



## REQUEST FOR APPLICATION

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The California Governor's Office of Emergency Services (Cal OES), Victim Services (VS) Branch, is soliciting applications for the following program:

### **VIOLENCE AGAINST WOMEN VERTICAL PROSECUTION (VV) PROGRAM**

Release Date: August 19, 2020

This Request for Application (RFA) provides detailed information and forms necessary to prepare an application for Cal OES grant funds. The terms and conditions of this RFA supersede previous RFAs and conflicting provisions stated in the [Subrecipient Handbook \(SRH\)](#).

### **PROGRAM SYNOPSIS**

#### **Program Description:**

The Violence Against Women Vertical Prosecution (VV) Program is designed to improve the criminal justice system's response to violent crimes against women through a coordinated, multi-disciplinary, prosecutorial response including specialized units with a highly qualified prosecutor and victim advocate.

#### **Eligibility:**

The only eligible Applicants are the VV Program Subrecipients funded in the prior fiscal year.

#### **Grant Subaward Performance Period:**

January 1, 2021, through December 31, 2021.

#### **Submission Deadline:**

Friday, October 9, 2020



**VIOLENCE AGAINST WOMEN VERTICAL PROSECUTION (VV) PROGRAM**

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# VIOLENCE AGAINST WOMEN VERTICAL PROSECUTION (VV) PROGRAM

## PART I – OVERVIEW

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- A. PUBLIC RECORDS ACT NOTICE
  - B. CONTACT INFORMATION
  - C. SUBMISSION DEADLINE AND OPTIONS
  - D. ELIGIBILITY
  - E. GRANT SUBAWARD PERFORMANCE PERIOD
  - F. FUNDS
  - G. PROGRAM INFORMATION
- 

### A. PUBLIC RECORDS ACT NOTICE

Grant applications are subject to the California Public Records Act, Government Code Section 6250, *et seq.* Do not put any personally identifiable information or private information on this application. If you believe that any of the information you are putting on this application is exempt from the Public Records Act, please indicate what portions of the application and the basis for the exemption. Your statement that the information is not subject to the Public Records Act will not guarantee that the information will not be disclosed.

### B. CONTACT INFORMATION

Contact your VV Program Specialist concerning this RFA, the application process, or programmatic issues.

### C. SUBMISSION DEADLINE AND OPTIONS

Applications must be delivered to Cal OES by 5:00 pm on Friday, October 9, 2020. Submission options are:

- Emailed to: [VSapplications@caloes.ca.gov](mailto:VSapplications@caloes.ca.gov)
- Postmarked or hand-delivered to the address below:

Cal OES, Victim Services Branch  
3650 Schriever Avenue  
Mather, CA 95655

Attn: Violence Against Women Vertical Prosecution (VV) Program  
Victim Witness and Prosecution Unit

D. ELIGIBILITY

The only eligible Applicants are the VV Program Subrecipients funded in the prior fiscal year.

Applicants applying for programs supported with federal funds must be registered in the federal System for Award Management (SAM) and have an expiration date that is at least eight weeks after the Application due date.

[Check SAM status.](#)

E. GRANT SUBAWARD PERFORMANCE PERIOD

The Grant Subaward performance period is January 1, 2021, through December 31, 2021.

F. FUNDS

There is \$2,025,450 is available for the Program for the Grant Subaward performance period. **Funding is contingent upon availability of funds.**

1. Source of Funds

Detailed information on all VS Branch federal fund sources can be found in the [VS Branch Federal Fund Information Guide](#). Applicants are **strongly encouraged** to review this document to familiarize themselves with the requirements for all fund sources that support this Program.

The Program is supported through the Services\*Training\*Officers\*Prosecutors (STOP) Violence Against Women Formula Grant Program

- Promotes the development and the implementation of effective, victim-centered law enforcement, prosecution, and court strategies to address violent crimes against women and the development and enhancement of victim services in cases involving violent crimes against women.
- Requires a cash or in-kind match equal to 25 percent of the total project cost. Tribes and victim service providers are exempt from the match requirement. **To request a partial or full match waiver, Applicants must submit the STOP Match Waiver Request form (Attachment B) to the applicable Program Specialist, by email, by September 15, 2020.**

- Cal OES's four-digit code for this federal fund is STOP. This code will be in the drop-down on the Grant Subaward Face Sheet (Cal OES 2-101).
- The 2020 federal award number is unknown at the time of release of this RFA. Contact your Program Specialist if you need this information.

