

**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 24, 2025

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

Her Excellency, Governor Kelly A. Ayotte
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 (DOJ) to accept and expend a Federal Fiscal Year 2024 grant in the amount of \$1,087,220 from the U.S. Department of Justice, Bureau of Justice Statistics, National Criminal History Improvement Program (NCHIP), for the purpose of replacing and implementing fingerprint Livescan machines statewide, expanding law enforcement access to the State Messaging Platform (SMP), addressing the paper fingerprint backlog, and for funding an independent audit consultation to proactively ensure the state's Criminal Justice Information System (CJIS) is in compliance with FBI specifications, effective upon the approvals of the Fiscal Committee of the General Court and Governor and Executive Council through September 30, 2026. 100% Federal Funds.

Funds are to be budgeted in account # 02-20-20-201510-34260000, Department of Justice, Grants Administration, NCHIP as follows:

Class/Expense	Class Title	Current SFY 2026 Adjusted Authorized	Requested Action	Revised SFY 2026 Adjusted Authorized
072-509073	Grants-Federal	\$1	\$0	\$1
085-588523	Interagency Transfer Out Of Federal Funds	\$3,042,755	\$1,087,220	\$4,129,975
Total		\$3,042,756	\$1,087,220	\$4,129,976
Source of Funds				
000-400338-16	Federal Funds	\$3,042,756	\$1,087,220	\$4,129,976

The Honorable Ken Weyler, Chairman
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- Contingent upon approval of Requested Action #1, authorize the DOJ to amend an existing subgrant with the New Hampshire Department of Safety (DOS), Concord NH (Vendor # 311206-B001), approved by the Governor and Executive Council on April 23, 2025 Item # 133, to increase the grant limitation by \$1,187,220 from \$1,387,755 to \$2,574,975, with no change to the completion date, for the purpose of assisting local law enforcement gain access to the New Hampshire State Police (NHSP) State Messaging Platform (SMP), addressing the paper fingerprint backlog, and for funding an independent audit of its criminal record system, effective upon approval of the Governor and Executive Council through September 30, 2026. 100% Federal Funds.

Funding is available as follows:

02-20-20-201510-3426000	<u>FY 2026</u>
<u>NCHIP</u>	
085-588523, Interagency Transfers out of Federal Funds	\$1,187,220

EXPLANATION

The NCHIP grant program, administered by the U.S. Department of Justice's Bureau of Justice Statistics, provides states with direct funding and technical assistance to improve the quality, timeliness, and accessibility of criminal history records. These improvements support national record systems and enhance the effectiveness of background checks by ensuring records are accurate, complete, and interoperable across states. A complete record requires the integration of data from all parts of the criminal justice system, including law enforcement, prosecutors, courts, and corrections.

The approval to accept and expend the Federal Fiscal Year 2024 NCHIP funds allows the DOJ to increase an existing subgrant award to the DOS. DOS will use this increased funding to enhance fingerprint data exchange with the Federal Bureau of Investigations, State Police and local law enforcement.

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

Class 085-588523-Interagency Transfer out of Federal Funds-Federal Grant to be subgranted to the Department of Safety for the purpose of subgranting funds to local law enforcement agencies to purchase supplies and equipment, purchasing equipment and supplies and overtime expenses at the DOS to scan and upload fingerprint ink cards into the criminal record, and to utilize a qualified vendor to conduct an audit of the state's Criminal Justice Information System (CJIS).

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

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

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and the Honorable Council

September 24, 2025
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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 'J. Formella', written in a cursive style.

