

APPLICATION FOR FEDERAL ASSISTANCE	2. DATE SUBMITTED June 02, 2014	Applicant Identifier
1. TYPE OF SUBMISSION Application Non-Construction	3. DATE RECEIVED BY STATE	State Application Identifier
	4. DATE RECEIVED BY FEDERAL AGENCY	Federal Identifier
5. APPLICANT INFORMATION		
Legal Name Department of The Attorney General		Organizational Unit Crime Prevention And Justice Assistance Division
Address 425 Queen Street Honolulu, Hawaii 96813-2903		Name and telephone number of the person to be contacted on matters involving this application Tice, Shaleigh (808) 586-1157
6. EMPLOYER IDENTIFICATION NUMBER (EIN) 99-0267141		7. TYPE OF APPLICANT State
8. TYPE OF APPLICATION New		9. NAME OF FEDERAL AGENCY Bureau of Justice Assistance
10. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBER: 16.816 CFDA TITLE: 16.816 John R. Justice		11. DESCRIPTIVE TITLE OF APPLICANT'S PROJECT Hawaii John R. Justice Grant Program
12. AREAS AFFECTED BY PROJECT State of Hawaii		
13. PROPOSED PROJECT Start Date: October 01, 2014 End Date: September 30, 2015		14. CONGRESSIONAL DISTRICTS OF a. Applicant b. Project HI01 HI02
15. ESTIMATED FUNDING		16. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS?
Federal	\$30,905	
Applicant	\$0	
State	\$0	

Local	\$0	Program is not covered by E.O. 12372
Other	\$0	
Program Income	\$0	17. IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT? N
TOTAL	\$30,905	

18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION PREAPPLICATION ARE TRUE AND CORRECT, THE DOCUMENT HAS BEEN DULY AUTHORIZED BY GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS REQUIRED.

Close Window

HAWAII JOHN R. JUSTICE GRANT APPLICATION

Program Abstract (Attachment 1)

Applicant: Hawaii Department of the Attorney General

Goal: To encourage qualified attorneys to choose careers as prosecutors and public defenders and to continue in that service.

Strategy: This program will provide student loan repayment assistance for state and federal public defenders and state and county prosecutors who commit to continued employment as public defenders and prosecutors for at least three years. A Planning Committee composed of representatives of the state Department of the Attorney General, the state Office of the Public Defender, the Federal Public Defender's Office for the District of Hawaii, and the four county prosecution offices, will review the program materials and selection criteria, assist in the outreach process, determine award amounts, and monitor progress reports. A Selection Committee (a subgroup of the Planning Committee) will review applications and determine which eligible applicants will receive repayment awards of a determined amount. The Selection Committee will ensure that the total amount of loan repayment funding is allocated equally between prosecutors and public defenders and give priority to eligible applicants who have the least ability to repay their loans. The Department of the Attorney General will make payments directly to the financial institutions that hold the student loans.

Number Employed: Prior to the availability of JRJ funds there were 198.5 Prosecutors, 99 Public Defenders, and 9 Federal Public Defenders employed statewide. Currently there are 211 Prosecutors, 100 Public Defenders, and six Federal Public Defenders employed in the state of Hawaii.

HAWAII JOHN R. JUSTICE GRANT PROGRAM APPLICATION

Program Narrative (Attachment 2)

I. Background

The Hawaii State Judiciary system is comprised of four judicial circuit courts that correspond to Hawaii's four counties. The First Circuit encompasses the City and County of Honolulu (island of Oahu). The Second Circuit encompasses Maui County (Lanai, Maui, and Molokai islands). The Third Circuit encompasses Hawaii County (Hawaii island). The Fifth Circuit encompasses Kauai County (Kauai and Niihau islands). There is no fourth circuit.

The Department of the Attorney General's Criminal Justice Division prosecutes criminal and juvenile delinquency cases in all four counties and all state courts. The Department is headed by the Attorney General, who is appointed by the Governor. There are 19 Deputy Attorney General positions in the Criminal Justice Division, all based in Honolulu.

