

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
ACTION AGENDA SUMMARY

DEPT: Chief Executive Office

BOARD AGENDA # \*B-6

Urgent

Routine

AGENDA DATE October 19, 2010

CEO Concurs with Recommendation YES  NO   
(Information Attached)

4/5 Vote Required YES  NO

SUBJECT:

Approval of the Memorandum of Understanding Between the County of Stanislaus and the Stanislaus Family Justice Center and the Approval for the Chief Executive Office to Accept a Grant not to exceed \$675,000 from the Department of Justice for the Stanislaus Family Justice Center

STAFF RECOMMENDATIONS:

1. Approve the Memorandum of Understanding (MOU) between the County of Stanislaus and the Stanislaus Family Justice Center.
2. Authorize the Chairman of the Board of Supervisors to sign the agreement.
3. Accept a Grant from the Department of Justice for the Stanislaus Family Justice Center.
4. Authorize the Chief Executive Officer to sign the award documents with the Department of Justice not to exceed \$675,000 for the period of October 1, 2010 through September 30, 2012.  
(Continued on Page 2)

FISCAL IMPACT:

The total amount of the grant award is up to \$675,000. The original grant request was for \$736,128. This amount was primarily requested based upon two years of staffing needs for the Stanislaus Family Justice Center and the funding for two years of one Criminal Investigator in the District Attorney's Office. Since the award amount has been reduced the Chief Executive Office is working with the Stanislaus Family Justice Center and the District Attorney's Office to submit a revised budget to the Department of Justice. These funds will be eligible for drawdown once a revised budget is submitted and will be administered on  
(Continued on Page 2)

BOARD ACTION AS FOLLOWS:

No. 2010-649

On motion of Supervisor Chiesa, Seconded by Supervisor O'Brien

and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Monteith, DeMartini, and Chairman Grover

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) \_\_\_\_\_ Denied

3) \_\_\_\_\_ Approved as amended

4) \_\_\_\_\_ Other:

MOTION:

ATTEST:

  
ELIZABETH A. KING, Assistant Clerk

File No.

Approval of the Memorandum of Understanding Between the County of Stanislaus and the Stanislaus Family Justice Center and the Approval for the Chief Executive Office to Accept a Grant not to exceed \$675,000 from the Department of Justice for the Stanislaus Family Justice Center

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**STAFF RECOMMENDATION: (Continued)**

5. Authorize the Auditor-Controller to establish an interest bearing Special Revenue Fund for appropriations and estimated revenues once the Department of Justice approves the revised budget.

**FISCAL IMPACT: (Continued)**

a cost reimbursement basis through the Chief Executive Office. All costs of administering the grants funds are eligible for reimbursement through the grant.

**DISCUSSION:**

The Stanislaus Family Justice Center will be operated by the Stanislaus Family Justice Center Foundation which is a 501(c)(3) not-for-profit organization. As committed community partners, the Stanislaus Family Justice Center's mission is to provide a safe and compassionate environment to foster hope and healing while raising public awareness and support.

The Family Justice Center model will provide for the co-location of services to support victims of abuse, enabling them to go to a single location, tell their story one time, and get the services and assistance they need. At least 10 agencies in Stanislaus County, both private and public, have committed to this project. It is a collaborative effort of a multi-disciplinary team of professionals focused on addressing the needs of victims of domestic violence. Sexual assault, child abuse, or elder abuse, and would offer a combination of programs, services and interventions at a single location.

Due to County departments and personnel in the Sheriff's Department, District Attorney, Probation and Community Services Agency, participating and providing services to the community as a part of the Family Justice Center it is recommended a Memorandum of Understanding be approved outlining the obligations for the Stanislaus Family Justice Center and County of Stanislaus.

