



BOARD OF SUPERVISORS AGENDA ITEM REPORT **CONTRACTS / AWARDS / GRANTS**

☐ Award ☐ Contract ☒ Grant

Requested Board Meeting Date: 11/06/2018

** = Mandatory, information must be provided*

or Procurement Director Award ☐

***Contractor/Vendor Name/Grantor (DBA):**

Arizona Criminal Justice Commission.

***Project Title/Description:**

Drug, Gang and Violent Crime Control Grant.

***Purpose:**

Amendment #1 is to add required provisions mandated by the Department of Justice for the Federal Byrne Grant for FFY 2017. At the time ACJC sent out Drug, Gang, and Violent Crime Control grant agreements, ACJC had not yet received the Federal Grant agreement for the FFY 2017 Byrne Grant.

***Procurement Method:**

Not Applicable.

***Program Goals/Predicted Outcomes:**

Enhance the pursuit of justice for drug and drug-related gang and violent crimes in an equitable, unprejudiced and expeditious manner.

***Public Benefit:**

Reduce crime and protect public safety by holding criminals accountable.

***Metrics Available to Measure Performance:**

Quarterly Activity and Financial Reports.

***Retroactive:**

No.

Contract / Award Information

Document Type: _____ Department Code: _____ Contract Number (i.e., 15-123): _____

Effective Date: _____ Termination Date: _____ Prior Contract Number (Synergen/CMS): _____

☐ Expense Amount: \$* _____ ☐ Revenue Amount: \$ _____***Funding Source(s) required:**Funding from General Fund? ☐ Yes ☐ No If Yes \$ _____ % _____Contract is fully or partially funded with Federal Funds? ☐ Yes ☐ No**If Yes, is the Contract to a vendor or subrecipient?** _____Were insurance or indemnity clauses modified? ☐ Yes ☐ No*If Yes, attach Risk's approval.*Vendor is using a Social Security Number? ☐ Yes ☐ No*If Yes, attach the required form per Administrative Procedure 22-73.***Amendment / Revised Award Information**

Document Type: _____ Department Code: _____ Contract Number (i.e., 15-123): _____

Amendment No.: _____ AMS Version No.: _____

Effective Date: _____ New Termination Date: _____

Prior Contract No. (Synergen/CMS): _____

☐ Expense or ☐ Revenue ☐ Increase ☐ Decrease Amount This Amendment: \$ _____Is there revenue included? ☐ Yes ☐ No If Yes \$ _____***Funding Source(s) required:**Funding from General Fund? ☐ Yes ☐ No If Yes \$ _____ % _____**Grant/Amendment Information** (for grants acceptance and awards)☐ Award ☐ AmendmentDocument Type: GTAM Department Code: PCA Grant Number (i.e., 15-123): 19-015Effective Date: 07/01/2018 Termination Date: 06/30/2019 Amendment Number: 1☐ Match Amount: \$ _____ ☐ Revenue Amount: \$ _____***All Funding Source(s) required:** U. S. Department of Justice, Office of Justice Programs passed through the Arizona Criminal Justice Commission***Match funding from General Fund?** ☐ Yes ☐ No If Yes \$ _____ % _____***Match funding from other sources?** ☐ Yes ☐ No If Yes \$ _____ % _____***Funding Source:** _____***If Federal funds are received, is funding coming directly from the Federal government or passed through other organization(s)?**

Passed through the Arizona Criminal Justice Commission

Contact: Rozana VillanesDepartment: County Attorney Telephone: 724-5631Department Director Signature/Date: David Smith

Deputy County Administrator Signature/Date: _____

County Administrator Signature/Date: C. Duckett 10/24/18
(Required for Board Agenda/Addendum Items)



ARIZONA CRIMINAL JUSTICE COMMISSION
Drug, Gang, and Violent Crime Control
GRANT AGREEMENT AMENDMENT

Amendment to ACJC Grant Number **DC-19-030**
Catalog of Federal Domestic Assistance (CFDA) Number 16.738

This amendment ("Amendment") is made by the ARIZONA CRIMINAL JUSTICE COMMISSION hereinafter called "COMMISSION" and **PIMA COUNTY**, through **Pima County Attorney's Office** hereinafter called "GRANTEE", parties to the Grant Agreement ("Agreement") dated the 1st day of June, 2018.