2. Funding Amount

Applicants may apply for up to \$202,545 for the 12-month Grant Subaward performance period.

Please see the chart below for the breakdown of funding for each Subrecipient by fund source (by four-digit code) and match.

2020 STOP	2020 STOP MATCH	TOTAL PROJECT COST
\$202,545	\$67,515	\$270,060

G. PROGRAM INFORMATION

The STOP Violence Against Women Formula Grant Program encourages the development and strengthening of effective law enforcement and prosecution strategies to address violent crimes against women such as sexual assault, domestic violence, dating violence, and stalking. States and communities are encouraged to restructure and strengthen the criminal justice system response to such crimes, drawing on the experiences of all participants in the system, including victim advocates.

1. Background Information

Vertical prosecution is shown to improve conviction rates, reduce victim trauma, and provide more consistent, appropriate sentencing. The specialized unit shall consist of a highly qualified prosecutor and victim advocate, but may also fund an investigator. Subrecipients must concentrate prosecutorial efforts and resources on individuals who are charged with crimes of domestic violence, dating violence, sexual assault, and/or stalking.

2. Program Description

The Violence Against Women Vertical Prosecution (VV) Program is designed to improve the criminal justice system's response to violent crimes against women through a coordinated, multi-disciplinary,

prosecutorial response including specialized units with a highly qualified prosecutor and victim advocate.

3. Program Components

a. Vertical Prosecution

Vertical Prosecution means a prosecutor is assigned to a case from the initial filing of charges through the penalty phase. To allow for the realities of case management, such as scheduling conflicts and illness, specialized units may utilize these three degrees of vertical prosecution:

- True Vertical Prosecution

The same prosecutor files the charge, OR makes the first appearance (after the defendant is identified as meeting the necessary criteria) AND makes all subsequent court appearances through the sentencing stage.

- Major Stage Vertical Prosecution

The same prosecutor files the charges, OR makes the first appearance (after the defendant is identified as an individual meeting the necessary criteria) AND all significant appearances, such as: preliminary hearing, trial, sentencing, contested motions affecting bail, admissibility of evidence, dismissal of charges, change of venue, motions to sever or consolidate, discovery, setting aside the verdict or motions concerning search warrants.

- Unit Vertical Prosecution

Based upon extraordinary circumstances (such as: court conflicts, scheduling conflicts requiring appearances at two or more places at one time, geographic locations of hearings, illness or absence due to unavoidable circumstance), the principal prosecutor who filed the charges (OR made the first court appearance after the defendant was identified as an individual meeting necessary grant criteria) is assisted by no more than one other unit prosecutor. This back-up prosecutor must be designated for the entire Grant Subaward performance period. Subrecipients must assign at least one full-time equivalent

(FTE) prosecutor to the unit. Subrecipients with a service area population of 74,999 or below may fund a 0.5 FTE prosecutor.

b. Victim Advocacy

Victim advocacy plays an integral part of breaking the cycle of violence. Cal OES encourages victim advocates to make contact with victims as soon as possible following the referral of the case. Victim advocates must make several attempts to contact hard-to-reach victims.

- Victim advocates must provide crisis intervention, court accompaniment, resource and referral assistance, criminal justice system orientation, and compensation claim assistance.
- Subrecipients must commit a minimum of a 0.5 FTE victim advocate to the unit. This can be accomplished through contracting with an existing Cal OES-funded local Domestic Violence Assistance Program, Rape Crisis Program, and/or Victim Witness Assistance Program.

c. Highly Qualified Staff

Subrecipients will be required to assign highly qualified staff to the vertical prosecution unit for the duration of the grant.