Obligations of the Stanislaus Family Justice Center include providing work space, furniture, office equipment and parking for the employees, maintenance and security for the building, utilities, telephone services, wireless connections, common facilities, including break rooms, and conference rooms. Obligations for the County of Stanislaus include providing services that are already provided by County departments at existing facilities to victims of family violence. These services are appropriate and consistent with the County department's service area and objectives and to the extent such services are funded in the County budget. The County will abide by all rules and regulations of the Stanislaus Family Justice Center including the Confidential Communication Policy & Protocol. Both parties agree to adhere to the Stanislaus

Approval of the Memorandum of Understanding Between the County of Stanislaus and the Stanislaus Family Justice Center and the Approval for the Chief Executive Office to Accept a Grant not to exceed \$675,000 from the Department of Justice for the Stanislaus Family Justice Center

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Family Justice Center vision, mission, core values and guiding principles. The County can terminate the MOU upon 30 days written notice to the Stanislaus Family Justice Center.

The center will provide safety, protection from the abuser, legal help, counseling, food clothing, spiritual support, medical assistance, and many other services for those hurt by domestic violence, child abuse, elder abuse and sexual assault. This combination of victim assistance, support and strengthening works to decrease the rate of abuse in our County.

The Family Justice Center model is a "Best Practice" model in the field of domestic violence intervention and prevention services. Stanislaus County receives approximately 25% more domestic violence calls to law enforcement than the statewide average. Each year, more than 3,000 domestic violence calls of sexual assault are reported, and more than 10,000 cases are referred through child welfare.

Stanislaus County is an economically struggling county and victims of domestic violence, dating violence, sexual assault and stalking do not have access to a comprehensive victim services and support center. Many of the services victims need are scattered throughout the county, which makes it extremely difficult to receive confidential services without compromising victim safety. There are many barriers that prevent victims living in Stanislaus County from seeking or receiving services including transportation, linguistic, cultural barriers and norms, and no centralized intensive services for victims. Other problems that victims of domestic violence, dating violence, sexual assault and stalking in Stanislaus County also encounter include: lack of funding for case management services for victims; lack of outreach activities to inform potential victims about the availability of services; and severe economic stress on families contributing to increased domestic violence in the home.

Funding from the Department of Justice grant program would provide partial funding for Stanislaus Family Justice Center (SFJC) staff and one Investigator for the District Attorney for a twenty four month period. Currently, there is not a comprehensive victim services and support center located in Stanislaus County for victims of domestic violence, dating violence, sexual abuse and stalking. For victims who do seek help, many find the current system overwhelming. Though Stanislaus County agencies are adept at providing intensive services to victims, the approval of the Department of Justice grant would allow greater collaboration between a wide array of agencies to ensure that a victim's needs are met quickly and delivered with dignity and respect. The project will also build a strong referral network for assistance with ancillary matters to help bolster safety and security for the victims. Planning for the SFJC began in November 2006 and is targeted to open in October 2010.

Approval of the Memorandum of Understanding Between the County of Stanislaus and the Stanislaus Family Justice Center and the Approval for the Chief Executive Office to Accept a Grant not to exceed \$675,000 from the Department of Justice for the Stanislaus Family Justice Center

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**POLICY ISSUES:**

The existence and sustainability of the Family Justice Center fulfills the Board of Supervisors priority of A safe community, Effective partnerships and Efficient delivery of public services.

**STAFFING IMPACT:**

Existing Chief Executive Office staff will administer the grant funds working with the Stanislaus Family Justice Center and the District Attorney's Office.

**CONTACT:**

Monica Nino, Assistant Executive Officer. Telephone(209) 525-6333

## **Memorandum of Understanding Stanislaus Family Justice Center**

This Memorandum of Understanding ("MOU"), dated October 19, 2010, sets forth the understanding of the County of Stanislaus ("County") and the Stanislaus Family Justice Center ("SFJC") for County departments and personnel to provide services at and participate in the Stanislaus Family Justice Center programs, consistent with the goals and objectives stated herein and in the SFJC Operations Manual.

