

# Byrne State Crisis Intervention Program Crisis Advisory Board

Arizona Criminal Justice Commission

2023





# **Byrne State Crisis Intervention Program**

The Byrne State Crisis Intervention Program (Byrne SCIP) provides funding for the creation and/or implementation of extreme risk protection order (ERPO) programs, state crisis intervention court proceedings, and related gun violence reduction programs/initiatives.

# SCIP Related Programs or Initiatives

Specialized court-based programs such as drug, mental health, and veterans treatment courts, including those that specifically accept clients with firearm violations

- ❖ Gun violence recovery courts that connect clients in crisis with community resources
- ❖ Threat assessment training for prosecutors, judges, law enforcement, and public defenders
- ❖ Technology, analysis, or information-sharing solutions for ensuring law enforcement, probation, prosecutors, the courts, and public defenders are informed when a prohibited person attempts to purchase a firearm
- ❖ Development and implementation of validated gun violence risk assessment tools and service case management and navigation programs to assess the risks and needs of clients and connect them to critical services to mitigate their risk of gun violence and enhance their access to effective interventions
- ❖ Expanding the capacity of existing drug, mental health, and veterans treatment courts to assist clients who are most likely to commit or become victims of gun crimes





# SCIP Related Programs or Initiatives (Cont.)

## Behavioral health deflection for those at risk to themselves or others

- ❖ Assertive Community Treatment
- ❖ Behavioral threat assessment programs and related training
- ❖ Triage services, mobile crisis units (both co-responder and civilian only), and peer support specialists
- ❖ Technological supports such as smartphone applications to help families and patients navigate mental health and related systems and telehealth initiatives, including technology solutions for telehealth visits outside the hospital
- ❖ Support behavioral health responses and civil legal responses to behavioral health responses such as regional crisis call centers, crisis mobile team response, and crisis receiving and stabilization facilities to individuals in crisis
- ❖ Specialized training for individuals who serve or are families of individuals who are in crisis
- ❖ Law enforcement-based programs, training, and technology



# SCIP Related Programs or Initiatives (Cont.)

Funding for law enforcement agencies to safely secure, store, track, and return relinquished guns

- ❖ Gun locks and storage for individuals and businesses
- ❖ Software/technologies to track relinquished guns
- ❖ Development and or delivery of specialized training and overtime for officers to attend training



# Unallowable Costs

In addition to the unallowable costs identified in the DOJ Grants Financial Guide, award funds may not be used for the following:

- ❖ Prizes, rewards, entertainment, trinkets (or any type of monetary incentive)
- ❖ Client stipends
- ❖ Gift cards
- ❖ Food and beverage
- ❖ Unmanned aircraft systems (UAS), including unmanned aircraft vehicles (UAV) and all accompanying accessories to support UAS or UAV
- ❖ Supplanting state or local funds



# Limitations on Use of SCIP Funds

<b>Limitation on direct administrative costs</b>	Direct administrative costs cannot exceed 10 percent of total grant award.
<b>Matching Funds</b>	Grant funds cannot be used to match other federal awards.
<b>Prohibition of Supplanting</b>	Funds may not be used to supplant state or local funds but must be used to increase the amounts of such funds that would, in absence of federal funds, be made available.
<b>Lobbying</b>	In general, as a matter of federal law, funds may not be used, either directly or indirectly, to support the enactment, repeal, modification, or adoption of any law, regulation, or policy, at any level of government.



