U.S. Department of Justice Office of Justice Programs Bureau of Justice Assistance



## **Emmett Till Cold Case Investigations and Prosecution Program**

## **FY 2022 Competitive Grant Solicitation**

Assistance Listing Number # 16.031

Grants.gov Opportunity Number: O-BJA-2022-171088

Solicitation Release Date: March 23, 2022 12:00 AM

Grants.gov Deadline: June 10, 2022 8:59 PM
Application JustGrants Deadline: June 15, 2022 8:59 PM

#### Overview

The <u>U.S. Department of Justice</u> (DOJ), <u>Office of Justice Programs</u> (OJP), <u>Bureau of Justice Assistance</u> (BJA) seeks applications for funding to state, local, and tribal law enforcement and prosecution agencies to support activities and expenses associated with the investigation and prosecution of cold case murders involving civil rights violations, as authorized by the Emmett Till Unsolved Civil Rights Crimes Reauthorization Act of 2016. This program furthers the DOJ's mission by supporting state and local efforts to address hate crimes and to enhance the investigative skills of law enforcement and prosecution, as well as enhance the rule of law through the resolution of unsolved homicides.

This solicitation incorporates the OJP Grant Application Resource Guide by reference. The OJP Grant Application Resource Guide provides guidance to applicants on how to prepare and submit applications for funding to OJP. If this solicitation expressly modifies any provision in the OJP Grant Application Resource Guide, the applicant is to follow the guidelines in this solicitation as to that provision.

#### **Solicitation Categories**

This solicitation does not include Solicitation Categories.

#### **Eligible Applicants:**

Other

#### Other

- State, local, and tribal law enforcement agencies, including prosecutors' offices.
- Tribal law enforcement must be from federally recognized Indian tribal governments that perform law enforcement functions (as determined by the Secretary of the Interior).

Applicants can partner with other agencies and nonprofit organizations with expertise to

support the investigation of these cold cases and/or expertise to leverage historical documents to inform investigations.

For purposes of this solicitation, "state" means any state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands.

To advance Executive Order 13929 Safe Policing for Safe Communities, the Attorney General determined that all state, local, and university or college law enforcement agencies must be certified by an approved independent credentialing body or have started the certification process, to be eligible for FY 2022 DOJ discretionary grant funding. To become certified, the law enforcement agency must meet two mandatory conditions: (1) the agency's use-of-force policies adhere to all applicable federal, state, and local laws and (2) the agency's use-of-force policies prohibit chokeholds except in situations where use of deadly force is allowed by law. The certification requirement also applies to law enforcement agencies receiving DOJ discretionary grant funding through a subaward. For detailed information on this certification requirement, please visit <a href="https://cops.usdoj.gov/SafePolicingEO">https://cops.usdoj.gov/SafePolicingEO</a> to access the Standards for Certification on Safe Policing for Safe Communities, the Implementation Fact Sheet, and the List of Designated Independent Credentialing Bodies.

All recipients and subrecipients (including any for-profit organization) must forgo any profit or management fee.

BJA will consider applications under which two or more entities would carry out the federal award; however, only one entity may be the applicant. Any others must be proposed as subrecipients (subgrantees). For additional information on subawards, see the OJP Grant Application Resource Guide.

BJA may elect to fund applications submitted under this FY 2022 solicitation in future fiscal years, dependent on, among other considerations, the merit of the applications and the availability of appropriations.

#### **Contact Information**

For technical assistance with submitting the Application for Federal Assistance standard form (SF)-424 and a Disclosure of Lobbying Activities form (SF-LLL) in Grants.gov, contact the Grants.gov Customer Support Hotline at 800-518-4726, 606-545-5035, at <a href="mailto:Grants.gov">Grants.gov</a> customer support, or at <a href="mailto:support@grants.gov">support@grants.gov</a>. The Grants.gov Support Hotline operates 24 hours a day, 7 days a week, except on federal holidays.

For technical assistance with submitting the full application in DOJ's Justice Grants System (JustGrants), contact the JustGrants Service Desk at <a href="mailto:JustGrants.Support@usdoj.gov">JustGrants.Support@usdoj.gov</a> or at 833-872-5175. The JustGrants Service Desk operates 5 a.m. to 9 p.m. eastern time Monday - Friday and 9 a.m. to 5 p.m. Saturday, Sunday, and federal holidays.

For assistance with any other requirements of this solicitation, contact the OJP Response Center by telephone at 800–851–3420 or TTY: 301–240–6310 (hearing impaired only) or by email at grants@ ncjrs.gov. The OJP Response Center hours of operation are 10 a.m. to 6 p.m. eastern time Monday through Friday, and 10 a.m. to 8 p.m. eastern time on the solicitation close date.

#### **Submission Information**

Applications will be submitted to DOJ in two steps:

**Step 1:** The applicant must submit by the Grants.gov deadline the required Application for Federal Assistance standard form (SF)-424 and a Disclosure of Lobbying Activities (SF-LLL) form when they register in Grants.gov at <a href="https://www.grants.gov/web/grants/register.html">https://www.grants.gov/web/grants/register.html</a>.

Beginning April 4, 2022, the Federal government will cease using the Data Universal Numbering System (DUNS) number to uniquely identify entities. At that point, entities doing business with the Federal government will use a Unique Entity Identifier (UEI) created in SAM.gov. If your entity is currently registered in SAM.gov, your UEI has already been assigned and is viewable in SAM.gov. This includes inactive registrations. If you are a new entity registering in SAM.gov, you will continue to register in SAM.gov using the DUNS number assigned by Dun and Bradstreet (D&B) until April 4, 2022. Upon completing your registration in SAM.gov, you will be assigned a UEI. For additional information, see the Unique Entity Identifier Update and the OJP Grant Application Resource Guide.