### **A. Stanislaus Family Justice Center Obligations**

The SFJC agrees to provide the County without cost to the County the following, except as specifically provided herein:

1. Assigned work space at the SFJC
2. Building and maintenance
3. Security of building
4. Utilities
5. Telephone and services
6. Access to internet via wireless connection
7. Use of office furniture
8. Use of common facilities including reception area, interview rooms, children's area, hospitality areas, conference room, and staff lunch room.
9. Access to a photocopy machine and a fax machine for necessary and reasonable use.
10. Parking space sufficient for County personnel assigned to the SFJC.

### **B. County Obligations**

County agrees to:

1. Provide services at the SFJC that already are provided by County departments at existing facilities to victims of family violence (including domestic violence, sexual assault, child abuse and sexual exploitation, stalking, elder abuse, and minors who witness domestic violence) as reasonably necessary and appropriate to the County department's service area, and to the extent such services are funded in the County budget and support the objectives of participating County departments. Participating County departments and functions may enter into operational agreements with the SFJC, such as protocols, policies and procedure guidelines as necessary and appropriate, provided such agreements are consistent with this Memorandum of Understanding.

2. Abide by all rules and regulations set forth in the SFJC Operations Manual, and to follow all SFJC policies and protocols, as may be amended from time to time, including, without limitation, the Confidential Communication Policy & Protocol.
3. Participate in Strategic Plan implementation, Annual Summits, and Evaluations.
4. Assign appropriate personnel as the County liaison to the SFJC Operations and Team Meetings.
5. Provide in-kind services as negotiated and agreed upon by the SFJC and County.
6. Indemnify and hold harmless the SFJC, its officers, employees and agents, from and against all liability, damages, expenses or costs of any kind arising from the active negligence or misconduct of the County personnel, employees, volunteers or contractors.

C. Mutual Obligations

Both parties further agree as follows:

1. Adhere to the SFJC Vision, Mission, Core Values, and Guiding Principles.
2. The participation of County at the SFJC does not create an employment, tenancy or agency relationship between the SFJC and County, or any of their officers, employees, volunteers, agents or contractors.
3. The SFJC may unilaterally terminate this Agreement upon 30 days written notice, or less time if the SFJC Board of Directors finds that extraordinary circumstances exist requiring immediate termination of County's activities at the SFJC.
4. County may terminate this MOU upon 30 days written notice to SFJC.
5. Upon termination of the Agreement, County shall promptly surrender the premises in a clean condition, shall return the premises to its original occupied condition, and shall remove all items other than property owned by the SFJC. County shall repair or be liable for the costs of any damage caused by County to the SFJC by its personnel, employees, volunteers, agents or contractors.
6. SFJC shall have the right to enter and inspect all work areas, and to change the assigned work area as is necessary with no less than 5 days notice to the County.

The above stated conditions are understood and agreed upon by the undersigned.

**County of Stanislaus**

By   
Jeff Grover  
Chairman

**Stanislaus Family Justice Center**

By   
Lisa Mantarro Moore  
Board President

ATTEST:  
Christine Ferraro Tallman  
Clerk of the Board of Supervisors

By   
Deputy Clerk

APPROVED AS TO FORM:

By   
John P. Doering  
County Counsel



Department of Justice

Office on Violence Against Women

September 17, 2010

Washington, D.C. 20531

Mr. Richard Robinson  
Stanislaus County  
1010 10th Street, Suite 6800  
Modesto, CA 95354-0859

Dear Mr. Robinson:

On behalf of Attorney General Eric Holder, it is my pleasure to inform you that the Office on Violence Against Women has approved your application for funding under the Community-Defined Solutions to Violence Against Women Program in the amount of \$675,000 for Stanislaus County. This award provides the opportunity for recipients to develop and strengthen effective responses to violence against women. This grant program encourages communities to treat domestic violence, sexual assault, dating violence and stalking as serious crimes by strengthening the criminal justice response to these crimes and promoting a coordinated community response. Victim safety and offender accountability are the center piece of projects funded under the program.