# Overview of Program Requirements

- ❖ Crisis Intervention Advisory Board: To inform and guide the state's related gun violence reduction programs/initiatives
- ❖ State Crisis Intervention Program Plan and Budget: Plans must be expressly approved by BJA post award
- ❖ Pass Through: Required Direct Local Pass-through & Less than \$10,000 pass-through
- ❖ Authorization of Subawards: All subawards must be expressly authorized by BJA post award
- ❖ Coordination and Evaluation: Requirements to cooperate with BJA and its training and technical assistance (TTA) provider(s)
- ❖ Obligations, Expenditures, and Draw-downs: Funds may be obligated once awards have been offered and accepted, and any award conditions prohibiting obligations have been cleared, including the post-award approval of the program plan and budget
- ❖ Performance Reporting: Quarterly performance measure reports are submitted through BJA's PMT; Semi-annual progress are submitted through JustGrants





# Crisis Intervention Advisory Board

- ❖ Purpose: To inform and guide the state's gun violence reduction programs/initiatives.
- ❖ Mandatory members: Must include representatives from law enforcement, the community, courts, prosecution, behavioral health providers, victim services, and legal counsel.
- ❖ The Board representatives are a minimum requirement. States should ensure that representatives from the various potential beneficiaries of this funding are fairly represented.
- ❖ Existing advisory boards, task forces, working groups, committees, etc. can meet the Crisis Intervention Advisory Board requirement if the existing entity includes representatives as listed above.
- ❖ Advisory Boards must approve/be aware of all changes associated with the award.



# Pass-through Requirements

Where applicable, states must pass through the 40 percent portion to local governments.

This 40 percent portion is comprised of the share of funds, proportionately decreased, that was available for direct local JAG awards in FY 2021 and FY 2022 and the share of funds, proportionately decreased, that was added to the state share in FY 2021 and FY 2022 for less-than-\$10,000 jurisdictions.

Two types of pass-through: Direct Local & Less-than-\$10,000.



# Direct Local Pass-through

- ❖ The portion of funds allocated for direct awards in the FY 2021 and FY 2022 JAG Program, proportionately decreased by the amount of funds available for Byrne SCIP.
- ❖ MUST be passed through to units of local government.
- ❖ For the purpose of Byrne SCIP, a “unit of local government” is a city, county, township, town, or certain federally recognized American Indian tribes.
- ❖ States are not required to pass funds through to every unit of local government that was eligible for a direct local JAG award in FY 2021 and/or FY 2022
  - States have discretion on the use of the direct local pass-through funds -as determined by the Crisis Intervention Advisory Board.
- ❖ This pass-through is **REQUIRED** and is **NOT** eligible for a waiver.



# Less-than-\$10,000 Pass-through

- ❖ Consists of funds for those units of local government that were not eligible to receive a direct JAG award in FY 2021 and/or FY 2022, proportionately decreased by the amount of funds available for Byrne SCIP.
- ❖ These units of local government are known as the “less-than-\$10,000” jurisdictions.
- ❖ States must provide these funds to one or more less-than-\$10,000 jurisdictions, or to state courts that provide criminal justice and civil justice services for the “less-than-\$10,000 jurisdictions” within the state and/or subaward the funds to such jurisdictions.
- ❖ The less-than-\$10,000 pass-through is eligible for a waiver.



# Less-than-\$10,000 Pass-through

As informed by the Crisis Intervention Advisory Board, states have discretion to utilize the less-than-\$10,000 pass-through funding in several ways:

1. Fund one less-than-\$10,000 jurisdiction.
2. Fund multiple less-than-\$10,000 jurisdictions.
3. Fund state courts that provide criminal justice and civil justice services to the less-than-\$10,000 jurisdictions within the state.
4. Fund a combination of less-than-\$10,000 jurisdiction(s) and state courts that provide criminal justice and civil justice services to the less-than-\$10,000 jurisdictions within the state.
5. Request a waiver to retain the less-than-\$10,000 funds, or a portion thereof, at the state level for a project that would directly benefit less-than-\$10,000 jurisdictions.
6. Any combination of 1 –5 above.