**IMPORTANT**: Grants.gov will transition to UEI at 11:59 p.m. eastern time (ET) on March 31, 2022. To support this transition, DOJ will update all posted Grants.gov funding opportunity packages to reflect the use of UEI.

All entities applying for DOJ funding opportunities that have a Grants.gov close date after March 31, 2022, must take one of the following actions:

- 1) Complete and submit the SF-424 and SF-LLL no later than March 30, 2022, at 8:00 p.m. ET.
  - If the SF-424 is not completed and submitted by this time, any information contained in the SF-424 will be lost during the transition.
  - If this occurs, applicants will need to re-enter their data in the new SF-424 form upon returning to Grants.gov on April 1, 2022.
- 2) Wait until April 1, 2022, to begin and submit the Grants.gov application.

**Step 2**: The applicant must then submit the **full application** including attachments in JustGrants at <u>JustGrants.usdoj.gov</u>

To be considered timely, the full application must be submitted in JustGrants by the JustGrants application deadline.

OJP encourages applicants to review, the "How to Apply" section in the OJP Grant Application Resource Guide and the JustGrants website for more information, resources, and training.

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## **Program Description**

#### Overview

OJP is committed to advancing work that promotes civil rights and racial equity, increases access to justice, supports crime victims and individuals impacted by the justice system, strengthens community safety and protects the public from crime and evolving threats, and builds trust between law enforcement and the community. The Emmett Till Cold Case Investigations and Prosecution Program supports state, local, and tribal law enforcement and prosecution agencies, working with their partners, to investigate and prosecute unsolved cold case homicides suspected to have been racially motivated or otherwise associated with civil rights violations. This includes support for victims' families and stakeholders impacted by these cases. Funds are limited to address incidents that resulted in death that occurred no later than December 31, 1979.

## **Statutory Authority**

Pub. L. No. 110-344, Sec. 5 (codified at 28 U.S.C. 509 Note).

#### **Specific Information**

The Emmett Till Cold Case Investigations and Prosecution Program provides support to state, local, and tribal law enforcement and prosecutors in their investigation and prosecution of cold case murders associated with civil rights violations, specifically where race or other protected rights were implicated. Funds are limited to address civil rights violations resulting in death that occurred no later than December 31, 1979.

Recognizing the impact these unsolved cases can have on the victims' families and the communities where these homicides occurred, this program also supports efforts to assist those impacted by these crimes.

This program is part of the Emmett Till Unsolved Civil Rights Crime Act, which seeks to address murder cases, suspected to be racially motivated, that were committed before January 1, 1980. The program's ultimate purpose is an attempt to bring closure to the victims' families and bring those responsible to justice.

There are potentially hundreds or more cold case murders that took place during the Civil Rights Era and earlier that have yet to be solved. The Act was passed in 2007, and other Department agencies, including the Federal Bureau of Investigation (FBI), Civil Rights Division, U.S. Attorneys' Offices, and Community Relations Service, have been working for almost 15 years to inventory and pursue cases which fit in their federal jurisdictions. They have pursued most of the actionable cases; however, many of the laws providing federal jurisdiction have now expired. In 2008, the Department of Justice opened 132 cold civil rights cases involving over 151 victims. Of the 132 cases, the Department was able to fully investigate and resolve 119 through prosecution, referral, or closure. This was a great first step on a path to fairness and justice for the victims and their families, but there are many other cases where justice has not been achieved.

There may be a number of cases that could be investigated and potentially prosecuted at the state, local, or tribal level where the murder laws do not have a statute of limitations. Thus, this funding can help address barriers in bringing these unsolved murders to justice, both in (1) the investigation and prosecution or resolution of these cases and (2) support to victims' family members and local stakeholders impacted by these crimes. Given the age and complexity of these cases, there can be barriers to their identification, investigation, and prosecution. This can include the death of those who committed these crimes, the death of witnesses or an inability to locate them, witnesses not being able to remember the details given the time that has passed, and the destruction, degradation, or loss of evidence. Despite these barriers, there may be some cases that are still actionable. With the availability of new forensic tools and access to national FBI databases, this program can support efforts to use these resources and pursue these cases. In addition, the investigation and public closing of cases with acknowledgement of what occurred can bring healing to the victims' families and other stakeholders.

To assist law enforcement and prosecutors in pursuing these cases, BJA recently selected a team of training and technical assistance (TTA) providers to assist grantees in implementing the program as well as support the field at large. BJA's overall TTA will include individualized, efficient, and consistent delivery in order to help grantees accomplish their goals by the end of the project period. BJA and the TTA partners will assess needs and develop training, targeted technical assistance, and tools for the field. This will include ongoing coaching, as well as support for peer-to-peer dialogue and training, knowledge diffusion products, grantee learning communities, dissemination of best practices and lessons learned, and a listsery.

To increase their chances for success, applicants are encouraged to employ unique partnerships with researchers, historians, forensic scientists, and community partners to complete this work. These partnerships can further collaborate with subject matter experts in nonprofit organizations, reconciliation commissions, law school clinics, and academic programs in order to access information on civil rights crimes and reconciliation efforts. Applicants should also consider formally partnering with a researcher.

As part of this award, grantees must document their plans to ensure they have a set of diverse staff, partners, and/or subject matter experts who reflect a mix of experiences and perspectives to effectively reach the communities and practitioners that they will serve.

## Goals, Objectives, Deliverables, and Timeline

#### Goals

To bring justice and reconciliation for the hundreds of cold case murder victims associated with civil rights violations through the identification, investigation, prosecution, and resolution of these cases. In addition, to bring justice and support to families and stakeholders impacted by these murders.