Enclosed you will find the award package. This award is subject to all administrative and financial requirements, including the timely submission of all financial and programmatic reports, resolution of all interim audit findings, and the maintenance of a minimum level of cash-on-hand. Should you not adhere to these requirements, you will be in violation of the terms of this agreement and the award will be subject to termination for cause or other administrative action as appropriate.

If you have questions regarding this award, please contact Ada Clark-Edwards at (202) 305-1658. For financial grants management questions, contact the OVW Grants Financial Management Division at (202) 514-8556, or by e-mail at [ovw.gfmd@usdoj.gov](mailto:ovw.gfmd@usdoj.gov). For payment questions, contact the Office of the Chief Financial Officer, Customer Service Center (CSC) at (800) 458-0786, or by email at [ask.ocfo@usdoj.gov](mailto:ask.ocfo@usdoj.gov).

Congratulations, and we look forward to working with you.

Sincerely,

A handwritten signature in cursive script, appearing to read "Susan B. Carbon".

Susan B. Carbon  
Director

Enclosures



Department of Justice  
Office on Violence Against Women

**GRANT MANAGER'S MEMORANDUM, PT. I:  
PROJECT SUMMARY**

**Grant**

PROJECT NUMBER

2010-WE-AX-0049

PAGE 1 OF 1

This project is supported under 42 U.S.C. 3796hh - 3796hh-4 (OVW - Arrest)

1. STAFF CONTACT (Name & telephone number)

Ada Clark-Edwards  
(202) 305-1658

2. PROJECT DIRECTOR (Name, address & telephone number)

Monica Nino  
Assistant Executive Officer  
1010 10th Street, Suite 6800  
Modesto, CA 95354-0859  
(209) 652-1246

3a. TITLE OF THE PROGRAM

OVW FY 10 Community-Defined Solutions to Violence Against Women Program

3b. POMS CODE (SEE INSTRUCTIONS  
ON REVERSE)

4. TITLE OF PROJECT

Community-Defined Solutions to Violence Against Women Grant Program

5. NAME & ADDRESS OF GRANTEE

Stanislaus County  
1010 10th Street, Suite 6800  
Modesto, CA 95354-0859

6. NAME & ADDRESS OF SUBGRANTEE

7. PROGRAM PERIOD

FROM: 10/01/2010 TO: 09/30/2012

8. BUDGET PERIOD

FROM: 10/01/2010 TO: 09/30/2012

9. AMOUNT OF AWARD

10. DATE OF AWARD

09/17/2010

11. SECOND YEAR'S BUDGET

12. SECOND YEAR'S BUDGET AMOUNT

13. THIRD YEAR'S BUDGET PERIOD

14. THIRD YEAR'S BUDGET AMOUNT

15. SUMMARY DESCRIPTION OF PROJECT (See instruction on reverse)

The Community-Defined Solutions to Violence Against Women Program (herein referred to as the Community-Defined Solutions/Arrest Program) implements certain provisions of the Violence Against Women Act, which was enacted in September 1994 as Title IV of the Violent Crime Control and Law Enforcement Act of 1994, reauthorized in the Violence Against Women Act of 2000 and the Violence Against Women and Department of Justice Reauthorization Act of 2005. The program enhances victim safety and offender accountability in cases of domestic violence, dating violence, sexual assault and stalking by encouraging jurisdictions to implement pro-arrest policies as an effective intervention that is part of a coordinated community response. An integral component of the Arrest Program is the creation and enhancement of collaborative partnerships between criminal justice agencies, victim services providers, and community organizations which respond to domestic violence, sexual assault, dating violence and stalking.

