJ) to **retroactively** amend an existing subgrant with the New Hampshire Judicial Branch, by and through the Administrative Office of the Courts, Concord, NH (Vendor # 311205-B001), approved by the Governor and Executive Council on May 18, 2022, Item #99 and amended on February 22, 2023, Item #5F, by extending the end date only from September 30, 2025 to September 30, 2026 with no change to the price limitation of \$1,549,646, for the purpose of continuing to validate and improve aspects of the state's drug court program to ensure its effectiveness in New Hampshire, effective upon approval of the Governor and Executive Council. **100% Federal Funds.**

EXPLANATION

The Department of Justice requests **retroactive** authorization to amend the subgrant to extend the end date to September 30, 2026. This amendment will need to be retroactive due to vacant positions at the NH Administrative Office of the Branch which caused a delay in receiving all the required paperwork to meet the Governor and Council deadline for the meeting in September.

This extension will allow the New Hampshire Judicial Branch, by and through the Administrative Office of the Courts, to continue with programming objectives, such as supporting transportation needs, updating the drug court database, training for drug court personnel, and a recidivism study and validation of the Ohio Risk Assessment System (ORAS) tool.

The approval for this extension is critical to fully execute the scope of work and achieve the project's intended impact. The primary reasons for the delay and need for extended time is

Her Excellency, Governor Kelly A. Ayotte
and the Honorable Council
September 4, 2025
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that accessing the data needed to complete the recidivism study and to validate the Ohio Risk Assessment System (ORAS) tool has proven more complex than anticipated. These datasets are housed within the New Hampshire Department of Corrections and external sources, and the data acquisition process has been time-consuming. The extension will allow for the completion of the data acquisition process and final report.

In the event that federal funds are no longer available, general funds will not be requested to support this program.

Please let me know if you have any questions concerning this request. Your consideration is greatly appreciated.

Respectfully submitted,



John M. Formella
Attorney General

#5201676

AMENDMENT TO GRANT AGREEMENT

This AMENDMENT TO INTERAGENCY MEMORANDUM OF UNDERSTANDING (the "Amendment") is entered into and effective as of the Effective Date (defined below) by and between as of the NEW HAMPSHIRE DEPARTMENT OF JUSTICE ("State") and the NEW HAMPSHIRE JUDICIAL BRANCH, ADMINISTRATION OFFICE OF THE COURTS ("Subrecipient"). State and Subrecipient are sometimes referred to herein singularly as a "Party" and collectively as the "Parties."

RECITALS

WHEREAS, the Parties entered into the Interagency Memorandum of Understanding as approved by the Governor and Executive Council of the State of New Hampshire on May 18, 2022 at Item # 099 (the "Agreement"), wherein the State agreed grant, and Subrecipient agreed to accept, certain sums upon the terms and conditions set forth therein; and

WHEREAS, in accordance with Paragraph 7 (7) of the Agreement, the Parties wish to amend the terms and conditions of the Agreement as further specified herein;

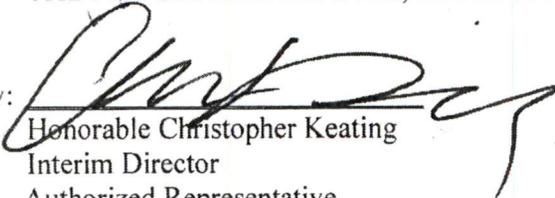
NOW THEREFORE, for good and valuable consideration exchanged, the receipt and sufficiency of which are hereby conclusively acknowledged, the Parties hereby agree to amend the Agreement as follows:

1. Amendment to Paragraph 4. The Grant Completion Date of 9/30/2026 is extended from 9/30/2025 to 9/30/2026. Any and all reference to 9/30/2025 is the agreement including Exhibits must be replaced by 9/30/2026.
2. Effect of Amendment. Except as provided in this Amendment, the terms and conditions of the Agreement shall remain in full force and effect for all purposes.
3. Construction. The recitals set forth at the outset of this Amendment are a part of this Amendment, as fully as if set forth in their entirety in the body hereof. The captions or headings in this Amendment are for ease of reference only, and no caption or heading shall affect in any way the interpretation, meaning, or construction of this Amendment. Capitalized terms that are not defined within the text of this Amendment shall have the same meanings respectively ascribed to them in the Agreement.
4. Effective Date. The terms and conditions of this Amendment shall become effective on the date that it is approved the Governor and Executive Council of the State of New Hampshire (the "Effective Date").
5. Counterparts; Facsimile and Electronic Signatures. This Amendment may be executed in two or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same Amendment. A facsimile or portable document format (PDF) signature on this Amendment shall be equivalent to, and have the same force and effect as, an original signature. In accordance with the New Hampshire Uniform Electronic Transactions

Act, RSA 294-E:1 *et seq.*, the Parties hereby agree that this Amendment may be signed electronically, including any exhibits, schedules, addenda, or other attachments referenced herein.