The Agreement is amended as follows:

1. The following provisions apply to the GRANTEE in order to receive federal funds from the FY 2017 Byrne/Justice Assistance Grant (JAG) if the GRANTEE is a State government.
 - A. A State statute, or a State rule, regulation, policy, or practice, must be in place that is designed to ensure that agents of the United States acting under color of federal law in fact are given to access any State (or State-contracted) correctional facility for the purpose of permitting such agents to meet with individuals who are (or are believed by such agents to be) aliens and to inquire as to such individuals' right to be or remain in the United States.
 - B. A State statute, or a State rule, regulation, policy, or practice, must be in place that is designed to ensure that, when a State (or State-contracted) correctional facility receives from the Department of Homeland Security (DHS) a formal written request authorized by the Immigration and Nationality Act that seeks advance notice of the scheduled release date and time for a particular alien in such facility, then such facility will honor such request and, as early as practicable (see para. 4 of this amendment), provide the requested notice to DHS.
2. The following provisions apply to the GRANTEE in order to receive federal funds from the FY 2017 Byrne/Justice Assistance Grant (JAG) if the GRANTEE is a unit of local government.
 - A. A local ordinance, rule, regulation, policy, or practice (or an applicable State statute, rule, regulation, policy, or practice) must be in place that is designed to ensure that agents of the United States acting under color of federal law in fact are given access to a local government (or local government-contracted) correctional facility for the purpose of permitting such agents to meet with individuals who are (or are believed by such agents to be) aliens and to inquire as to such individuals' right to be or remain in the United States.
 - B. A local ordinance, rule, regulation, policy, or practice (or an applicable State statute, rule, regulation, policy, or practice) must be in place that is designed to ensure that, when a local government (or local government-contracted) correctional facility receives from DHS a formal written request authorized by the Immigration and Nationality Act that seeks advance notice of the scheduled release date and time for a particular alien in such facility, then such facility will honor such request and, as early as practicable (see para. 4 of this amendment), provide the requested notice to DHS.
3. For purposes of these provisions:
 - A. The term "alien" means what it means under section 101 of the Immigration and Nationality Act (see 8 U.S.C. 1101(a)(3)).
 - B. The term "correctional facility" means what it means under the Title I of the Omnibus Crime Control and Safe Streets Act of 1968 (see 42 U.S.C. 3791(a)(7)).

4. Nothing in these provisions shall be understood to authorize or require the GRANTEE, any State or local government, or any other entity or individual to maintain (or detain) any individual in custody beyond the date and time the individual would have been released in the absence of this condition.
5. Current DHS practice is ordinarily to request advance notice of scheduled release "as early as practicable (at least 48 hours, if possible)." (See DHS Form I-247A (3/17)). In the event that (e.g., in light of the date DHS made such request) the scheduled release date and time for an alien are such as not to permit the advance notice that DHS has requested, it shall not be a violation of this condition to provide only as much advance notice as practicable.

Except as set forth in this amendment, the Agreement is unaffected and shall continue in full force and effect in accordance with its terms. If there is conflict between this amendment and the Agreement or any earlier amendment, the terms of this amendment will prevail.

FOR GRANTEE:

Authorized Signatory

Date

Printed Name and Title

Approved as to form:


Legal counsel for GRANTEE

10-17-2018
Date

CHRISTOPHER STRAUB

Printed Name and Title

Deputy County Attorney

FOR CRIMINAL JUSTICE COMMISSION:

Andrew T. LeFevre, Executive Director
Arizona Criminal Justice Commission

Date