Stanislaus County is located in California's San Joaquin Valley and occupies more than 1,500 square miles. According to the 2008 California Department of

Finance, its population is estimated at 525,903 and this number is expected to increase substantially over the next several years. Of the total population, 39.6% are Hispanic or Latino, 43.2% are White, 3.2% are African American, 0.8% are American Indian or Alaskan Native, and 4.9% are Asian. Approximately 39% of the residents of Stanislaus County speak a language other than English at home and 30.1% of residents speak Spanish.

The County of Stanislaus, California, in collaboration with its non-profit, non-governmental victim service partner, the Haven Women's Center of Stanislaus, will continue development of the Stanislaus Family Justice Center (SFJC) to provide more centralized and comprehensive services to victims of domestic violence by establishing cooperative efforts between project partners in a multidisciplinary team approach. Through this initial award, the project will: 1) conduct program planning meetings in order to establish roles and responsibilities of project partners and develop SFJC policies, protocols and training curriculum for staff on multidisciplinary team procedures, and provide confidentiality and safety planning for victims; 2) provide on-site case management and advocacy from trained case managers and social workers; and 3) assist victims referred to the SFJC with safety planning and information regarding other available resources.

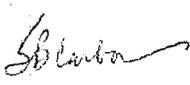
CA/NCF



Department of Justice  
Office on Violence Against Women

**Grant**

PAGE 1 OF 6

1. RECIPIENT NAME AND ADDRESS (Including Zip Code) Stanislaus County 1010 10th Street, Suite 6800 Modesto, CA 95354-0859		4. AWARD NUMBER: 2010-WE-AX-0049	
		5. PROJECT PERIOD: FROM 10/01/2010 TO 09/30/2012 BUDGET PERIOD: FROM 10/01/2010 TO 09/30/2012	
		6. AWARD DATE 09/17/2010	7. ACTION
1A. GRANTEE IRS/VENDOR NO. 946000546		8. SUPPLEMENT NUMBER 00	Initial
		9. PREVIOUS AWARD AMOUNT \$ 0	
3. PROJECT TITLE Community-Defined Solutions to Violence Against Women Grant Program		10. AMOUNT OF THIS AWARD	\$ 675,000
		11. TOTAL AWARD	\$ 675,000
12. SPECIAL CONDITIONS THE ABOVE GRANT PROJECT IS APPROVED SUBJECT TO SUCH CONDITIONS OR LIMITATIONS AS ARE SET FORTH ON THE ATTACHED PAGE(S).			
13. STATUTORY AUTHORITY FOR GRANT This project is supported under 42 U.S.C. 3796hh - 3796hh-4 (OVW - Arrest)			
15. METHOD OF PAYMENT GPRS			
AGENCY APPROVAL		GRANTEE ACCEPTANCE	
16. TYPED NAME AND TITLE OF APPROVING OFFICIAL Susan B. Carbon Director		18. TYPED NAME AND TITLE OF AUTHORIZED GRANTEE OFFICIAL Richard Robinson Chief Executive Officer	
17. SIGNATURE OF APPROVING OFFICIAL 		19. SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL 	19A. DATE 11/10/10
AGENCY USE ONLY			
20. ACCOUNTING CLASSIFICATION CODES		21. W410D00007	
FISCAL YEAR	FUND CODE	BUD. ACT.	DIV. REG.
		OFC.	SUB.
			POMS
			AMOUNT
X	A	W4 29	00 00 675000

OJP FORM 4000/2 (REV. 5-87) PREVIOUS EDITIONS ARE OBSOLETE.