#### Objectives

• Enhance the capacity of state, local, and tribal law enforcement and prosecutors and Page 8 of 26

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- their partners to identify, investigate, and prosecute these cases.
- Enhance collaboration between federal, state, and local law enforcement and prosecution agencies in their investigation and prosecution of unsolved civil rights cold case murders.
- Increase the number of state, local, and tribal investigations and prosecutions of civil rights cold case murders.
- Bring justice, reconciliation, and support to families and stakeholders impacted by these murders, thereby building trust.
- Use information gained, training, and tools to assist the field to identify, investigate, and prosecute additional cases as well as support victims' families and stakeholders.

## **Deliverables**

#### Deliverables will include:

- · An inventory of potential cases.
- Creation of an action plan during the first 6 months to build a strong and focused strategy. The action plan must be submitted and approved by BJA prior to implementation. BJA, the training and technical assistance providers, and the grantee will use this action plan to guide and track the project objectives' progress.
- Successful implementation of the action plan, working collaboratively with BJA staff and the TTA partners, resulting in the prosecution and resolution of cases.
- Enhanced partnerships with federal, state, tribal, or local organizations.
- Documentation of what was learned, including a final report. This information will be publicly shared to assist the field.

The Goals, Objectives, and Deliverables are directly related to the performance measures that show the completed work's results, as discussed in the Application and Submission Information section.

## **Evidence-Based Programs or Practices**

OJP strongly encourages the use of data and evidence in policymaking and program development for criminal justice, juvenile justice, and crime victim services. For additional information and resources on evidence-based programs or practices, see the OJP Grant Application Resource Guide.

## Information Regarding Potential Evaluation of Programs and Activities

OJP may conduct or support an evaluation of the programs and activities funded under this solicitation. For additional information, see the OJP Grant Application Resource Guide section entitled "Information Regarding Potential Evaluation of Programs and Activities."

## **OJP Priority Areas**

The Department of Justice is committed to advancing work that promotes civil rights and racial equity, increases access to justice, supports crime victims and individuals impacted by the justice system, strengthens community safety and protects the public from crime and evolving threats, and builds trust between law enforcement and the community.

Priority Consideration Supporting Executive Order 13985, Advancing Racial Equity and Support for Underserved Communities Through the Federal Government

Consistent with this Executive Order, the term "underserved community" refers to a population sharing a particular characteristic, as well as a geographic community, that has been systematically denied a full opportunity to participate in aspects of economic, social, and civic life or whose members have been historically underserved, marginalized, and adversely affected by inequality. Such communities include, among others, Black people, Hispanics and Latino/a/e people, Native American and other Indigenous peoples of North America (including Alaska Natives, Eskimos, and Aleuts), Asian Americans, Native Hawaiians, and Pacific Islanders.

In support of Executive Order 13985, OJP will:

Give priority consideration to applicants that can demonstrate that their capabilities and competencies for implementing their proposed project(s) are enhanced because the applicant (or at least one proposed subrecipient that will receive at least 30% of the requested award funding, as demonstrated in the Budget Worksheet and Budget Narrative) identifies as a culturally specific organization. To receive this priority consideration, applicants must describe how being a culturally specific organization (or funding the culturally specific subrecipient organization(s)) will enhance their ability to implement the proposed project(s) and should also specify which culturally specific populations are intended or expected to be served or have their needs addressed under the proposed project(s).

Culturally specific organizations are defined for purposes of this solicitation as private nonprofit or tribal organizations whose primary purpose as a whole is to provide culturally specific services to, among others, Black people, Hispanics and Latino/a/e people, Native American and other Indigenous peoples of North America (including Alaska Natives, Eskimos, and Aleuts), Asian Americans, Native Hawaiians, and/or Pacific Islanders.

Note: Addressing these priority areas is one of many factors that OJP considers in making funding decisions. Receiving priority consideration for one or more priority areas is not a guarantee of an award.

#### **Federal Award Information**

**Solicitation Categories** 

This solicitation does not include Solicitation Categories.

**Awards, Amounts and Durations** 

**Anticipated Number of Awards** 

Period of Performance Start Date 10/1/22 12:00 AM

Anticipated Maximum Dollar Amount of Awards \$500,000.00

Period of Performance Duration (Months) 36

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## **Continuation Funding Intent**

BJA may, in certain cases, provide additional funding in future years to awards made under this solicitation, through continuation awards. OJP will consider, among other factors, OJP's strategic priorities, a recipient's overall management of the award, and the award-funded work's progress, when making continuation award decisions.

## **Availability of Funds**

This solicitation, and awards (if any are made) under this solicitation, are subject to the availability of appropriated funds and to any modifications or additional requirements that may be imposed by the agency or by law. In addition, nothing in this solicitation is intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the United States, its departments, agencies, or entities, its officers, employees, or agents, or any other person.

## **Types of Awards**

BJA expects to make awards under this solicitation as grants. See the "Administrative, National Policy, and Other Legal Requirements" section of the <a href="OJP Grant Application Resource Guide">OJP Grant Application Resource Guide</a> for a brief discussion of important statutes, regulations, and award conditions that apply to many (or in some cases, all) OJP grants.

## **Financial Management and System of Internal Controls**

Award recipients and subrecipients (including recipients or subrecipients that are pass-through entities) must, as described in the Part 200 Uniform Requirements as set out at 2 C.F.R. 200.303, comply with standards for financial and program management. See the OJP Grant Application Resource Guide for additional information.

## **Budget Information**

The use of BJA grant funds for unmanned aircraft systems (UAS), including unmanned aircraft vehicles (UAV), and all accompanying accessories to support such UAS or UAV, is unallowable.

No more than 20 percent of total grant funds may be used for research/evaluation.