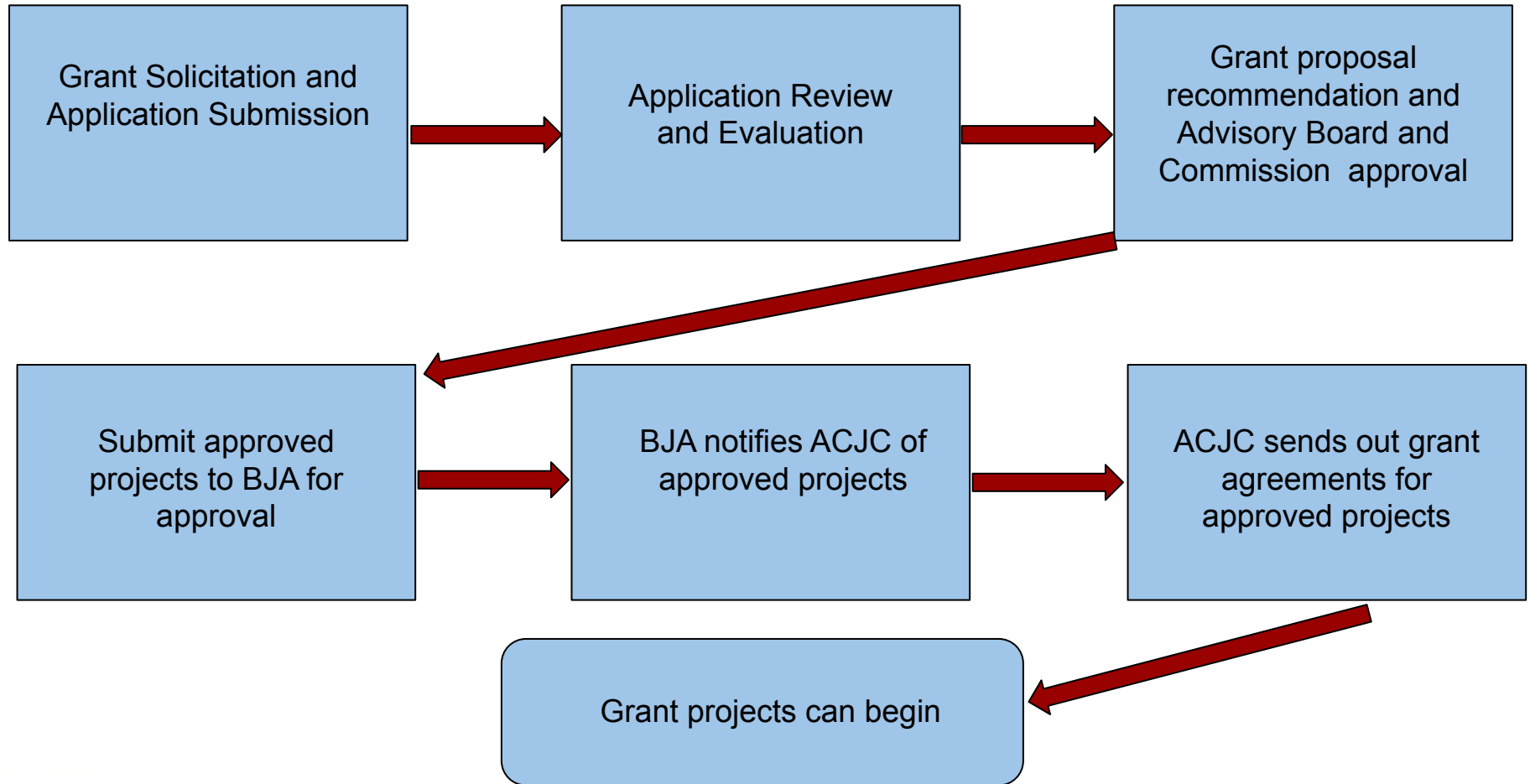


# Federal Authorization of Subawards

- ❖ All subawards must be expressly approved by BJA post award via a Grant Award Modification (GAM).
- ❖ Please note that even if the proposed subaward is clearly identified in the Budget Detail Worksheet and/or Budget Detail Narrative in the application as approved by OJP, the recipient must request and obtain written authorization from BJA via a GAM before it may make the subaward.
- ❖ Requests for subaward authorization must be submitted via a GAM after:
  - a. formation and documentation of the Crisis Intervention Advisory Board
  - b. BJA's approval of the program plan and budget and removal of the withholding condition.



