



Office of the Governor, Public Safety Office Criminal Justice Division Funding Announcement: *District Attorney Testing of Forensic Evidence, FY2020*

Purpose

The purpose of this announcement is to solicit applications from district attorney offices for costs associated with the forensic analysis of physical evidence.

Available Funding

State funds for these projects are authorized under the Texas General Appropriations Act, Article I, Rider 33 for Trusted Programs within the Office of the Governor. All awards are subject to the availability of appropriated funds and any modifications or additional requirements that may be imposed by law. CJD expects to make available \$1M for FY2020.

Eligible Organizations

Applications may be submitted by counties and judicial districts that operate a district attorney office as listed in Chapter 43 of the Texas Government Code. All applications submitted by district attorney offices must be submitted by a unit of government affiliated with the office, including an authorizing resolution from that unit of government.

Application Process

Applicants must access the PSO's eGrants grant management website at <https://eGrants.gov.texas.gov> to register and apply for funding. For more instructions and information, see *Developing a Good Project Narrative Guide*, available [here](#).

Key Dates

Action	Date
Funding Announcement Release	10/01/2019
Online System Opening Date	10/01/2019
Final Date to Submit and Certify an Application	12/02/2019 at 5:00PM CST
Earliest Project Start Date	09/01/2019

Project Period

Projects must begin on or after 09/01/2019 and end on or before 08/31/2020. CJD will allow for the retroactive reimbursement of eligible costs incurred as of 09/01/2019.

Funding Levels

Minimum: None

Maximum: None

Match Requirement: None

Standards

Grantees must comply with standards applicable to this fund source cited in the State Uniform Grant Management Standards ([UGMS](#)), [Federal Uniform Grant Guidance](#), and all statutes, requirements, and guidelines applicable to this funding.

Eligible Activities and Costs

Funds may be used for costs associated with the forensic analysis of physical evidence as defined in Article 38.35 of the Code of Criminal Procedure. Allowable costs include, but are not limited to:

1. Outsourcing of forensic analysis to public or private accredited labs;
2. Expedited forensic analysis; and
3. Additional items above Texas Department of Public Safety's Case Acceptance Policy.

Due to the limited availability of funds, applicants are encouraged to consider the reasonableness of their budget request. Priority will be given to applications that provide for the most cost-effective testing of physical evidence for active, post-indictment, criminal cases with a trial date within 60 days. CJD may evaluate applications based on the number of forensic evidence cases and the average cost per case.

Program-Specific Requirements

Texas Forensic Science Commission Accreditation. Applicants may only utilize accredited laboratories that comply with state regulations and rules for accreditation, including forensic analyst licensing for mandatory disciplines, promulgated by the Texas Forensic Science Commission in the Texas Administrative Code, Title 37, Part 15, Chapter 651. A list of all accredited labs may be found at: <http://www.txcourts.gov/fsc/accreditation/>

Forensic Disciplines Subject to Commission Licensing. The costs associated with forensic analysis may only be reimbursed for forensic disciplines subject to, or exempt from, Texas Forensic Science Commission licensing as listed in Rules §651.203 and §651.204 of the Texas Administrative Code.

Combined DNA Index System (CODIS). When funds are used for DNA testing of evidentiary materials, any resulting eligible DNA profiles must be uploaded to the Combined DNA Index System (CODIS) by a government DNA lab with access to CODIS.

Eligibility Requirements

1. Entities receiving funds from CJD must be located in a county that has an average of 90% or above on both adult and juvenile dispositions entered into the computerized criminal history database maintained by the Texas Department of Public Safety (DPS) as directed in the Texas Code of Criminal Procedure, Chapter 66. The disposition completeness percentage is defined as the percentage of arrest charges a county reports to DPS for which a disposition has been subsequently reported and entered into the computerized criminal history system.
2. Eligible applicants operating a law enforcement agency must be current on reporting Part I violent crime data to the Texas Department of Public Safety (DPS) for inclusion in the annual Uniform Crime Report (UCR). To be considered eligible for funding, applicants must have submitted a full twelve months of accurate data to DPS for the most recent calendar year.