All DNA analyses conducted as a result of this program must be performed by a laboratory (government-owned or fee-for-service) that is accredited and currently undergoes external audits not less than once every 2 years (with the exception of forensic genealogy testing). These audits must demonstrate that the laboratory maintains compliance with the DNA Quality Assurance Standards established by the director of the FBI. Sites must use laboratories that can test evidence in an expeditious manner so as to meet the program's goals during the grant period. If funds will be used for DNA testing of evidentiary materials,

any resulting **eligible** DNA profiles must be uploaded to the Combined DNA Index System (CODIS, the national DNA database operated by the FBI) by a government DNA lab with access to CODIS. No profiles generated with this funding may be entered into any other nongovernmental DNA database without prior express written approval from BJA (exceptions include forensic genealogy). In addition, funds may not be used to purchase DNA equipment and supplies when the resulting DNA profiles from such technology are not acceptable for entry into CODIS.

Award recipients utilizing funds for forensic genealogy testing must adhere to the United States Department of Justice Interim Policy Forensic Genealogical DNA Analysis and Searching available at: <u>United States Department of Justice Interim Policy: Forensic Genealogical DNA Analysis and Searching</u>.

Finally, in accordance with Section IX, grantees utilizing funds for this purpose must collect and report the following metrics to BJA:

- The type of crime investigated
- Whether forensic genetic genealogical DNA analysis (FGG)/forensic genetic genealogical DNA analysis and searching (FGGS) was conducted on a forensic sample or a reference sample
- The type of forensic sample subjected to FGG and a description of the total amount, condition, and concentration of that sample (e.g., single source, mixed profile, degradation status, etc.)
- Whether FGG analysis resulted in a searchable profile
- The identity of the vendor laboratory used to conduct FGG and the genetic genealogy service(s) used to search the FGG profile
- Whether the investigation resulted in an arrest that was based, in part, on the use of FGGS
- The total amount of federal funding used to conduct FGG/FGGS in each case

Note that requirements may slightly change in accordance with future iterations of the FGGS policy. Grant award recipients will be updated should changes occur that impact practices and/or performance metrics.

All DNA analyses conducted and profiles generated during the testing portion of this program must be maintained pursuant to all applicable federal privacy requirements, including those described in 34 U.S.C. § 12592(b)(3).

Applicants should budget for travel for at least two team members to attend an in-person, 2-day grantee meeting as part of their project, and assume that the trip will be in a location that requires air travel of at least \$500 per person. For estimates of costs for hotel and lodging, please see the U.S. General Services Administration (GSA) website for determining allowable per diem travel costs at <a href="https://www.gsa.gov/travel/plan-book/per-diem-rates">https://www.gsa.gov/travel/plan-book/per-diem-rates</a>.

## **Cost Sharing or Matching Requirement**

This solicitation does not require a match.

## Pre-agreement Costs (also known as Pre-award Costs)

See the OJP Grant Application Resource Guide information on Pre-agreement Costs (also known as Pre-award Costs).

## Limitation on Use of Award Funds for Employee Compensation: Waiver

See the OJP Grant Application Resource Guide information on Limitation on Use of Award Funds for Employee Compensation; Waiver.

## Prior Approval, Planning, and Reporting of Conference/Meeting/Training Costs

See the OJP Grant Application Resource Guide for information on Prior Approval, Planning, and Reporting of Conference/Meeting/Training Costs.

## **Costs Associated with Language Assistance (if applicable)**

See the OJP Grant Application Resource Guide for information on Costs Associated with Language Assistance.

## **Eligibility Information**

For eligibility information, see the cover page.

For information on cost sharing or match requirements, see Federal Award Information.

## **Application and Submission Information**

The following application elements **must** be included in the application to meet the basic minimum requirements to advance to peer review and receive consideration for funding:

- Proposal Abstract
- Proposal Narrative Project
- Timeline
- Budget Detail Worksheet and Budget Narrative (web-based form)

See the <u>Application Elements and Formatting Instructions</u> section of the <u>OJP Grant Application Resource Guide</u> for information on what happens to an application that does not contain all the specified elements or is nonresponsive to the scope of the solicitation.

## Information to Complete the Application for Federal Assistance (SF-424)

The SF-424 must be submitted in Grants.gov. It is a required standard form used as a cover sheet for submission of pre-applications, applications, and related information. See the OJP Grant Application Resource Guide for additional information on completing the SF-424.

In Section 8F of the SF-424, please include the name and contact information of the

individual who will complete the application in JustGrants. JustGrants will use this information (email address) to assign the application to this user in JustGrants.

Intergovernmental Review: This solicitation ("funding opportunity") is not subject to <a href="Executive Order 12372"><u>Executive Order 12372</u></a>. (In completing the SF-424, an applicant is to answer question 19 by selecting the response that the "Program is not covered by E.O. 12372.")

## Standard Applicant Information (JustGrants 424 and General Agency Information)

The Standard Applicant Information section of the JustGrants application is pre-populated with the SF-424 data submitted in Grants.gov. The applicant will need to review the Standard Applicant Information in JustGrants and make edits as needed. Within this section, the applicant will need to: add zip codes for areas affected by the project; confirm its Authorized Representative; and verify and confirm the organization's unique entity identifier legal name and address.

## **Proposal Abstract**

A proposal abstract (no more than 400 words) summarizing the proposed project, including the purpose of the project, primary activities, expected outcomes, the service area, intended beneficiaries and subrecipients (if known), will be completed in the JustGrants web-based form. This abstract should be written in the third person and will be made publicly available on the OJP website if the project is awarded.