OJP FORM 4000/2 (REV. 4-88)



Department of Justice  
Office on Violence Against Women

**AWARD CONTINUATION  
SHEET  
Grant**

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PROJECT NUMBER 2010-WE-AX-0049

AWARD DATE 09/17/2010

*SPECIAL CONDITIONS*

1. The recipient agrees to comply with the financial and administrative requirements set forth in the current edition of the Office on Violence Against Women (OVW) Financial Grants Management Guide.
2. The recipient acknowledges that failure to submit an acceptable Equal Employment Opportunity Plan (if recipient is required to submit one pursuant to 28 C.F.R. Section 42.302), that is approved by the Office for Civil Rights, is a violation of its Certified Assurances and may result in suspension or termination of funding, until such time as the recipient is in compliance.
3. The recipient agrees to comply with the organizational audit requirements of OMB Circular A-133, Audit of States, Local Governments, and Non-Profit Organizations, and further understands and agrees that funds may be withheld, or other related requirements may be imposed, if outstanding audit issues (if any) from OMB Circular A-133 audits (and any other audits of DOJ grant funds) are not satisfactory and promptly addressed as further described in the current edition of the OVW Financial Grants Management Guide.
4. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government without the express prior written approval of OVW, in order to avoid violation of 18 USC § 1913. The recipient may, however, use federal funds to collaborate with and provide information to Federal, State, local, tribal and territorial public officials and agencies to develop and implement policies to reduce or eliminate domestic violence, dating violence, sexual assault, and stalking (as those terms are defined in 42 USC 13925(a)) when such collaboration and provision of information is consistent with the activities otherwise authorized under this grant program.
5. The recipient must promptly refer to the DOJ OIG any credible evidence that a principal, employee, agent, contractor, subgrantee, subcontractor, or other person has either 1) submitted a false claim for grant funds under the False Claims Act; or 2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving grant funds. This condition also applies to any subrecipients. Potential fraud, waste, abuse, or misconduct should be reported to the OIG by -

mail:

Office of the Inspector General  
U.S. Department of Justice  
Investigations Division  
950 Pennsylvania Avenue, N.W.  
Room 4706  
Washington, DC 20530

e-mail: [oig.hotline@usdoj.gov](mailto:oig.hotline@usdoj.gov)

hotline: (contact information in English and Spanish): (800) 869-4499

or hotline fax: (202) 616-9881

Additional information is available from the DOJ OIG website at [www.usdoj.gov/oig](http://www.usdoj.gov/oig).

6. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of any contract or subaward to either the Association of Community Organizations for Reform Now (ACORN) or its subsidiaries, without the express prior written approval of OVW.



Department of Justice  
Office on Violence Against Women

**AWARD CONTINUATION  
SHEET**  
**Grant**

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PROJECT NUMBER 2010-WE-AX-0049

AWARD DATE 09/17/2010

*SPECIAL CONDITIONS*

7. The recipient agrees to comply with any additional requirements that may be imposed during the grant performance period if the agency determines that the recipient is a high-risk grantee. Cf. 28 C.F.R. parts 66, 70.
8. The grantee agrees to comply with all relevant statutory and regulatory requirements which may include, among other relevant authorities, the Violence Against Women Act of 1994, P.L. 103-322, the Violence Against Women Act of 2000, P.L. 106-386, the Omnibus Crime Control and Safe Streets Act of 1968, 42 U.S.C 3711 et seq., the Violence Against Women and Department of Justice Reauthorization Act of 2005, P.L. 109-162, and OVW's implementing regulations at 28 CFR Part 90.
9. The Director of OVW, upon a finding that there has been substantial failure by the grantee to comply with applicable laws, regulations, and/or the terms and conditions of the grant or cooperative agreement, will terminate or suspend until the Director is satisfied that there is no longer such failure, all or part of the grant or cooperative agreement, in accordance with the provisions of 28 CFR Part 18, as applicable mutatis mutandis.
10. Under the Government Performance and Results Act (GPRA) and VAWA 2000, grantees are required to collect and maintain data that measure the effectiveness of their grant-funded activities. Accordingly, the grantee agrees to submit semi-annual electronic progress reports on program activities and program effectiveness measures. Information that grantees must collect under GPRA and VAWA 2000 includes, but is not limited to: 1) number of persons served; 2) number of persons seeking services who could not be served; 3) number and percentage of arrests relative to the number of police responses to domestic violence incidents; 4) number of protection orders issued; and 5) number of victim advocates supported by grant funding.
11. The grantee agrees to submit semiannual progress reports that describe project activities during the reporting period. Progress reports must be submitted within 30 days after the end of the reporting periods, which are January 1-June 30 and July 1 - December 31 for the duration of the award. Future awards may be withheld if progress reports are delinquent. Grantees are required to submit this information online, through the Grants Management System (GMS), on the semi-annual progress report for the relevant OVW grant programs.
12. A final report, which provides a summary of progress toward achieving the goals and objectives of the award, significant results, and any products developed under the award, is due 90 days after the end of the award. The Final Progress Report should be submitted to the Office on Violence Against Women through the Grants Management System with the Report Type indicated as "Final".
13. The recipient agrees that it will submit quarterly financial status reports to OVW on-line (at <https://grants.ojp.usdoj.gov>) using the SF 425 Federal Financial Report form (available for viewing at [www.whitehouse.gov/omb/grants/standard\\_forms/ff\\_report.pdf](http://www.whitehouse.gov/omb/grants/standard_forms/ff_report.pdf)), not later than 30 days after the end of each calendar quarter. The final report shall be submitted not later than 90 days following the end of the award period.



