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DEPARTMENT OF JUSTICE

38 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

GORDON J. MACDONALD
ATTORNEY GENERAL



JANE E. YOUNG
DEPUTY ATTORNEY GENERAL

February 7, 2019

His Excellency, Governor Christopher T. Sununu
and the Honorable Council
State House
Concord, NH 03301

REQUESTED ACTION

Authorize the Department of Justice to enter into a subgrant with the New Hampshire Department of Safety (DOS), Concord NH (Vendor #177878-B001), in an amount not to exceed \$58,314 from the Federal Fiscal Year 2018 Byrne JAG-Sex Offender Registration and Notification Act (SORNA) grant to help maintain the Sex Offender Registry and to assist with training funds for the State Police Sex Offender Unit effective upon Governor and Executive Council approval through July 31, 2019. 100% Federal Funds.

Funding is available as follows:

02-20-20-201510-4458 (Job #20SOR17A)	<u>FY 2019</u>
Byrne JAG	
072-500576, Grants Federal	\$58,314

EXPLANATION

The 2018 Byrne JAG-SORNA grant is a formula allocation from the U.S. Bureau of Justice Assistance, U.S. Department of Justice, Edward Byrne Memorial Justice Assistance Grant (Byrne JAG), New Hampshire Department of Justice, specifically for the DOS Sex Offender Registry Unit. The subgranted funds will be used to implement a statewide interface network connecting the Sex Offender Unit directly with five to ten law enforcement agency test sites to be chosen by the number of offenders in their jurisdictions. The test sites will upload the offender information by way of a point of contact with a single data entry and electronic signature pads. The end result of this endeavor will make for a more streamlined process and provide daily updates to the State's Sex Offender Registry website.

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The Sex Offender Unit will also use funds to improve the Sex Offender Registry, in order to be more in line with federal guidelines, and to provide additional training to the Sex Offender Registry Unit.

In the event that federal funds become no longer available, general funds will not be requested to support this program.

Please let me know if you have any questions concerning this request. Your consideration is greatly appreciated.

Respectfully submitted,



Gordon J. MacDonald
Attorney General

#2288039

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (MOU) is entered into between the NH Department of Justice and the NH Department of Safety.

I. PURPOSE:

The purpose of this MOU is to assist the New Hampshire Department of Safety's Sex Offender Registry to maintain the registry, to ensure compliance by those on the registry, and to back up compliance officers.

II. BACKGROUND:

The New Hampshire Department of Justice has been designated the State Administering Agency for the Byrne Justice Assistance Grant, a portion of which is the designated award is set aside to assist states in complying with the Sex Offender Registry Notification Act. States that do not comply with SORNA have 10% of their Byrne JAG award deducted. Those states are given the opportunity to request that the funds be reallocated to the Sex Offender Registry Unit to endeavor to come into compliance, or to otherwise assist the Unit as approved by the Bureau of Justice Assistance, Office of Justice Programs, United States Department of Justice.

III. AGREEMENT:

Parties to this MOU agree to the following:

NH Department of Safety will, either directly or through its agents/contractors:

- Follow state and federal guidelines, rules and regulations regarding travel, per diem limitations and daily consultant cost limitations pursuant to application #2018SOR01.
- Ensure that the troopers assigned to these details would be tasked approved activities, such as the investigation of compliance issues and the training of both law enforcement and corrections staff on a statewide basis in matters of sex offender registration.
- Provide either monthly or quarterly expenditure reports to reflect expenditures made against the subgrant award until the award is fully expended;
- Provide a narrative and data on a quarterly basis on the progress of the program, including training, number of offenders who are in compliance, number of offenders who are not in compliance, and all other aspects of the program while the subgrant is active;
- Adhere to the requirements of the expending of federal funds as outlined in 2 CFR §200 and the Federal Financial Guide.

Contractor Initials:

JB

Date:

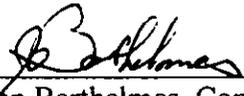
- Shall allow access to backup financial documentation, program protocols and other grant related programmatic and financial materials to the NH Department of Justice and/or the United States Department of Justice at reasonable times as may be requested.

NH Department of Justice will, either directly or through its agents/contractors:

- Enter into a subgrant not to exceed \$58,314.00 in federal funding from BJA for the express purpose of providing personnel for details to ensure sex offender registry compliance and training. Future funding is not guaranteed nor to be expected.
- Provide technical support in managing programs that are funded by federal funds, including advising on allowable vs. disallowed expenses and guidance on quarterly reporting and other programmatic requirements.

WE, THE UNDERSIGNED have read and agree with this MOU.

By: 
Gordon J. MacDonald, Attorney General
NH Department of Justice

By: 
John Barthelmes, Commissioner
NH Department of Safety

Date: 4/15/19

Date: 12/21/18