Include the following information:

- Name of applicant
- Area of focus for project (location, types of cases)
- Summary of project scope and activities
- Estimated number of cases to be investigated and prosecuted
- List of key partners

#### **Proposal Narrative**

The proposal narrative should be submitted as an attachment in JustGrants. The attached document should be double-spaced, using a standard 12-point font; have no less than 1-inch margins; and should not exceed 20 pages. Pages should be numbered and submitted as an attachment. If the proposal narrative fails to comply with these length restrictions, BJA may consider such noncompliance in peer review and in final award decision. The following sections must be included as part of the proposal narrative:

## **Description of the Issue**

Describe the history, nature, and extent of pending cold case homicides involving violations of civil rights overall and prior to January 1, 1980. Include summary information and data on specific incidents, efforts to identify potential cases, witnesses, and suspects.

Describe current efforts to identify, investigate, and prosecute these cases. Describe the

challenges, including lack of resources, that the applicant faces in planning and implementing efforts to address these unsolved murders. What access does the applicant have to case files and data to support the work, and what are the existing laws to pursue cases? How have they related to federal efforts to address these cases?

#### **Program Design**

Describe how the applicant will respond to the issue defined, including activities to identify cases and develop an action plan, and how it will investigate, prosecute, and resolve cases meriting exploration. Describe how the applicant and its partners will implement the proposed action plan, including gathering and analyzing information, and implementing efforts by staff and partners to inventory, track, investigate, and prosecute these cases.

Describe how the applicant will work to enhance witness cooperation and address the challenges of pursuing these investigations, including working with victims' family members and other stakeholders.

Attach a project timeline that outlines when activities or program milestones are to be accomplished.

The funds requested in the budget must be clearly connected to and support the program design and be reasonable in cost.

#### **Capabilities and Competencies**

Discuss the expertise of the applicant and its partners to effectively conduct the investigation of cold case murders potentially associated with civil rights violations. Describe the applicant's plans to ensure they have a set of diverse staff, partners, and/or subject matter experts who reflect a mix of experiences and perspectives to effectively reach the communities and practitioners that they will serve.

Describe the applicant's management structure and outline its ability to conduct the individual activities. Describe the organization's and staff's experience as well as any partner's experience. The management and organizational structure described should match the staffing needed to accomplish the tasks outlined in the Program Design section. Detailed information in the position descriptions and letters of interest will inform the assignment of points relative to this criterion.

Identify each partner agency that has demonstrated commitment to this effort. Discuss any previous collaboration that occurred that will help to achieve the objectives. Explain existing partnership agreements. Attach a memorandum of understanding (MOU) and/or letter of support from each key team member, outlining their commitment to the project.

Describe how effective communication and coordination among the team members will be implemented throughout the program period.

For applications involving a research component, describe the qualifications of the research partner and their prior experience with action research. Describe the roles and responsibilities of the research partner in the project and how the applicant will ensure that

the research partner will have access to relevant data, personnel for interviews, and the ability to monitor operations that are relevant to the project's evaluation. Researchers should be experienced in several different data collection methodologies, and in both quantitative and qualitative research methods. It is preferable that they have several years of evaluation research experience and have experience with oral and written presentations of research results. Research partners should be able to conduct scientifically rigorous evaluations and be well versed in evaluation methods.

If the applicant is seeking priority consideration, it should describe within this section how being a culturally specific organization (or funding a culturally specific subrecipient organization at a minimum of 30% of the project budget) will enhance its ability to implement the proposed project(s) and should also specify which culturally specific populations are intended or expected to be served or have their needs addressed under the proposed project(s).

## Plan for Collecting the Data

For each objective, identify the criteria that will determine how and if it has been successfully met. Identify specific measurable outcome(s) and the data sources that will be used to determine whether or not the outcome was successful.

All applicants must indicate their willingness and ability to collect and report performance and outcome data through BJA's reporting tools (no personally identifiable information will be collected). Applicants are expected to report on behalf of any subawardees.

Describe the process for measuring project performance. Identify who will collect the data, who is responsible for performance measurement, and how the information will be used to guide and assess the project.

Note: Applicant are not required to submit performance data with the application. Rather, performance measure information is included as an alert that successful applicants will be required to submit performance data as part of each award's reporting requirements.

OJP will require each successful applicant to submit regular performance data that show the completed work's results. The performance data directly relate to the goals, objectives, and deliverables identified under the "Goals, Objectives, and Deliverables" section. Applicants can visit OJP's performance measurement page at <a href="www.ojp.gov/performance">www.ojp.gov/performance</a> for an overview of performance measurement activities at OJP.

BJA will require award recipients to submit performance measures data and performance reports in Just Grants. BJA will provide further guidance on the post-award submission process, if selected for award. A list of performance measures questions for this program can be found at <a href="Emmett Till Grant Program Performance Measures">Emmett Till Grant Program Performance Measures</a> (ojp.gov).

## **Note on Project Evaluations**

An applicant that proposes to use award funds through this solicitation to conduct project evaluations must follow the guidance in the "Note on Project Evaluations" section in the

## OJP Grant Application Resource Guide.

## Goals, Objectives, Deliverables, and Timeline

The applicant will submit the Emmett Till Cold Case Investigations and Prosecution Program goals, objectives, and deliverables in the JustGrants web-based form.

## **Budget and Associated Documentation**

## **Budget Worksheet and Budget Narrative (Web-based Form)**

The applicant will complete the JustGrants web-based budget form. See the OJP Grant Application Resource Guide for additional information.

If the applicant is seeking priority consideration based on the identification of at least one proposed subrecipient as a culturally specific organization, the proposed funding for the subrecipient in the web-based budget form must be a minimum of 30% of award funding.

The budget narrative must also describe how the activities that will be funded with the (minimum) 30% of award funding provided to the subrecipient specifically relate to the priority consideration requested and described in the Capabilities and Competencies section of the application.