Department of Justice  
Office on Violence Against Women

**AWARD CONTINUATION  
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Grant**

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PROJECT NUMBER 2010-WE-AX-0049

AWARD DATE 09/17/2010

*SPECIAL CONDITIONS*

14. Pursuant to 28 CFR §66.34, the Office on Violence Against Women reserves a royalty-free, nonexclusive, and irrevocable license to reproduce, publish or otherwise use, and to authorize others to use, in whole or in part (including in the creation of derivative works), for Federal Government purposes:

(a) any work that is subject to copyright and was developed under this award, subaward, contract or subcontract pursuant to this award; and

(b) any work that is subject to copyright for which ownership was purchased by a recipient, subrecipient or a contractor with support under this award.

In addition, the recipient (or subrecipient, contractor or subcontractor) must obtain advance written approval from the Office on Violence Against Women program manager assigned to this award, and must comply with all conditions specified by the program manager in connection with that approval before: 1) using award funds to purchase ownership of, or a license to use, a copyrighted work; or 2) incorporating any copyrighted work, or portion thereof, into a new work developed under this award.

It is the responsibility of the recipient (and of each subrecipient, contractor or subcontractor as applicable) to ensure that this condition is included in any subaward, contract or subcontract under this award.

15. All materials and publications (written, visual, or sound) resulting from award activities shall contain the following statements: "This project was supported by Grant No. 2010-AX-0049 awarded by the Office on Violence Against Women, U.S. Department of Justice. The opinions, findings, conclusions, and recommendations expressed in this publication/program/exhibition are those of the author(s) and do not necessarily reflect the views of the Department of Justice, Office on Violence Against Women.
16. The grantee agrees that funds will not be used for prevention activities (e.g., outreach to elementary and secondary schools, implementation of educational programs regarding domestic and dating violence intervention, and public awareness campaigns). The grantee may use funds to provide outreach regarding the specific services offered under the grant.
17. The grantee agrees to use grant funds to strengthen legal advocacy service programs for victims of domestic violence, dating violence, sexual assault and stalking, including strengthening assistance to such victims in immigration matters. Grant funds may not be used to provide long-term or short-term legal representation.
18. The grantee agrees to submit for OVW review and approval any anticipated addition of, removal of, or change in collaborating partner agencies or individuals who are signatories of the Memorandum of Understanding, and if applicable, the Internal Memorandum of Agreement.
19. The grantee agrees to allocate project funds as designated by the Office on Violence Against Women for allowable costs to participate in OVW-sponsored technical assistance. Funds designated for OVW-sponsored technical assistance may not be used for any other purpose without prior approval of OVW and the issuance of a Grant Adjustment Notice (GAN) permitting such use. Technical assistance includes, but is not limited to, peer-to-peer consultations, focus groups, mentoring site visits, conferences and workshops conducted by OVW-designated technical assistance providers or OVW-designated consultants and contractors.
20. As a first time grant recipient under this grant program, the grantee agrees to send its project coordinator to an OVW technical assistance new grantee orientation seminar. Additionally, if there is a change in the project coordinator during the grant period, the grantee agrees to send the new project coordinator, regardless of prior experience with this or any other federal grant, to an OVW technical assistance new grantee orientation seminar.