IN WITNESS WHEREOF, the Parties have executed this Amendment as of the date adjacent to their respective signatures set forth below.

THE NH JUDICIAL BRANCH, ADMINISTRATIVE OFFICE OF THE COURTS

By: 
Honorable Christopher Keating
Interim Director
Authorized Representative

9/22/25
Date

NEW HAMPSHIRE DEPARTMENT OF JUSTICE

By: Thomas D. Kaempfer
Thomas Kaempfer
Deputy Director of Administration

9/2/25
Date

Approved by the Attorney General (Form, Substance and Execution)

By: Christen Lavers

9/2/25
Date

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ATTORNEY GENERAL
DEPARTMENT OF JUSTICE

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

JOHN M. FORMELLA
ATTORNEY GENERAL



JAMES T. BOFFETTI
DEPUTY ATTORNEY GENERAL

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February 8, 2023

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

REQUESTED ACTION

Authorize the Department of Justice to amend an existing subgrant, approved by the Governor and Executive Council on May 18, 2022, item #99, to make a **retroactive** change of the date criteria only from the May 18, 2022, through September 30, 2025, time period to the January 1, 2022, through September 30, 2025, time period to allow the Administrative Office of the Courts, Concord NH (Vendor #311205-B001), an extended period of time to achieve the match required for this grant for the purpose of expanding and enhancing New Hampshire's Drug Court Programs effective upon approval of the Governor and Executive Council through September 30, 2025. No additional funds are involved in this time expansion and no change to the completion date of September 30, 2025.

EXPLANATION

The New Hampshire Department of Justice is seeking **retroactive** authorization to alter the length of the subgrant for the Administrative Office of the Courts (AOC) to achieve the required match for federal funds. A match is the non-federal share of the total project costs a subgrantee is required to contribute to the overall cost of the project and purpose of the subgrant.

This time alteration, from the May 18, 2022, to September 30, 2025, time period to the January 1, 2022, to September 30, 2025, time period will allow the AOC to continue with the New Hampshire Judicial Branch's Drug Court Program (NH DCP). This program serves an average of 400 high-risk/high need individuals who are diagnosed as chemically dependent. Individuals approved for the program attend one of ten NH DCP programs. Minimum participation is 18 months; the maximum is 30 months; and the average actual participation is 21 months. NH DCP uses a post-plea model and evidence-based practices and treatment, including medication-assisted treatment (MAT) services.

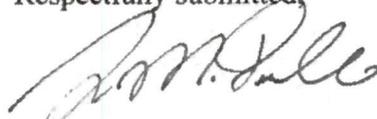
His Excellency, Governor Christopher T. Sununu
and the Honorable Council

February 8, 2023
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In the event that federal funds are no longer available, general funds will not be requested to support this program.

Please let me know if you have any questions concerning this request. Thank you for your consideration of this request.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John M. Formella", written in a cursive style.

John M. Formella
Attorney General

#3881013

-sam

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**ATTORNEY GENERAL
DEPARTMENT OF JUSTICE**

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

JOHN M. FORMELLA
ATTORNEY GENERAL



JAMES T. BOFFETTI
DEPUTY ATTORNEY GENERAL

April 26, 2022

The Honorable Karen Umberger, Chairman
Fiscal Committee of the General Court
State House
Concord, New Hampshire 03301

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

REQUESTED ACTION

1. Pursuant to RSA 14:30-a, VI, authorize the Department of Justice to accept and expend a grant in the amount of \$1,619,765 from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, Adult Drug Court and Veterans Treatment Court Discretionary Grant Program, for the purpose of expanding and enhancing New Hampshire's Drug Court Programs upon approval of the Fiscal Committee of the General Court and Governor and Executive Council through June 30, 2023. 100% Federal Funds.

\$1,590,645 is to be budgeted in account #02-20-20-201510-1067, Department of Justice, Grants Management, Drug Court Grant as follows:

Class & Object	Class Title	FY 2022 Current Adjusted Authorized	Requested Action	FY 2022 Revised Adjusted Authorized
072-500574	Grants-Federal	\$399,454	\$40,999	\$440,453
085-588510	Interagency Transfers Out Of Federal Funds	\$0	\$1,549,646	\$1,549,646
Total		\$399,454	\$1,590,645	\$1,990,099

Source of Funds				
000-400338	Federal Funds	\$399,454	\$1,590,645	\$1,990,099

\$29,120 is to be budgeted in account #02-20-20-201510-1983, Department of Justice, Grants Management, Grants Administration as follows:

The Honorable Karen Umberger, Chairman
Fiscal Committee of the General Court

His Excellency, Governor Christopher T. Sununu
And the Honorable Council

April 26, 2022
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Class & Object	Class Title	FY 2022 Current Adjusted Authorized	Requested Action	FY 2022 Revised Adjusted Authorized
010-500100	Personal Services Perm Class.	\$261,700	\$0	\$261,700
018-500106	Overtime	\$1,000	\$0	\$1,000
020-500200	Current Expenses	\$5,500	\$0	\$5,500
022-500255	Rents-Leases Other Than State	\$1,500	\$0	\$1,500
026-500251	Organizational Dues	\$8,000	\$0	\$8,000
027-582703	Transfers to DoIT	\$30,387	\$0	\$30,387
028-582814	Transfers to Gen Services	\$8,696	\$0	\$8,696
030-500301	Equipment New Replace	\$1,600	\$0	\$1,600
037-500165	Technology-Hardware	\$100	\$0	\$100
038-500176	Technology-Software	\$2,700	\$29,120	\$31,820
039-500179	Telecommunications	\$3,000	\$0	\$3,000
040-500800	Indirect Costs	\$15,688	\$0	\$15,688
041-500801	Audit Fund Set Aside	\$661	\$0	\$661
042-500260	Additional Fringe Benefits	\$27,871	\$0	\$27,871
050-500109	Personal Service Temp Appointee	\$55,000	\$0	\$55,000
059-500117	Temp Full Time	\$53,176	\$0	\$53,176
060-500601	Benefits	\$205,374	\$0	\$205,374
070-500704	In-State Travel Riembursement	\$3,000	\$0	\$3,000
080-500716	Out of State Travel Riembursement	\$3,500	\$0	\$3,500
089-501543	Transfer to DAS Maintenance Fund	\$1,967	\$0	\$1,967
Total		\$690,420	\$29,120	\$719,540

Source of Funds

00S-000010	General Funds	\$81,038	\$0	\$81,038
000-400338	Federal Funds	\$609,382	\$29,120	\$638,502
Totals:		\$690,420	\$29,120	\$719,540

- Upon approval of paragraph 1, authorize the Department of Justice to enter into a subgrant with the Administrative Office of the Courts, Concord NH (Vendor #311205-B001), in an amount not to exceed \$1,549,646, for the purpose of expanding and enhancing New Hampshire's Drug Court Programs effective upon approval of the Governor and Executive Council through September 30, 2025. 100% Federal Funds.

Funding is available as follows:

02-20-20-201510-1067

Drug Court Grant

085-588510, Interagency Transfer Out of Federal Funds

FY 2022

\$1,549,646

The Honorable Karen Umberger, Chairman
Fiscal Committee of the General Court

His Excellency, Governor Christopher T. Sununu
And the Honorable Council

April 26, 2022
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EXPLANATION

The New Hampshire Department of Justice is seeking authorization to accept and expend an award received from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, BJA FY 21 Adult Drug Court and Veterans Treatment Court Discretionary Grant Program. These funds were not previously budgeted because this was a discretionary grant with no guarantee that New Hampshire would receive an award.

New Hampshire has seen a dramatic increase in drug-related overdose deaths and has some of the nation's highest rates for opioid overdoses per capita. The New Hampshire Judicial Branch's Drug Court Program (NH DCP) serves an average of 400 high-risk/high need individuals who are diagnosed as chemically dependent. Individuals approved for the program attend one of ten NH DCP programs. Minimum participation is 18 months; the maximum is 30 months; and the average actual participation is 21 months. NH DCP uses a post-plea model and evidence-based practices and treatment, including medication-assisted treatment (MAT) services.

The Administrative Office of the Courts will utilize funds for a statewide enhancement and expansion project for the NH DCP to achieve the following objectives:

- Enhance the statewide drug court database to track recidivism and improve operations.
- Expand evidence-based practice trainings.
- Address barriers to treatment by providing transportation services, particularly in rural communities.
- Conduct an outcome evaluation to examine the recidivism rates of drug court participants at the one year and three year post-program mark and validate the risk assessment tool.
- Enable data integration for current alerts and notifications.
- Improve and expand service quality through a comprehensive Evidence-Based Practices (EBP) training program.
- Provide local cost-efficient transportation services for clients in need.
- Identify improvement opportunities from a recidivism study and an analysis of the Ohio Risk Assessment System (ORAS) tool.

Federal award funds, for this item, are budgeted to support grant activities as follows:

1067-072-Anticipated Drug Court expenditures.

1067-085-Federal Grant to be subgranted to the Administrative Office of the Courts to enhance and expand NH DCP services.

The Honorable Karen Umberger, Chairman
Fiscal Committee of the General Court

His Excellency, Governor Christopher T. Sununu
And the Honorable Council

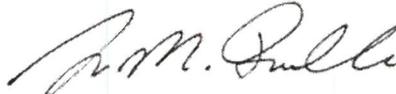
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1983-038-Technology Software for Grants Management Programs.

In the event that federal funds are no longer available, general funds will not be requested to support this program.

Please let me know if you have any questions concerning this request. Thank you for your consideration of this request.

Respectfully submitted,



John M. Formella
Attorney General

#3534940