## **Indirect Cost Rate Agreement (if applicable)**

The applicant will submit its indirect cost rate agreement by uploading it as an attachment in JustGrants. See the OJP Grant Application Resource Guide for additional information.

# Financial Management Questionnaire (including applicant disclosure of high-risk status)

The applicant will download the questionnaire, complete it, and submit it by uploading it as an attachment in JustGrants. See the OJP Grant Application Resource Guide for additional information and the link to the questionnaire.

## **Disclosure of Process Related to Executive Compensation**

This solicitation expressly modifies the OJP Grant Application Resource Guide by not incorporating its "Disclosure of Process Related to Executive Compensation" provisions. Applicants to this solicitation are not required to provide this disclosure.

## **Additional Application Components**

Applicants will attach the additional requested documentation in JustGrants.

#### **Curriculum Vitae or Resumes**

Attach position descriptions for staff to be hired and résumés for current staff who will be funded by the award. If the applicant is hiring, please detail in the timeline when it anticipates the hiring process to be completed and the new hires to commence work.

## **Tribal Authorizing Resolution**

An application in response to this solicitation may require inclusion of tribal authorizing

documentation as an attachment. If applicable, the applicant will submit the tribal authorizing documentation by uploading it as an attachment in JustGrants. See the OJP Grant Application Resource Guide for information on tribal authorizing resolutions.

#### **Timeline Form**

Attach a project timeline with each project objective, activity, expected completion date, and responsible person or organization.

## **Letters of Support**

Attach any relevant letters of support and/or MOUs from key partners to the project to reflect their support, roles, and agreements about collaboration.

## **Research and Evaluation Independence and Integrity Statement**

If an application proposes research (including research and development) and/or evaluation, the applicant must demonstrate research/evaluation independence and integrity, including appropriate safeguards, before it may receive award funds. The a pplicant will submit documentation of its research and evaluation independence and integrity by uploading it as an attachment in JustGrants. For additional information, see the OJP Grant Application Resource Guide.

#### **Disclosures and Assurances**

The applicant will address the following disclosures and assurances.

## **Disclosure of Lobbying Activities**

Complete and submit the SF-LLL in Grants.gov. See the OJP Grant Application Resource Guide for additional information

#### **DOJ Certified Standard Assurances**

Review and accept the DOJ Certified Standard Assurances in JustGrants. See the OJP Grant Application Resource Guide for additional information.

## **Applicant Disclosure of Duplication in Cost Items**

Complete the JustGrants web-based Applicant Disclosure of Duplication in Cost Items form. See the OJP Grant Application Resource Guide for additional information.

# DOJ Certifications Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; and Drug-Free Workplace Requirements

Review and accept the DOJ Certified Certifications Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; Drug-Free Workplace Requirements; Law Enforcement and Community Policing in JustGrants. See the OJP Grant Application Resource Guide for additional information.

## Applicant Disclosure and Justification – DOJ High Risk Grantees (if applicable)

If applicable, submit the DOJ High Risk Disclosure and Justification as an attachment in JustGrants. as an attachment in JustGrants as an attachment in JustGrants. A DOJ High Risk Grantee is an award recipient that has received a DOJ High Risk designation based on a documented history of unsatisfactory performance, financial instability, management system or other internal control deficiencies, or noncompliance with award terms and conditions on prior awards, or that is otherwise not responsible. See the OJP Grant Application Resource Guide for additional information.

## **How to Apply**

Step 1: The applicant must submit the **SF-424** and an **SF-LLL** in Grants.gov at <a href="https://www.grants.gov/web/grants/register.html">https://www.grants.gov/web/grants/register.html</a>.

Step 2: The applicant must then submit the **full application** including attachments in JustGrants at <u>JustGrants.usdoj.gov</u>.

For additional information, see the "How to Apply" section in the OJP Grant Application Resource Guide and the DOJ Application Submission Checklist.

#### **Submission Dates and Time**

The SF-424 and the SF-LLL must be submitted in Grants.gov by June 10, 2022 at 8:59 PM ET.

(IMPORTANT: Please carefully review UEI Transition details under Step 1. of the Submission Information section above).

The full application must be submitted in JustGrants on June 15, 2022 at 8:59 PM ET.

OJP urges applicants to submit their Grants.gov and JustGrants submissions prior to the due dates to allow sufficient time to correct errors and resubmit by the submission deadlines if a rejection notification is received. To be considered timely, the full application must be submitted in JustGrants by the JustGrants application deadline.

#### **Experiencing Unforeseen Technical Issues**

An applicant that experiences unforeseen SAM.gov, Grants.gov, or JustGrants technical issues beyond its control that prevent application submission by the deadline, must demonstrate all efforts in requesting technical support in order to submit an application by the deadline. Technical support is available via phone and email to the applicable SAM.gov, Grants.gov, or JustGrants support centers or service desks in which an applicant received a ticket number for resolution. If an applicant misses a deadline due to unforeseen technical difficulties, the applicant may request a waiver to submit an application after the deadline. Note: If an applicant does not submit all the required Grants.gov forms by the Grants.gov deadline, the applicant will not be able to proceed to the JustGrants portion of the application process.