- Attorneys must have a minimum of two years' experience in the prosecution of felony cases, and City Attorneys must have a minimum of two years' experience in the prosecution of misdemeanor cases involving domestic violence, dating violence, sexual assault, and/or stalking. Assigned prosecutors must have attended, or plan to attend, the California District Attorneys Association (CDAA) sponsored training on domestic violence, dating violence, sexual assault, and/or stalking.
- Victim Advocates must meet the requirements as defined by the Evidence Code §1035-1036.2 for sexual assault counselor and/or §1037-1037.7 for domestic violence counselor. A Victim Witness Advocate must have a minimum of two years' experience assisting victims of domestic violence, dating violence, sexual assault, and/or stalking and have completed the California Crime Victim Assistance Association (CCVAA) 40-Hour Entry Level Advocate Training.

d. Community Coordination

Subrecipient staff must attend regularly scheduled, multi-disciplinary meetings in the project service area that pertains to the crime type(s) selected for vertical prosecution. If a Subrecipient is in a county that does not have an existing multi-disciplinary task force or committee, Subrecipient staff must work to develop those community partnerships and establish regular meetings.

e. Required Policies

Subrecipients shall adopt and pursue the following policies:

- All reasonable prosecutorial efforts will be made to resist pre-trial release of a charged defendant
- All reasonable prosecutorial efforts will be made to reduce the time between arrest and disposition of the case
- All prosecutors, advocates, and investigators funded (in full or part) by this grant will maintain a reduced caseload

Cal OES requires all of the above policies be in writing, given to the Subrecipient's staff, and be made available to Cal OES upon request.

f. Assistance with California Victim Compensation Board Claims

Subrecipients are strongly encouraged to assist victims with applying for compensation benefits through the California Victim Compensation Board. Activities may include:

- Advising of the availability of such benefits
- Assisting with application forms and understanding procedures
- Obtaining necessary documentation to support the claim
- Monitoring claim status

Subrecipients are also strongly encouraged to budget for tablets or mobile communication devices and cellular service to swiftly facilitate the online application process in the office or in the field.

g. Operational Agreements (OAs)/Second Tier Subawards

Subrecipients must have OAs with agencies in the following disciplines:



- Local law enforcement
- Victim Witness Assistance Program(s)
- Domestic violence agencies
- Hospitals and medical treatment facilities

OAs must contain signatures, titles, and agency names for both parties and include dates that are effective for the duration of the Grant Subaward performance period. OAs must demonstrate a formal system of networking and coordination with other agencies and the Subrecipient. OAs do not need to be submitted with the application package. They must be readily available for review by Cal OES staff during a Technical Assistance Visit, Performance Assessment Site Visit, and Compliance Assessment visit. The [Operational Agreements \(OA\) Summary Form \(Cal OES 2-160\)](#) must be completed with the necessary information for all secured OAs and submitted with the application package.

4. Reporting Requirements

Progress Reports serve as a record for the implementation of the project. Statistics for Progress Reports must be collected on a quarterly basis, even when reporting occurs less frequently. The following reports are required:

a. Cal OES Progress Reports

There are two Cal OES Progress Reports required for the Program. See the chart for report periods and due dates.

Report	Report Period	Due Date
1 <sup>st</sup> Report	January 1, 2021 – June 30, 2021	July 30, 2021
2 <sup>nd</sup> Report	July 1, 2021 – December 31, 2021	January 31, 2022

b. Office on Violence Against Women (OVW) Report

Subrecipients receiving STOP Violence Against Women Formula Grant Program funds must complete the Annual Progress Report for the STOP Violence Against Women Formula Grant Program. This report covers the calendar year period of January 1 through December 31. This report is due to Cal OES no later than January 31, 2022.

# VIOLENCE AGAINST WOMEN VERTICAL PROSECUTION (VV) PROGRAM

## PART II – RFA INSTRUCTIONS

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- A. SUBRECIPIENT HANDBOOK
  - B. FORMS
  - C. APPLICATION COMPONENTS
  - D. BUDGET POLICIES
  - E. ADMINISTRATIVE REQUIREMENTS
- 

### A. SUBRECIPIENT HANDBOOK

Applicants are strongly encouraged to review the [Subrecipient Handbook \(SRH\)](#). The SRH outlines the terms and conditions that apply to the Cal OES, VS Branch grants and provides helpful information for developing an application, including a Glossary of Terms.

