



# NEW MEXICO DEPARTMENT OF PUBLIC SAFETY

Administrative Services Division Grants  
Management Bureau

## **Notice of Funding Availability**

2022 Justice Assistance Grant (JAG)

This Notice of Funding Availability (NOFA) is provided by the New Mexico Department of Public Safety for the Edward Byrne Memorial Justice Assistance Grant (JAG) program. JAG is the primary grant funding source for state and local law enforcement agencies and provides critical funding necessary to support a broad range of program areas.

Document Type:	Subgrant Notice
Funding Opportunity:	DPSJAG22
Opportunity Category:	Competitive
Posting Date:	February 27, 2023
Closing Date:	<b>5:00 PM March 27, 2023</b>
Funding Instrument:	Subgrant Agreement
Category of Funding:	Law Enforcement Programs
Estimated Total Program Funding:	\$1,673,042.00 (State/Local)
Cost Sharing or Matching Requirement:	None
Term of Funding:	July 1, 2023 – June 30, 2024

Electronic copies of the NOFA, Solicitation, and link to the application can be obtained at <https://www.dps.nm.gov/funding-opportunities/open-solicitations/>

### **Description:**

The Edward Byrne Memorial Justice Assistance Grant Program (Byrne JAG) is administered by the U.S. Department of Justice (DOJ), Bureau of Justice Assistance (BJA), through the New Mexico Department of Public Safety (NMDPS). The NMDPS is the assigned State Administering Agency (SAA) on behalf of the State of New Mexico for all Byrne JAG funding. As such, the NMDPS is responsible for conducting coordinated and transparent strategic planning, along with the implementation of structural reforms that improve the administration of justice. Strategic planning is utilized to analyze crime trends, evaluate the priorities of all segments of the criminal justice system, set out a plan for reducing crime and victimization, and guide the use of the grant funds.

In this role, the NMDPS through the Grants Management Bureau (GMB), provides administrative oversight, monitoring, and programmatic reporting statewide to assure compliance with State and Federal laws and regulations. The NMDPS GMB is responsible for the fiscal management of this award and will provide leadership and technical assistance to all sub-grantees in identifying programmatic needs, preparing Byrne JAG sub-grant proposals, and administering Byrne JAG sub-grant awards.

Byrne JAG is the cornerstone of federal crime-fighting program, enabling communities to direct resources to their most pressing local needs. The program awards are authorized by the 42 U.S.C. §3751(a). Byrne JAG is the primary provider of federal criminal justice funding to state agencies and local jurisdictions throughout the state of New Mexico. Byrne JAG's hallmark is its flexibility; Byrne JAG funds support all violent crime related facets of the criminal justice system, specifically Multi-Jurisdictional Drug Task Forces (MJDTF), Gang Task Forces (GTF), and other coordinated efforts to reduce violent crime. Most importantly, Byrne JAG funding provides states, localities, and tribal nations the ability to address their most pressing public safety challenges by filling funding gaps, leveraging other resources, and encouraging collaborative work across city, county, and state lines. This breadth and flexibility mean state and local communities can use Byrne JAG to balance resources and address problems across the entire criminal justice system.

### **Governing Agency:**

The state of New Mexico, through the Office of the Governor, established the Drug Enforcement Advisory Council (DEAC) as the governing body of Byrne JAG<sup>1</sup> and designated the Cabinet Secretary of the NMDPS as the Chairman of DEAC.<sup>2</sup> The mission of DEAC is to recommend policy to the Governor and the DEAC Chairperson concerning illegal drug and violent crime issues that significantly impact the quality of life for New Mexicans. DEAC representation is comprised of board members from various state, local, and federal law enforcement and task force entities that are functional throughout the State of New Mexico (Appendix I). Through DEAC, the state of New Mexico adopted the Southwest Border High Intensity Drug Trafficking Area (New Mexico Region) and the Statewide Threat Assessment and Drug Strategy (HIDTA Strategy). The adoption of the HIDTA Strategy assists the DEAC in coordinating statewide efforts to combat illicit drug issues and violent crime. The analysis provided by these reports also assists the DEAC in strategizing responses to drug and violent crime activities within the state and within the context of regional and national trends.