John M. Formella
Attorney General

#5190347

Department of Justice
 GRANTS FISCAL SITUATION-FISCAL YEAR 2026
 02-20-20-20150000-3426000-NCHIP

Total Grant	\$ 4,233,327
Less Expenditures to 06/30/2024	\$ -
Remaining Authorization to Budget	<u>\$ 4,233,327</u>
Less Current Budget Authorization	\$ 3,042,756
Total Available for Budgeting	<u>\$ 1,190,571</u>
Available to Budget at Later Date	\$ 103,351
REQUESTED ACTION	<u><u>\$ 1,087,220</u></u>

Grant Award Number	Award Amount	Expenses to 06/30/2024	Balance
15PBJs-24-GK-02369-NCHI	\$ 1,087,220.00	\$ -	\$ 2,596,485.00
15PBJs-23-GK-01444-NCHI	\$ 736,842.00	\$ -	\$ 736,842.00
15PBJs-23-GK-00311-NCHI	\$ 900,000.00	\$ -	\$ 900,000.00
		Total	\$ 4,233,327.00

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 DEPARTMENT OF SAFETY ("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 April 23, 2025 at Item # 133 (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 20 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 Block 1.8. The Grant Limitation as set forth in Block 1.8 of the Agreement is to increase from \$1,387,755 to \$2,574,975.
2. Amendment to Exhibit C. The awarded amount as set forth in Paragraph 3(a) of the Exhibit C to the Agreement is to increase from \$1,387,755 to \$2,574,975.
3. 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.
4. 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.
5. 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").
6. 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 NEW HAMPSHIRE DEPARTMENT OF SAFETY

By:  8/11/25
Robert, L. Quinn, Commissioner Date
Authorized Representative

NEW HAMPSHIRE DEPARTMENT OF JUSTICE

By: Thomas D. Kaempfer 8/14/2025
Thomas Kaempfer Date
Deputy Director of Administration

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

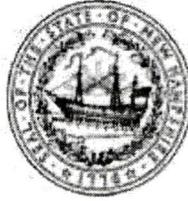
By: Christen Lavers 8/18/25
Date

**ATTORNEY GENERAL
DEPARTMENT OF JUSTICE**

1 GRANITE PLACE SOUTH
CONCORD, NEW HAMPSHIRE 03301

JJ
CJG1

JOHN M. FORMELLA
ATTORNEY GENERAL



JAMES T. BOFFETTI
DEPUTY ATTORNEY GENERAL

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March 24, 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 enter into a subgrant with the New Hampshire Department of Safety, Concord NH (Vendor # 311206-B001), in an amount not to exceed \$1,387,755, from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Statistics, National Criminal History Improvement Program (NCHIP) grant, for the purpose of scanning and uploading paper fingerprint cards and purchasing and supplying local law enforcement agencies with digital fingerprint Livescan equipment, effective upon Governor and Executive Council approval through September 30, 2026. 100% Federal Funds.

Funding is available as follows:

02-20-20-201510-3426	<u>FY 2025</u>
<u>NCHIP</u>	
085-588523, Interagency Transfers of Federal Funds	\$1,387,755

EXPLANATION

The Department of Justice (DOJ) requests authorization to subgrant funds to the Department of Safety (DOS) from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Statistics, National Criminal History Improvement Program (NCHIP). The goal of this federal grant is to improve and enhance criminal history record information for improved security.

In accordance with, and in compliance to, the Interstate Identification Index (III), the DOS, Division of State Police is the State's sole submitting agency of fingerprint images to the

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FBI. This NCHIP funding will enable New Hampshire law enforcement agencies additional tools and technology to facilitate the exchange of fingerprint data to the FBI and State Police. The FBI requires electronic fingerprint submissions. The use of the Livescan printers complies with the FBI's directive.

This subgrant will be used to reduce the criminal records ink fingerprint card backlog and to replace and implement digital fingerprint livescan machines. This technology has been in use throughout the state in correctional facilities and with other state and local law enforcement agencies. The purchase of new equipment, the maintenance of existing systems and the replacement of outdated machines is a critical component to the state's effort to increase criminal record availability and ensure complete information is available to all criminal justice agencies. The subgrant will also be used to purchase equipment and supplies needed to expand SPOTS to local law enforcement.

This subgrant will also be used to obtain an independent auditor to assist in the review of the state's Criminal Justice Information Services (CJIS) so that the Department of Safety can identify and address security and technological shortcomings proactively prior to the conclusions of FBI audits.

In the event that federal funds become 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

#4955951