### B. FORMS

The Applicant must use the forms provided on our website. The forms must be printed on plain white 8½" x 11" paper and single sided. **The Applicant may not alter the formatting of any forms, including the Project and Budget Narratives. No tables, charts, or changes to the margins are allowed.**

### C. APPLICATION COMPONENTS

The Applicant must complete and submit all required components. Specific information for each component is included next. The Checklist in Part III is included to ensure the Applicant submits all required components.

#### 1. Grant Subaward Face Sheet (Cal OES 2-101)

The Grant Subaward Face Sheet is the title page of the Grant Subaward that is signed by the Subrecipient and the Cal OES Director (or designee). Instructions are included on the form.

#### 2. Project Contact Information (Cal OES 2-102)

The Project Contact Information form provides Cal OES with all relevant Subrecipient personnel. Information for each individual should be direct contact information. Instructions are included on the form.

3. Signature Authorization (Cal OES 2-103)

The Signature Authorization form provides Cal OES with signatures of authorized signers and who they authorize to sign on their behalf for all grant-related matters. Instructions are included on the form.

4. Certification of Assurance of Compliance (Cal OES 2-104g)

Cal OES is required by law to obtain written certifications of compliance. The Certification of Assurance of Compliance form is a binding affirmation that the Subrecipient will comply with the following regulations and restrictions:

- State and federal civil rights laws
- Drug Free Workplace
- California Environmental Quality Act
- Federal grant fund requirements
- Lobbying restrictions
- Debarment and Suspension requirements
- Proof of Authority documentation from the city council/governing board

The Subrecipient may be asked to sign and submit an updated Certification of Assurance of Compliance once in Grant Subaward agreement. Each year, Cal OES updates each Certificate of Assurance of Compliance to ensure that any new conditions placed upon the federal award are passed down to Subrecipients. Subrecipients will be notified if this change is needed.

5. Budget Pages (Cal OES 2-106a)

The Budget demonstrates how the Applicant will implement the proposed plan with the funds available through this Program. The budget is the basis for management, fiscal review, and audit. **Budgets are subject to Cal OES modifications and approval.** Failure of the Applicant to include required budget items does not eliminate responsibility to comply with those requirements during the implementation of the project.

The Budget Pages automatically calculate the subtotal at the end of each budget category and provide the total of the three

spreadsheets at the bottom of the Equipment page. The Applicant may add additional columns to the Budget Pages when necessary.

Cal OES requires the Applicant to develop a line-item budget that includes a **calculation and justification in the left column for all expenses.**

The Budget Pages should:

- Cover the entire Grant Subaward performance period
- Include costs related to the objectives and activities of the project
- Strictly adhere to required and prohibited expenses
- Include expenses in the correct category (i.e., Personal Services, Operating Expenses, and Equipment – see below)

Include **only** those items covered by grant funds, including match funds, when applicable. The Applicant may supplement grant funds with funds from other sources. However, since approved line items are subject to audit, the Applicant should not include in the Project Budget matching funds (if applicable) in excess of the required match.

a. Personal Services – Salaries/Employee Benefits

1) Salaries

Personal services include services performed by project staff **directly employed by the Applicant** (not a contract or participating agency) and must be identified by position, cost and time spent on allowable activities for the Program (e.g., Clerical Staff @ \$20/hour x 980 hours; or Victim Advocate @ \$3,500/month x 12 months x .50 FTE). They may be salaried or hourly, full-time or part-time positions. Sick leave, vacation, holidays, overtime, and shift differentials must also be budgeted as a part of salaries. If the Applicant's personnel have accrued sick leave or vacation time prior to the approval of grant funding, they may not take time off using project funds.

2) Benefits

Employee benefits must be identified by type and percentage of salaries. The Applicant may use fixed

percentages of salaries to calculate benefits. Budgeted benefits cannot exceed those already established by the Applicant.

Employer contributions or expenses for social security, employee life and health insurance plans, unemployment insurance, and/or pension plans are allowable budget items. Benefits, such as uniforms or California Bar Association dues are allowable budget items if negotiated as a part of an employee benefit package.