### **Eligible Applicants:**

For the 2022 funding cycle, eligible law enforcement programs are limited to statewide, regional, or local law enforcement entities that support law enforcement activities in accordance with Byrne JAG program guidelines. The applicant sponsoring the program must be a unit of local government, which is a town, township, village, parish, city, county, or other general purpose political subdivision of a state; any law enforcement district or judicial enforcement district that is

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<sup>1</sup> New Mexico Executive Order 1996-014

<sup>2</sup> New Mexico Executive Order 2011-013

established under applicable state law and has authority to, in a manner independent of other state entities, establish a budget and impose taxes; or a federally recognized Indian tribe that performs law enforcement functions as determined by the Secretary of the Interior.

**Authorized Program Area:**

The NMDPS and DEAC have vetted the adoption of two main purpose areas for the 2022 Byrne JAG grant application. Program purpose areas for the 2022 funding cycle have been limited to:

1. Law Enforcement Programs
2. Prevention and Education Programs

**Eligible Activities:**

For this NOFA, applications shall be limited to units of government supporting law enforcement programs and prevention and education programs. The law enforcement programs purpose area is intended to support evidence-based programs that address national priorities such as violent crimes, gun violence, and smart policing within the framework of the New Mexico HIDTA Threat Assessment and Drug Strategy.

**Supplanting:** Grant funds are intended to add to, augment, or supplement, **not replace**, resources already committed to the drug and violent crime control effort.

**Application Procedure:**

Applicants may visit the Grants Management Bureau website at <https://www.dps.nm.gov/funding-opportunities/open-solicitations/> to obtain information about the application and how to submit it.

All applications are **due no later than 5:00 PM March 27, 2023** and shall be submitted in accordance with the procedures outlined within the solicitation.

All applicants **must** attend the 2022 JAG Pre-Application Workshop, which will be held on Thursday, March 9, 2023, virtually.

For questions about the application or to register for the Workshop please contact Marie Marsico at [marie.marsico@dps.nm.gov](mailto:marie.marsico@dps.nm.gov) or 505-629-6581.

**Award Selection Procedure:**

Upon receipt of the subgrant applications, the NMDPS GMB, in conjunction with DEAC, determine the quality and validity of each application (10.10.3.18 NMAC 2013 - Appendix III). Complete applications are then forwarded to the Budget and Funding Sub-Committee of DEAC for review. In coordination with GMB, during this thorough review and scoring of each program's request, the DEAC Budget and Funding Sub-Committee will review, rate, and rank each responsive application received

based on the following criteria: 1) program request and overview 2) fiscal responsibility and capability 3) prior record of performance (programmatic and fiscal).

The Budget and Funding Subcommittee, through GMB, submits their recommendations through DEAC for ratification. The final recommendations will be forwarded to the Cabinet Secretary of the NMDPS. Final authority in the awarding of all Byrne JAG grant awards resides with the Cabinet Secretary, who will make all final awarding decisions. The NMDPS GMB is required to notify all applicants in writing of the outcome of their application no later than thirty (30) days after the application deadline. Unsuccessful applicants are afforded the right to appeal the selection process per rule (10.10.3.18 NMAC 2013 - Appendix III).

Once the allocation of funding has been made to all selected subgrantees, each recipient will receive an award letter indicating their final award amount. The NMDPS GMB will conduct a Post Award Subgrantee Workshop that will provide all subgrantees with valuable information regarding the oversight, monitoring, fiscal responsibility, and key components of the subgrant award reporting requirements. All workshops are mandatory for all NMDPS subgrantees.

All applicants will be notified in writing of their funding decision no later than thirty (30) days after the date of application.

**Reporting Requirements:**

On the forms prescribed by DPS, all selected applicants shall be required to submit monthly and/or quarterly financial and programmatic reports.

**Termination:**

The New Mexico Department of Public Safety Grants Management Bureau shall have the right to terminate this Notice of Funding Availability at any time. The terms of this Notice are contingent upon sufficient appropriations and authorizations being made by the Congress of the United States for performance of this Notice. If sufficient appropriations and authorizations are not made, this Notice of Funding Availability shall terminate upon notice being given by the New Mexico Department of Public Safety Grants Management Bureau to the Applicant. The Bureau is expressly not committed to expenditure of any funds until such time as they are programmed, budgeted, encumbered, and approved for expenditure by the Bureau. The Bureau's decision as to whether its funds are sufficient for fulfillment of the Notice shall be final.