An applicant experiencing technical difficulties with the following systems must contact the associated support desk indicated below to report the technical issue and receive a tracking number:

- Grants.gov contact the Grants.gov Customer Support Hotline
- SAM.gov contact the <u>SAM Help Desk (Federal Service Desk)</u>
- JustGrants contact the JustGrants Support Desk at <u>JustGrants.Support@usdoj.gov</u> or 833–872–5175

An applicant requesting a waiver to submit a late application must document their request for technical assistance in an email to the OJP Response Center at <a href="mailto:grants@ncjrs.gov">grants@ncjrs.gov</a> within 24 hours after the application deadline to request approval to submit its application after the deadline. If an applicant has technical issues with Grants.gov, the applicant must contact the Grants.gov Customer Support Hotline within 24 hours of the Grants.gov deadline to request approval to submit after the deadline. However, waiver requests will not be reviewed until after the JustGrants deadline to allow time for all waivers to be submitted. Waiver requests to submit after the submission deadline must:

- Describe the technical difficulties experienced;
- Include a timeline of the applicant's submission efforts (e.g., what date and time did
  the error occur, what date and time was action taken to resolve the issue and
  resubmit; and what date and time did support representatives respond)
- Include an attachment(s) of the complete grant application and all required documentation and material; and
- Include the applicant's DUNS number (or Unique Entity Identifier if applying after April 4, 2022), any applicable SAM.gov tracking number(s), Grants.gov Help Desk, and JustGrants Support Desk Ticket Numbers.

OJP will review each request for late submission and required supporting documentation and notify the applicant whether the request has been approved or denied. For more details on the waiver process, OJP encourages applicants to review the "Experiencing Unforeseen Technical Issues" section in the OJP Grant Application Resource Guide.

#### **Application Review Information**

#### **Review Criteria**

Applications that meet the basic minimum requirements will be evaluated by peer reviewers on how the proposed project/program addresses the following criteria:

- 1. Description of the Issue (25%) evaluate the applicant's understanding of the program/issue to be addressed.
- 2. Project Design and Implementation (30%) evaluate the adequacy of the proposal, including the goals, objectives, timelines, milestones, and deliverables.
- 3. Capabilities and Competencies (30%) evaluate administrative and technical capacity of the applicant to successfully accomplish the goals and objectives.
- 4. Plan for Collecting the Data Required for this Solicitation's Performance Measures (5%) evaluate the applicant's understanding of the performance data reporting requirements and the plan for collecting the required data.

5. Budget (10%) - evaluate for completeness, cost effectiveness, and allowability (e.g., reasonable, allocable, and necessary for project activities).

## Other Review Criteria/Factors

Other important considerations for BJA include geographic diversity, strategic priorities (specifically including, but not limited to, those priority areas already mentioned), available funding, past performance, and the extent to which the Budget Worksheet and Budget Narrative (web-based form) accurately explain project costs that are reasonable, necessary, and otherwise allowable under federal law and applicable federal cost principles.

#### **Review Process**

Applications submitted under this solicitation that meet the basic minimum requirements, will be evaluated for technical merit by a peer review panel(s) in accordance with OJP peer review policy and procedures using the review criteria listed above.

OJP screens applications to ensure they meet the basic minimum requirements prior to conducting the peer review. Although specific requirements may vary, the following are common requirements applicable to all OJP solicitations:

- The application must be submitted by an eligible type of applicant.
- The application must request funding within programmatic funding constraints (if applicable).
- The application must be responsive to the scope of the solicitation.
- The application must include all items necessary to meet the basic minimum requirements.

Pursuant to the Part 200 Uniform Requirements, before award decisions are made, OJP also reviews information related to the degree of risk posed by the applicant. Among other things to help assess whether an applicant with one or more prior federal awards has a satisfactory record with respect to performance, integrity, and business ethics, OJP checks whether the applicant is listed in SAM as excluded from receiving a federal award.

In addition, if OJP anticipates that an award will exceed \$250,000 in federal funds, OJP also must review and consider any information about the applicant that appears in the non-public segment of the integrity and performance system accessible through SAM (currently, the Federal Awardee Performance and Integrity Information System, FAPIIS).

**Important note on FAPIIS:** An applicant, may review and comment on any information about itself that currently appears in FAPIIS and was entered by a federal awarding agency. OJP will consider such comments by the applicant, in addition to the other information in FAPIIS, in its assessment of the risk posed by the applicant.

Absent explicit statutory authorization or written delegation of authority to the contrary, all final award decisions will be made by the Assistant Attorney General, who may consider not only peer review ratings and BJA's recommendations, but also other factors as indicated in this section.

#### **Federal Award Administration Information**

#### **Federal Award Notices**

See the OJP Grant Application Resource Guide for information on award notifications and instructions.

## Administrative, National Policy, and Other Legal Requirements

If selected for funding, in addition to implementing the funded project consistent with the OJP-approved application, the recipient must comply with all award conditions, and all applicable requirements of federal statutes and regulations, including applicable requirements referred to in the assurances and certifications executed in connection with award acceptance. For additional information on these legal requirements, see the "Administrative, National Policy, and Other Legal Requirements" section in the OJP Grant Application Resource Guide. For additional information on these legal requirements, see the "Administrative, National Policy, and Other Legal Requirements" section in the OJP Grant Application Resource Guide.

## Information Technology (IT) Security Clauses

An application in response to this solicitation may require inclusion of information related to information technology security. See the OJP Grant Application Resource Guide for information on information technology security.

## **General Information about Post-Federal Award Reporting Requirements**

In addition to the deliverables described in the Program Description section, any recipient of an award under this solicitation will be required to submit certain reports and data.

Required reports. Recipients typically must submit quarterly financial reports, progress reports, final financial and progress reports, and, if applicable, an annual audit report in accordance with the Part 200 Uniform Requirements or specific award conditions. Future awards and fund drawdowns may be withheld if reports are delinquent. (In appropriate cases, OJP may require additional reports.)

See the OJP Grant Application Resource Guide

for additional information on specific post-award reporting requirements, including performance measures data.

#### Federal Awarding Agency Contact(s)

For OJP contact(s), see cover page.

For contact information for Grants.gov and JustGrants, see cover page.