A line item is required for each different position/classification, but not for each individual employee. If several people will be employed full-time or part-time in the same position/classification, provide the number of full-time equivalents (e.g., three half-time clerical personnel should be itemized as 1.5 clerical positions).

b. Operating Expenses

Operating expenses are defined as necessary expenditures other than personal salaries, benefits, and equipment. The expenses must be grant-related (i.e., to further the Program objectives as defined in the Grant Subaward) and be encumbered during the Grant Subaward performance period.

Examples of an Operating Expense line item include, but are not limited to:

- Consultant services such as subcontractors
- Indirect cost allowance
- Salaries of participating staff who are not employed by the Applicant
- Travel
- Office supplies
- Training materials
- Equipment maintenance
- Software equipment rental/lease
- Telephone, postage
- Printing
- Facility rental
- Vehicle maintenance

- Furniture and office equipment with a cost of less than \$5,000 (excluding tax) and/or with a useful life of less than one year

Salaries for staff not directly employed by the Applicant must be shown as consultant and/or participating staff costs and must be supported with a Second Tier Subaward, which must be kept on file and made available for review during audits or at the request of Cal OES (SRH 3710 and 4300).

c. Equipment

Equipment is defined as nonexpendable tangible personal property having a useful life of more than one year and a cost of \$5,000 or more per unit (excluding tax).

A line item is required for different types of equipment, but not for each specific piece of equipment (e.g., three laser jet printers must be one line item, not three).

6. Budget Narrative (Cal OES 2-107)

The Budget Narrative should describe the following:

- a. How the Applicant's proposed budget supports the objectives and activities.
- b. How funds are allocated to minimize administrative costs and support direct services.
- c. How shared costs are allocated.
- d. How program-funded staff duties and time commitments support the proposed objectives and activities.
- e. The necessity for subcontracts and unusual expenditures.
- f. Need for mid-year salary range adjustments

7. Project Narrative (Cal OES 2-108)

The Project Narrative is the main body of information describing the problem to be addressed, the plan to address the identified problem

through appropriate and achievable objectives and activities, and the ability of the Applicant to implement the proposed plan.

a. Problem Statement

A problem statement is not required.

b. Plan

In narrative form, address the following:

- 1) The process for referral of cases to the unit, including the source of referrals.
- 2) The process to determine eligibility for Vertical Prosecution case assignment to True Vertical Prosecution, Major Stage Vertical Prosecution, or Unit Vertical Prosecution.
- 3) The plan for conducting multi-disciplinary team meetings.
- 4) The plan to ensure all victims are provided with either direct services or referrals to appropriate victim service providers.
- 5) The plan for prosecuting cases transferred to another jurisdiction.

8. Subrecipient Grants Management Assessment

Per title 2 CFR § 200.331, Cal OES is required to evaluate the risk of noncompliance with federal statutes, regulations, and grant terms and conditions posed by each Subrecipient of pass-through funding. The assessment is made in order to determine and provide an appropriate level of technical assistance, training, and grant oversight to Subrecipients. Instructions are included on the form.

9. Project Service Area Information (Cal OES 2-154)

The Project Service Area Information form identifies the counties, cities, and congressional districts served by the project. Instructions are included on the form.

10. Organizational Chart

The Organizational Chart should clearly depict the structure of the Applicant organization and the specific unit within the organization responsible for the implementation of the project. This chart should also depict supporting units within the organization (e.g., the Accounting Unit) and the lines of authority within the organization. Job titles on the Organizational Chart must match those in the Budget Pages and Budget Narrative.

11. Additional Forms/Documents

The following are required only if applicable:

- Operational Agreements Summary Form

OAs are required per Part I, Subpart G of this RFA.

- Petty Cash Victim Fund Procedures (Cal OES 2-153)

This form is required only if the Applicant proposes to have a line item in their Budget that meets the definition of Petty Cash in *SRH 2235.1*. Instructions are included on the form.

- Non-Competitive Bid Request Checklist (Cal OES 2-156)

This form is required only if the Applicant proposes a line item in their Budget that meets the criteria for a Non-Competitive Bid Request per *SRH 3511*. Instructions are included on the form.

- Contractor/Consultant Rate Exemption Request (Cal OES 2-164)

This form is required only if the Applicant is requesting an exemption to the maximum rate for an independent contractor/consultant of \$650 per eight-hour day or \$81.25 per hour per *SRH 3710.1*. Instructions are included on the form.