# Grant Project Approval Process



# Coordination and Evaluation

- ❖ Requirement to cooperate with BJA and its training and technical assistance (TTA) provider(s) to ensure that programs funded by Byrne SCIP are designed to protect the constitutional rights of individuals.
- ❖ Requirement to cooperate with the statutorily required evaluation activities as part of the terms and conditions of the award.
- ❖ Applicants may budget and allocate grant funding to meet the specific research and programmatic requirements regarding:
  - The effectiveness of the crisis intervention program or ERPO initiative in preventing violence and suicide
  - Measures that have been taken to safeguard the constitutional rights of an individual subject to a crisis intervention program or ERPO initiative
- ❖ Use of grant funds for a research partner are encouraged.



# Grant Program Options

Direct award to a project

- ❖ A project is proposed to the Advisory Board and approved to include the scope of the project and the budget

Competitive grant process

- ❖ A grant solicitation is released by ACJC
- ❖ Applicant apply for the grant
- ❖ Applications are scored by a team of evaluators
- ❖ Recommendation is presented to the Advisory board for approval



# Program and Budget Plans

Document	Content
Program Plan	<ul style="list-style-type: none"><li>❖ Goals for the use of Byrne SCIP funds</li><li>❖ Process for making subawards</li></ul>
Budget Detail Worksheet (BDW)	<ul style="list-style-type: none"><li>❖ Budget and narrative breakdown, showing all costs, including admin costs and required pass-through</li></ul>
Advisory Board Description	<ul style="list-style-type: none"><li>❖ Description of membership</li><li>❖ Governance structure of the Advisory Board</li></ul>
Advisory Board Plan & Approval Letter	<ul style="list-style-type: none"><li>❖ Letter confirming coordination in the development of the program plan and budget and approval of submission</li><li>❖ The letter should include the following:<ul style="list-style-type: none"><li>➤ Clear confirmation that coordination between the recipient existed</li><li>➤ A clear statement that the board approves the submitted plan</li></ul></li><li>❖ Include on a letterhead</li><li>❖ Include signature/signatures from the advisory board</li></ul>





# SCIP Grant Program Goals and Objectives

## **Goal #1: Mitigate Gun Violence in Arizona.**

Objective: Decrease the population at risk of instigating gun violence.

Objective: Minimize the population vulnerable to becoming gun violence victims.

Objective: Enhance the availability and accessibility of crisis intervention services to high-risk individuals.

Objective: Augment public awareness and understanding of gun violence and its preventive measures.

Objective: Decrease the count of unlawful firearms possessors.

## **Goal #2: Preserve Lives by Diminishing the Prevalence of Gun-related Fatalities.**

Objective: Decrease the occurrences of gun-related homicides.

Objective: Minimize the instances of gun-involved suicides.

## **Goal #3: Decrease the Frequency of Gun-related Injuries.**

Objective: Reduce incidents of gun-related injuries resulting from deliberate shootings.

Objective: Minimize occurrences of accidental injuries due to firearms.



# SCIP Grant Funding

Anticipated Total Amount Available Under This Solicitation	\$5,500,487
Anticipated Maximum Dollar Amount for State-level Awards	\$3,300,292
Less than \$10,000 Jurisdictions	\$191,441
Anticipated Maximum Dollar Amount for Local Pass-Through Awards	\$2,008,754



# Staff Recommendation for Grant Structure

- Less than \$10,000 Jurisdictions: Allocate the Less than \$10,000 Jurisdiction amount to AOC as a funding floor
- Length of grant projects: 24 months
- Grant approach: Competitive grant offering but allow for possibility of direct award
- Research partner: Statistical Analysis Center



# Program Contacts

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