



Gaston County

Gaston County
Board of Commissioners
www.gastongov.com

Financial and Management Services - Budget Board Action

File #: 25-054

Commissioner Brown - Financial and Management Services - Grants - To Accept and Appropriate Federal State Criminal Alien Assistance Program (SCAAP) Reimbursement Funds for the Sheriff's Office for Federal FY2024 **(\$67,850)**

STAFF CONTACT

Pat Laws - Financial & Management Services - 704-866-3771

BUDGET IMPACT

General Fund: Increase in Federal Revenue and associated expenses (\$39,290.88).

Community Investment Fund: Increase in Federal Revenue and transfers out (\$28,559.12).

Capital Fund: Increase in transfers in and capital expenditures (\$28,559.12).

BACKGROUND

Through this program, the Office of Justice Programs makes payments to eligible units of local government that incur certain types of costs due to incarceration of undocumented criminal aliens during a particular 12 month reporting period. The reporting period for this FY 2024 program is July 1, 2022, through June 30, 2023. This is a one time, reimbursement payment that requires neither financial nor programmatic reporting to DOJ. There are no restrictions placed on the time permitted to spend the money awarded because SCAAP funds are considered no year funds. SCAAP funds must be used for correctional purposes only.

POLICY IMPACT

N/A

ATTACHMENTS

Budget Change Request (BCR); Award Letter

DO NOT TYPE BELOW THIS LINE

I, Donna S. Buff, Clerk to the County Commission, do hereby certify that the above is a true and correct copy of action taken by the Board of Commissioners as follows:

NO.	DATE	M1	M2	JBailey	CBrown	CCloninger	AFraley	BHovis	TKeigher	SShehan	Vote
2025-050	02/25/2025	BH	TK	A	A	A	A	A	A	A	U

DISTRIBUTION:

Laserfiche Users

A=AYE, N=NAY, AB=ABSENT, ABS=ABSTAIN, U=UNANIMOUS

GASTON COUNTY BUDGET CHANGE REQUEST (BCR)

TO: Matthew Rhoten, County Manager

FROM: FMS Financial Management Services

Dept. Code Department Name

Scott Attaway 01/27/25

Department Director Date

REQUEST TYPE:

☐ Line-Item Transfer Within Department & Fund

☐ Line-Item Transfer Between Funds*

☐ Project Transfer Within Department & Fund

☒ Additional Appropriation of Funds*

☐ Line-Item Transfer Between Departments

* Requires resolution by the Board of Commissioners

ACCOUNT DESCRIPTION	ACCOUNT NUMBER	AMOUNT**
As it appears in Munis	<div> <div>4</div> <div>3</div> <div>3</div> <div>5</div> <div>6</div> <div>7</div> <div>4</div> <div>2</div> <div>6</div> <div>5</div> </div> <div> <div>Fund</div> <div>Dept</div> <div>Div</div> <div>SubDiv</div> <div>Prog</div> <div>SubProg</div> <div>Future</div> <div>Func</div> <div>Obj</div> <div>Prej</div> </div> <div> <div>XXXX</div> <div>XXX</div> <div>XXX</div> <div>XXXXX</div> <div>XXXXXX</div> <div>XXXXXX</div> <div>XXXX</div> <div>XX</div> <div>XXXXXX</div> <div>XXXXX</div> </div>	
Ex. Employee Training	Ex. 1000-BGT-000-00000-000000-0000000-0000-01-520011-	Ex. \$5,000.00 Ex. (\$5,000.00)
Federal Grant Rev-FY24SCAAP Re	4000-SHF-000-00000-000000-0000000-0000-02-410000-G0142	(\$28,559.12)
Furn/Equip>\$5000-FY24SCAAP Re	4005-SHF-000-00000-000000-0000000-0000-02-540002-G0142	\$28,559.12
Transfer to Gen Govt Capital	4000-NDP-000-00000-TrfxTo-0000000-0000-98-584005-	\$28,559.12
Transfer from CIF	4005-NDP-000-00000-TrfxFr-0000000-0000-98-484000-	(\$28,559.12)
Overtime-FY24SCAAP Reimb	1000-SHF-000-00000-000000-0000000-0000-02-510002-G0142	\$39,290.88
Federal Grant Rev-Fy24SCAAP Reim	1000-SHF-000-00000-000000-0000000-0000-02-410000-G0142	(\$39,290.88)

JUSTIFICATION FOR REQUEST:

The Bureau of Justice Assistance (BJA) administers the State Criminal Alien Assistance Program (SCAAP) in conjunction with the U.S. Immigration and Customs Enforcement (ICE), Department of Homeland Security (DHS). SCAAP provides federal payments to states and localities that incurred correctional officer salary costs for incarcerating undocumented criminal aliens with at least one felony or two misdemeanor convictions for violations of state or local law and incarcerated for at least 4 consecutive days during the reporting period.

** Decreases in expenditures and increases in revenue accounts require brackets. Increases in expenditures and decreases in revenue do not require brackets. Please note that transfers between funds require inter-fund transfer accounts.