- Out-of-State Travel Request (Cal OES 2-158)

This form is required only if the Applicant proposes a line item for out-of-state travel per *SRH 2236.1.1*. Instructions are included on the form.



- Excess Lodging Rate Request/Approval Form (Cal OES 2-165)

This form is required only if an Applicant is requesting approval for excess lodging costs per *SRH 2236.2*.

#### D. BUDGET POLICIES

The following sections of the [SRH](#) may be helpful in developing the Budget Pages and Budget Narrative.

- Additional Rental Space (*SRH 2232.1*)
- Audit Costs (*SRH 8150*)
- Automobiles (*SRH 2331*)
- Cash Match (*SRH 6511*)
- Contracting and/or Procurement (*SRH 3400*)
- Equipment (*SRH 2300*)
- Expert Witness Fees (*SRH 3710.2*)
- Independent Contractor/Consultant (*SRH 3710*)
- Indirect Cost Rate Proposal (ICRP) (*SRH 2180 & SRH 2188*)
- In-Kind Match (*SRH 6512*)
- Internet Access (*SRH 2340*)
- Match Requirements (*SRH 6500*)
- Office Space Rental (*SRH 2232*)
- Prohibited Expense Items (*SRH 2240*)
- Project Income (*SRH 6610*)
- Rented or Leased Equipment (*SRH 2233*)
- State Funds Matching State or Federal Funds (*SRH 6522*)
- Supplanting Prohibited (*SRH 1330*)
- Travel and Per Diem (*SRH 2236 and 2236.2*)

#### E. ADMINISTRATIVE REQUIREMENTS

Subrecipients must administer their grants in accordance with all [SRH](#) requirements. Failure to comply with these requirements can result in the withholding or termination of the Grant Subaward. The following section may be helpful for developing an application and for planning purposes:

- Audit Requirements (*SRH 8100*)
- Communications (*SRH 11500*)
- Copyrights, Rights in Data, and Patents (*SRH 5300-5400*)
- Certificate of Insurance (*SRH 2160*)
- Monitoring (*SRH 10400*)

- Programmatic Technical Assistance and Site Visit Performance Assessment (SRH 10200-10300)
- Report of Expenditures and Request for Funds (SRH 6300)
- Source Documentation (SRH 10111)

# VIOLENCE AGAINST WOMEN VERTICAL PROSECUTION (VV) PROGRAM

## PART III – CHECKLIST

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This checklist is provided to ensure that a complete application is submitted to Cal OES.

- GRANT SUBAWARD FACE SHEET ([Cal OES 2-101](#)) – Signed by the official authorized to enter into the Grant Subaward.
- PROJECT CONTACT INFORMATION ([Cal OES 2-102](#))
- SIGNATURE AUTHORIZATION ([Cal OES 2-103](#))
- CERTIFICATION OF ASSURANCE OF COMPLIANCE - STOP (Cal OES 2-104g) – Signed by the official who signed the Grant Subaward Face Sheet and by the official delegating that authority.
- BUDGET PAGES (EXCEL SPREADSHEET FORMAT) (Cal OES 2-106): a. Budget Pages Multiple Fund Source)
- BUDGET NARRATIVE ([Cal OES 2-107](#))
- PROJECT NARRATIVE ([Cal OES 2-108](#))
  - PLAN
- SUBRECIPIENT GRANTS MANAGEMENT ASSESSMENT
- PROJECT SERVICE AREA INFORMATION ([CAL OES 2-154](#))
- ORGANIZATIONAL CHART
- ADDITIONAL FORMS, IF APPLICABLE
  - OPERATIONAL AGREEMENTS SUMMARY FORM ([Cal OES 2-160](#))
  - PETTY CASH VICTIM FUND PROCEDURES ([Cal OES 2-153](#))
  - NON-COMPETITIVE BID REQUEST CHECKLIST ([Cal OES 2-156](#))
  - CONTRACTOR/CONSULTANT RATE EXEMPTION REQUEST ([Cal OES 2-164](#))
  - OUT-OF-STATE TRAVEL REQUEST ([Cal OES 2-158](#))
  - EXCESS LODGING RATE REQUEST/APPROVAL ([Cal OES 2-165](#))