## Other Information

## Freedom of Information and Privacy Act (5 U.S.C. 552 and 5 U.S.C. 552a)

See the OJP Grant Application Resource Guide for information on Freedom of Information and Privacy Act (5 U.S.C. 552 and 5 U.S.C. 552a).

#### Provide Feedback to OJP

See the OJP Grant Application Resource Guide for information on how to provide feedback to OJP.

## **Application Checklist**

## **Emmett Till Cold Case Investigations and Prosecution Program**

FY 2022 Competitive Solicitation

This application checklist has been created as an aid in developing an application. The DOJ Application Submission Checklist is another resource.

## What an Applicant Must Do:

Prior to Registering in Grants.gov:

- Confirm your Entity's <u>System Award Management (SAM)</u> Registration Information (see OJP Grant Application Resource Guide)
- Acquire a SAM Unique Entity Identifier (UEI):
  - If applying before April 4, 2022, obtain or confirm your Data Universal Number System (DUNS) number at www.dnb.com.
  - On April 4, 2022, the federal government will stop using DUNS and start using the new SAM UEI.

## To Register with Grants.gov:

- Acquire AOR and Grants.gov username/password (see OJP Grant Application Resource Guide)
- Acquire AOR confirmation from the E-Business Point of Contact (see <u>OJP Grant Application Resource Guide</u>)

#### To Find Funding Opportunity:

- Search for the funding opportunity in Grants.gov using the opportunity number, Assistance Listing or keyword(s)
- Access the Funding Opportunity and Application Package (see Step 7 in the OJP Grant Application Resource Guide)
- Sign up for Grants.gov email <u>notifications</u> (optional) (see <u>OJP Grant Application</u> <u>Resource Guide</u>)
- Read Important Notice: Applying for Grants in Grants.gov
- Read OJP policy and guidance on conference approval, planning, reporting available at <u>ojp.gov/financialguide/DOJ/PostawardRequirements/chapter3.10a.htm</u> (see <u>OJP</u> <u>Grant Application Resource Guide</u>)

## Overview of Post-Award Legal Requirements:

 Review the "Overview of Legal Requirements Generally Applicable to OJP Grants and Cooperative Agreements - FY 2022 Awards" in the OJP Funding Resource Center.

## Scope Requirement:

• The federal amount requested is within the allowable limit(s) of \$500,000.

## Eligibility Requirement:

- State, local, and tribal law enforcement agencies, including prosecutors' offices.
- Tribal law enforcement must be from federally recognized Indian tribal governments that perform law enforcement functions (as determined by the Secretary of the Interior).
- Applicants can partner with other agencies and nonprofit organizations with expertise
  to support the investigation of these cold cases and/or expertise to leverage historical
  documents to inform investigations.

## Prepare to submit the Application for Federal Assistance standard form (SF)-424 and Disclosure of Lobbying Activities form (SF-LLL)

- Review Information to complete the Application for Federal Assistance (SF-424) in Grants.gov
- Complete the Standard Applicant Information (SF-424 information from Grants.gov)
- Submit the SF-424 and SF-LLL in Grants.gov

After SF-424 and SF-LLL Submission in Grants.gov, Receive Grants.gov Email Notifications That:

- Submission has been received in Grants.gov
- Submission has either been successfully validated or rejected with errors (see OJP Grant Application Resource Guide)

If No Grants.gov Receipt, and Validation or Error Notifications are Received:

 Contact BJA or Grants.gov Customer Support Hotline at 800-518-4726, 606-545-5035, <u>Grants.gov customer support</u>, or <u>support@grants.gov</u> regarding technical difficulties (see <u>OJP Grant Application Resource Guide</u>)

Receive email notification to complete application in JustGrants:

Proceed to complete Application in JustGrants

## **Content of Application Submission: Critical Application Elements**

The following items are critical application elements required to pass the basic minimum requirements review. If OJP determines that an application does not include the following elements, it will neither proceed to peer review, nor receive further consideration.

- Proposal Abstract
- Proposal Narrative
- Project Timeline
- Budget Detail Worksheet and Budget Narrative (web-based form)

## **Content of Application Submission**

- Letters of Support or MOUs
- Résumés and Position Description of Key Staff

## **Budget and Associated Documentation**

- Budget Worksheet and Budget Narrative (Web-based form)
- Indirect Cost Rate Agreement (if applicable) (see OJP Grant Application Resource Guide)
- Financial Management and System of Internal Controls Questionnaire (see OJP Grant Application Resource Guide)

#### Additional Application Components

- Tribal Authorizing Resolution (if applicable) (see OJP Grant Application Resource Guide)
- Research and Evaluation Independence and Integrity [insert if listed in the solicitation] (see OJP Grant Application Resource Guide)
- Request and Justification for Employee Compensation; Waiver (if applicable) (see OJP Grant Application Resource Guide

#### Disclosures and Assurances

• <u>Disclosure of Lobbying Activities (SF-LLL)</u> (see <u>OJP Grant Application Resource</u> Guide)

- Applicant Disclosure of Duplication in Cost Items (Pending Applications) (see OJP Grant Application Resource Guide)
- DOJ Certified Standard Assurance (see OJP Grant Application Resource Guide)
- DOJ Certifications Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; and Drug-Free Workplace Requirements (see OJP Grant Application Resource Guide)
- Applicant Disclosure and Justification DOJ High Risk Grantees (if applicable) (see OJP Grant Application Resource Guide)

## Submit Application in JustGrants:

Application has been successfully submitted in JustGrants

If No JustGrants Application Submission, Validation, or Error Notifications are Received:

 Contact the JustGrants Service Desk at <u>JustGrants.Support@usdoj.gov</u> or 833–872–5175 regarding technical difficulties