*RWC*



Department of Justice  
Office on Violence Against Women

**AWARD CONTINUATION  
SHEET  
Grant**

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PROJECT NUMBER 2010-WE-AX-0049

AWARD DATE 09/17/2010

*SPECIAL CONDITIONS*

21. The grantee will provide the Office on Violence Against Women (OVW) with the agenda for any training seminars, workshops, or conferences not sponsored by OVW that project staff propose to attend using grant funds. The grantee must receive prior approval from OVW before using OVW grant funds to attend any training, workshops, or conferences not sponsored by OVW. To request approval, grantees must submit a Grant Adjustment Notice (GAN) request through the grants management system to OVW with a copy of the event's brochure, curriculum and/or agenda, a description of the hosts or trainers, and an estimated breakdown of costs. The GAN request should be submitted to OVW at least 20 days before registration for the event is due. Approval to attend non-OVW sponsored programs will be given on a case-by-case basis.
22. Approval of this award does not indicate approval of any consultant rate in excess of \$650 per day. A detailed justification must be submitted to and approved by the Office on Violence Against Women prior to obligation or expenditure of such funds.
23. Pursuant to 42 USC 3796hh(d), the grantee understands that 5% of this award is being withheld and that it may not obligate, expend or drawdown that 5% unless, by the period ending on the date on which the next session of the State legislature ends, the State or unit of local government, --

(1) certifies that it has a law or regulation that requires -

- (A) the State or unit of local government at the request of a victim to administer to a defendant, against whom an information or indictment is presented for a crime in which by force or threat of force the perpetrator compels the victim to engage in sexual activity, testing for the immunodeficiency virus (HIV) not later than 48 hours after the date on which the information or indictment is presented;
- (B) as soon as practicable notification to the victim, or parent and guardian of the victim, and defendant of the testing results; and
- (C) follow-up tests for HIV as may be medically appropriate, and that as soon as practicable after each such test the results be made available in accordance with subparagraph (B).

The "next session of the State legislature" means the next session after the date on which the application for this award was submitted.

If the grantee submits a certification, a Grant Adjustment Notice (GAN) will be issued, and the funds will become available for drawdown. If, by the date on which the next session of the State legislature ends, the grantee is not in compliance with this provision, the withheld funds will be deobligated from the amount of funds awarded for this award period.

If the grantee is an Indian Tribe, it should contact OVW to determine whether it falls within the definition of -unit of local government- as defined by 42 USC § 3791. If it does not, a GAN will be issued and the condition will be removed.

24. Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), the Department encourages recipients and subrecipients to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this grant, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.
25. The recipient agrees expeditiously to obtain active registration with the Central Contractor Registration (CCR) database, and to notify the program office in writing of its registration. Following satisfaction of this requirement, a Grant Adjustment Notice will be issued to remove this special condition.



Department of Justice  
Office on Violence Against Women

**AWARD CONTINUATION  
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*SPECIAL CONDITIONS*

26. The recipient's budget is pending approval; therefore the recipient may not drawdown funds until the Office on Violence Against Women, Grants Financial Management Division has approved the budget and budget narrative and a Grant Adjustment Notice (GAN) has been issued to remove this special condition. Any obligations or expenditures incurred by the recipient prior to the budget being approved are made at the recipient's own risk.