3. The Texas Department of Public Safety (DPS) has established a goal set by the Texas Legislature for all local law enforcement agencies to implement and report crime statistics data by using the requirements of the National Incident-Based Reporting System (NIBRS) no later than September 1, 2019. Additionally, the Federal Bureau of Investigations (FBI) will collect required crime statistics solely through the NIBRS starting January 1, 2021. Due to these upcoming state and federal deadlines, grantees are advised that eligibility for future grant funding may be tied to compliance with NIBRS. Financial grant assistance for transitioning to NIBRS may be available for your jurisdiction from the Criminal Justice Division (CJD).
4. Local units of government, including cities, counties and other general purpose political subdivisions, as appropriate, and institutions of higher education that operate a law enforcement agency, must comply with all aspects of the programs and procedures utilized by the U.S. Department of Homeland Security (“DHS”) to: (1) notify DHS of all information requested by DHS related to illegal aliens in Agency’s custody; and (2) detain such illegal aliens in accordance with requests by DHS. Additionally, counties and municipalities may NOT have in effect, purport to have in effect, or make themselves subject to or bound by, any law, rule, policy, or practice (written or unwritten) that would: (1) require or authorize the public disclosure of federal law enforcement information in order to conceal, harbor, or shield from detection fugitives from justice or aliens illegally in the United States; or (2) impede federal officers from exercising authority under 8 U.S.C. § 1226(a), § 1226(c), § 1231(a), § 1357(a), § 1366(1), or § 1366(3). Lastly, eligible applicants must comply with all provisions, policies, and penalties found in Chapter 752, Subchapter C of the Texas Government Code.

Each local unit of government, and institution of higher education that operates a law enforcement agency, must download, complete and then upload into eGrants the [CEO/Law Enforcement Certifications and Assurances Form](#) certifying compliance with federal and state immigration enforcement requirements. This Form is required for each application submitted to OOG and is active until August 31, 2021 or the end of the grant period, whichever is later.

5. Eligible applicants must have a DUNS (Data Universal Numbering System) number assigned to its agency (to request a DUNS number, go to <https://fedgov.dnb.com/webform>).
6. Eligible applicants must be registered in the federal System for Award Management (SAM) database located at <https://sam.gov/>.

Failure to comply with program eligibility requirements may cause funds to be withheld and/or suspension or termination of grant funds.

Prohibitions

Grant funds may not be used to support the unallowable costs listed in the [Guide to Grants](#) or any of the following unallowable costs:

1. Forensic evidence and/or forensic analysis that does not meet the definitions as described in Art. 38.35 of the Code of Criminal Procedure;
2. Construction, renovation, or remodeling;
3. Medical services;
4. Transportation, lodging, per diem or any related costs for participants, when grant funds are used to develop and conduct training;

5. Salaries or personnel costs;
6. Indirect costs;
7. Any other prohibition imposed by federal, state or local law or regulation.

Selection Process

Application Screening: The Office of the Governor will screen all applications to ensure that they meet the requirements included in the funding announcement.

Peer/Merit Review: The Office of the Governor will review applications to understand the overall demand for the program and for significant variations in costs per item. After this review, the Office of the Governor will determine if all eligible applications can be funded based on funds available, if there are cost-effectiveness benefits to normalizing or setting limits on the range of costs, and if other fair-share cuts may allow for broader distribution and a higher number of projects while still remaining effective.

Final Decisions: The Office of the Governor will consider rankings along with other factors and make all final funding decisions. Other factors may include cost effectiveness, overall funds availability, or state government priorities and strategies, legislative directives, need, geographic distribution, balance of focuses and approaches, or other relevant factors.

The Office of the Governor may not fund all applications or may only award part of the amount requested. In the event that funding requests exceed available funds, CJD may revise projects to address a more limited focus.

Contact Information

For more information, contact the eGrants help desk at eGrants@gov.texas.gov or (512) 463-1919.