Department of Justice (DOJ)

Office of Justice Programs

Bureau of Justice Assistance

Washington, D.C. 20531

Name and Address of Recipient:	GASTON COUNTY P.O. BOX 1578		
City, State and Zip:	GASTONIA, NC 28053		
Recipient UEI:	QKY9R8A8D5J6		
Project Title: FY24 Gaston County Sheriff's Office SCAAP	Award Number: 15PBJA-24-RR-05774-SCAA		
Solicitation Title: BJA FY24 State Criminal Alien Assistance Program			
Federal Award Amount: \$67,850.00		Federal Award Date: 1/16/25	
Awarding Agency:	Office of Justice Programs Bureau of Justice Assistance		
Funding Instrument Type:	Reimbursement		
Opportunity Category: O			
Assistance Listing: 16.606 - State Criminal Alien Assistance Program			
Project Period Start Date: 7/1/22		Project Period End Date: 12/31/25	
Budget Period Start Date: 7/1/22		Budget Period End Date: 12/31/25	
Project Description:			

Award Letter

January 16, 2025

Dear Kim Eagle,

On behalf of Attorney General Merrick B. Garland, it is my pleasure to inform you that the Office of Justice Programs (OJP) has approved the application submitted by GASTON COUNTY for a Payment Award (non-grant) under the funding opportunity entitled 2024 BJA FY24 State Criminal Alien Assistance Program. The approved payment amount is \$67,850.

Review the award instrument below carefully and familiarize yourself with all requirements before accepting your payment award. The award instrument includes the payment award offer and award acceptance. In connection with this payment award, references to the term "award" should be understood as this payment award.

Prior to accepting the award, your Entity Administrator must assign a Financial Manager, Grant Award Administrator, and Authorized Representative(s) in the Justice Grants System (JustGrants). The Entity Administrator will need to ensure the assigned Authorized Representative(s) is current and has the legal authority to accept awards and bind the entity to the award terms and conditions. To accept the award, the Authorized Representative(s) must accept all parts of the award offer in the Justice Grants System (JustGrants), including by executing the required declaration and certification, within 45 days from the award date.

To access your funds, you will need to enroll in the Automated Standard Application for Payments (ASAP) system, if you haven't already completed the enrollment process in ASAP. The Entity Administrator should have already received an email from ASAP to initiate this process.

Congratulations on your payment award.

Brent J. Cohen
Acting Assistant Attorney General

Award Information

This award is offered subject to the conditions or limitations set forth in the award instrument.

Recipient Information

Recipient Name

GASTON COUNTY

UEI

QKY9R8A8D5J6

Street 1

P.O. BOX 1578

Street 2

City

GASTONIA

State/U.S. Territory

North Carolina

Zip/Postal Code

28053

Country

United States

County/Parish

no value

Province

no value

Award Details

Payment Award Date

1/16/25

Award Type

Initial

Award Number

15PBJA-24-RR-05774-SCAA

Supplement Number

00

Payment Award Amount

\$67,850.00

Funding Instrument Type

Reimbursement

Assistance Listing Number

16.606

Assistance Listings Program Title

State Criminal Alien Assistance Program

Statutory Authority

8 U.S.C. 1231(i) and 1365. Department of Justice Appropriations Act 2024 (Pub. L. No. 118-42, 138 Stat. 25, 147)

☒ *I have read and understand the information presented in this section of the award instrument.*

Award Conditions

This award is offered subject to the conditions or limitations set forth in the award instrument.

Condition 1

In accepting this award, the recipient declares and certifies, among other things, that it has current information in the System for Award Management, as indicated in 2 C.F.R. Part 25.

Condition 2

In accepting this award, the recipient declares and certifies, among other things, that any payment made will be used only for "correctional purposes," as required by 8 U.S.C. § 1231(i)(6).

☒ *I have read and understand the information presented in this section of the award instrument.*

SCAAP Certifications

Applicant Government and Submitting Government Official

On behalf of myself and the applicant government, and in support of this SCAAP application, I certify to OJP, under penalty of perjury, that the information on the applicant government and the submitting government official entered above as part of this online SCAAP application is true and correct to the best of my knowledge and belief, based upon diligent inquiry and review, and is provided in accordance with the requirements, definitions, and instructions set out in the SCAAP solicitation under which this application is submitted for funding. I further certify that I have the legal authority to make this certification to OJP, including from the chief executive of the applicant government.

I understand and acknowledge that OJP will rely upon this and all other certifications in this online application as material representations in any decision to make a SCAAP payment to the applicant government in response to this application.

I understand and acknowledge that a materially false, fictitious, or fraudulent statement (or concealment or omission of a material fact) in this certification, or in the application that it supports, may be the subject of criminal prosecution (including under 18 U.S.C. §§ 1001 and/or 1621, and/or 34 U.S.C. §§ 10271-10273), and also may subject me and the applicant "State" or "unit of local government" to civil penalties and administrative remedies for false claims or otherwise (including under 31 U.S.C. §§ 3729-3730 and §§ 3801-3812). I also understand and acknowledge that payments under OJP programs such as SCAAP, including certifications provided in connections with such payments, are subject to review by DOJ, including by OJP and the DOJ's Office of the Inspector General.

