

DEPARTMENT OF JUSTICE**CFDA 16.738 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM****I. PROGRAM OBJECTIVES**

The Edward Byrne Memorial Justice Assistance Grant (JAG) Program (42 USC 3750) is the primary provider of Federal criminal justice funding to State and local jurisdictions. The Edward Byrne Memorial (Byrne) and Local Law Enforcement Block (LLEBG) grant programs have been combined into the JAG Program. JAG funds support all components of the criminal justice system, from multi-jurisdictional drug and gang task forces to crime prevention and domestic violence programs, courts, corrections, treatment, and justice information-sharing initiatives.

II. PROGRAM PROCEDURES

JAG grants are awarded to States, including the District of Columbia, the Commonwealth of Puerto Rico, the Northern Mariana Islands, the Virgin Islands, Guam, and American Samoa.

The State Administering Agency (SAA) must make the grant application available for review to the governing body of the State, or to an organization designated by that governing body, at least 30 days before the application is submitted to the Bureau of Justice Assistance (BJA), Department of Justice (DOJ). Also, an SAA must provide an assurance that the application or any future amendment was made public and an opportunity to comment was provided to citizens and to neighborhood or community organizations to the extent applicable law or established procedure makes such an opportunity available.

The JAG funding formula includes a State allocation consisting of a minimum base allocation with the remaining amount determined on population and violent crime statistics. State allocations also have a mandatory "pass through" requirement to local governments

The SAA must establish a trust fund in which to deposit JAG funds. The trust fund is not required to be an interest-bearing account.

The Office of Justice Programs (OJP) Financial Guide, which contains information on allowable costs, methods of payment, audit requirements, accounting systems, and financial records, is available on the OJP web site at www.ojp.usdoj.gov/financialguide/.

Source of Governing Requirements

Subpart 1, of Part E of title I of the Omnibus Crime Control and Safe Streets Act of 1968, as amended (42 USC 3750 through 3759).

Availability of Other Program Information

The BJA home page at <http://www.ojp.usdoj.gov/BJA/grant/jag.html> provides information on program statutes and other general information about the program.

III. COMPLIANCE REQUIREMENTS

In developing the audit procedures to test compliance with the requirements for a Federal program, the auditor should first look to Part 2, Matrix of Compliance Requirements, to identify which of the 14 types of compliance requirements described in Part 3 are applicable and then look to Parts 3 and 4 for the details of the requirements.

A. Activities Allowed or Unallowed

1. Use of funds is restricted to the following broad program areas: (a) law enforcement; (b) prosecution and court programs; (c) prevention and education; (d) corrections and community corrections; (e) drug treatment; (f) planning, evaluation, and technology improvement; and (f) crime victim and witness programs (other than compensation).
2. Any law enforcement or justice initiative previously eligible for funding under Byrne or LLEBG is eligible for JAG funding.
3. JAG funds cannot be used directly or indirectly for security enhancements or equipment used by non-governmental entities not engaged in criminal justice or public safety.
4. Based on extraordinary and exigent circumstances making the use of funds essential, BJA may certify a State's request to use funds for (a) vehicles, vessels, or aircraft; (b) luxury items; (c) real estate; or (d) construction projects, other than penal or correctional institutions (42 USC 3750 through 3759).

G. Matching, Level of Effort, Earmarking

1. Matching

There is no matching requirement at the Federal level although States and units of local government may require matching from subgrantees.

2.1 Level of Effort – *Maintenance of Effort* - Not Applicable

2.2 Level of Effort – *Supplement not Supplant* - Not Applicable

3. Earmarking – Not Applicable

L. Reporting

1. Financial Reporting

a. SF-269, *Financial Status Report* - Applicable

b. SF-270, *Request for Advance or Reimbursement* - Not Applicable

- c. SF-271, *Outlay Report and Request for Reimbursement for Construction Programs* - Not Applicable
 - d. SF-272, *Federal Cash Transactions Report* - Not Applicable
2. **Performance Reporting** - Not Applicable
 3. **Special Reporting** - Not Applicable