Information on "Eligible Inmates"

On behalf of myself and the applicant government, and in support of this SCAAP application, I certify to OJP, under penalty of perjury, that the information on "eligible inmates" entered or uploaded as part of this online SCAAP application (1) was determined and is reported here using due diligence, and in accordance with the requirements, definitions, and instructions set out in the SCAAP solicitation under which this application is submitted for funding, and (2) is true and correct to the best of my knowledge and belief, based upon diligent inquiry and review. I further certify that I have the legal authority to make this certification to OJP, including from the chief executive of the applicant government.

I understand and acknowledge that OJP will rely upon this certification as a material representation in making any SCAAP payment to the applicant government in response to this application and that this certification is subject to review by DOJ. I also understand that, if this certification is false or otherwise inaccurate or misleading (including because of omission of a material fact), both I and the applicant government may be subject to criminal prosecution, civil penalties, and/or administrative remedies, including as described in the certification in this online application as to the "Applicant Government and Submitting Government Official."

Information on "Correctional Officers" and "Facilities"

On behalf of myself and the applicant government, and in support of this SCAAP application, I certify to OJP, under penalty of perjury, that the information on "correctional officers" and "correctional facilities" entered or uploaded as part of this online SCAAP application (1) was determined and is reported here using due diligence, and in accordance with the requirements, definitions, and instructions set out in the SCAAP solicitation under which this application is submitted for funding, and (2) is true and correct to the best of my knowledge and belief, based upon diligent inquiry and review. I further certify that I have the legal authority to make this certification to OJP, including from the chief executive of the applicant government.

I understand and acknowledge that OJP will rely upon this certification as a material representation in making any SCAAP payment to the applicant government in response to this application, and that this certification is subject to review by DOJ. I also understand that, if this certification is false or otherwise inaccurate or misleading (including because of omission of a material fact), both I and the applicant government may be subject to criminal prosecution, civil penalties, and/or administrative remedies, including as described in the certification in this online application as to the "Applicant Government and Submitting Government Official."

☒ *I have read and understand the information presented in this section of the award instrument.*

SCAAP Use Of Funds

In accepting this award, the recipient declares and certifies, among other things, that any payment made will be used only for "correctional purposes," as required by 8 U.S.C. § 1231(i)(6). Please select at least one of the options below to indicate that payment will be used for one of the following allowable "correctional purposes."

Salaries for corrections officers

Overtime costs

Corrections work force

recruitment and retention
Construction of corrections
facilities
Training/education for offenders
Training for corrections officers
related to offender population
management
Consultants involved with
offender population
Medical and mental health
services
Vehicle rental/purchase for
transport of offenders
Prison industries

Pre-release/reentry programs
Technology involving offender
management/inter-agency
information sharing
Disaster preparedness
continuity of operations for
corrections facility

☒ *I have read and understand the information presented in this section of the award instrument.*

Award Acceptance

Declaration and Certification to the U.S. Department of Justice as to Acceptance

By checking the declaration and certification box below, I--

A. Declare to the U.S. Department of Justice (DOJ), under penalty of perjury, that I have authority to make this declaration and certification on behalf of the applicant.

B. Certify to DOJ, under penalty of perjury, on behalf of myself and the applicant, to the best of my knowledge and belief, that the following are true as of the date of this award acceptance: (1) I have conducted or there was conducted (including by applicant's legal counsel as appropriate and made available to me) a diligent review of all terms and conditions of, and all supporting materials submitted in connection with, this award, including any assurances and certifications (including anything submitted in connection therewith by a person on behalf of the applicant before, after, or at the time of the application submission and any materials that accompany this acceptance and certification); and (2) I have the legal authority to accept this award on behalf of the applicant.

C. Accept this award on behalf of the applicant.

D. Declare the following to DOJ, under penalty of perjury, on behalf of myself and the applicant: (1) I understand that, in taking (or not taking) any action pursuant to this declaration and certification, DOJ will rely upon this declaration and certification as a material representation; and (2) I understand that any materially false, fictitious, or fraudulent information or statement in this declaration and certification (or concealment or omission of a material fact as to either)

may be the subject of criminal prosecution (including under 18 U.S.C. §§ 1001 and/or 1621, and/or 34 U.S.C. §§ 10271-10273), and also may subject me and the applicant to civil penalties and administrative remedies under the federal False Claims Act (including under 31 U.S.C. §§ 3729-3730 and/or §§ 3801-3812) or otherwise.

Agency Approval

Title of Approving Official	Name of Approving Official	Signed Date And Time
Acting Assistant Attorney General	Brent J. Cohen	1/13/25 6:35 PM

Authorized Representative

[X]

Entity Acceptance

Title of Authorized Entity Official
County Manager

Name of Authorized Entity Official
Matthew Rhoten

Signed Date And Time
1/24/2025 4:09 PM

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