Each county has a prosecution office headed by a Prosecuting Attorney. The Prosecuting Attorneys of Honolulu, Hawaii, and Kauai Counties are elected. The Prosecuting Attorney of Maui County is appointed by the county mayor. The county prosecution offices prosecute criminal and juvenile delinquency cases in the state courts of their respective circuit. The City and County of Honolulu has 111 Deputy Prosecuting Attorney positions, Maui County has 33, Hawaii County has 35, and Kauai County has 13.

The Hawaii Office of the Public Defender provides legal representation to indigent persons in criminal and juvenile delinquency cases in all four counties. The

Defender Council, whose members are appointed by the Governor, appoints the state Public Defender. There are 100 state Deputy Public Defender positions: 67 are based in Honolulu, 13 in Maui County, 15 in Hawaii County, and 5 in Kauai County.

The Federal Public Defender's Office for the District of Hawaii provides legal representation to indigent persons in criminal cases in the federal court in Honolulu. There are six federal Deputy Public Defender positions in Hawaii, all based in Honolulu.

The seven agencies described above will participate in the John R. Justice Grant Program.

II. Outreach Plan

The seven agencies participated in the development of this application. The Department of the Attorney General will post this document on the Department's website (www.hawaii.gov/ag), and provide copies to the participating agencies. Each participating agency will disseminate this document among the prosecutors or public defenders employed by the agency.

If this application is approved, the Crime Prevention and Justice Assistance Division (CPJAD) of the Department of the Attorney General will notify the participating agencies promptly. Within 45 days thereafter, CPJAD will update the application forms and instructions and written outreach materials explaining the program's purpose, application process, and criteria for eligibility and selection. This time period includes review and approval by the Planning Committee and by the Attorney General.

The application forms and instructions and written outreach materials to the participating agencies will be posted on the Department's website. Each participating agency will disseminate these materials among its employees, and may conduct

informational sessions for its employees regarding this program. If requested, CPJAD will also conduct informational sessions for participating agencies. Additionally, CPJAD will provide the materials to the University of Hawaii's William S. Richardson School of Law for dissemination among law students. CPJAD will update the materials annually.

III. Program Plan Overview

A. Evaluation criteria for applicants

1. How decisions will be made as to eligibility

- a. An applicant must be a prosecutor or public defender employed in Hawaii.¹

“Prosecutor” means a full-time employee of a state or unit of local government who is continually licensed to practice law and prosecutes criminal or juvenile delinquency cases at the state or unit of local government level (including supervision, education, or training of other persons prosecuting such cases). Prosecutors who are employees of the federal government are not eligible. “Public Defender” means an attorney who is continually licensed to practice law and is a full-time employee of a state or unit of local government who provides legal representation to indigent persons in criminal or juvenile delinquency cases including supervision, education, or training of other persons providing such representation; or employed as a full-time federal defender attorney in a defender organization pursuant to Subsection (g) of section 3006A of Title 18, United States Code, that provides

¹ In Hawaii, there is no full-time employee of a nonprofit organization operating under a contract with a state or unit of local government who devotes substantially all of the employee's full-time employment to providing legal representation to indigent persons in criminal or juvenile delinquency cases including supervision, education, or training of other persons providing such representation.

legal representation to indigent persons in criminal or juvenile delinquency cases.

- b. An applicant must have a qualifying student loan held by an institution.

“Qualifying student loan” means (1) a loan made, insured, or guaranteed under part B of subchapter IV of chapter 28 of Title 20 (Federal Family Education Loan Program); (2) a loan made under part C or D of subchapter IV of chapter 28 of Title 20 (William D. Ford Federal Direct Loan and Federal Perkins Loans); or (3) a loan made under section 1078-3 or 1087e(g) of Title 20 (Federal consolidation loans and Federal Direct Consolidation loans, respectively). “Qualifying student loan” does *not* mean (1) a loan made to the parents of a dependent student under section 428B of the Higher Education Act of 1965 (20 U.S.C. 1078-2); (2) a Federal Direct PLUS Loan made to the parents of a dependent student; or (3) A loan made under section 428C or 455 (g) of the higher Education Act of 1965 (20 U.S.C. 1078-3 (Federal consolidation loans) and 1087e(g) (Federal Direct Consolidation loans)

- c. An applicant must not be in default on repayment of any federal student loan.
- d. An applicant must agree to remain employed as a prosecutor or public defender for a period of service of not less than three years (36 months) from the date of selection as a beneficiary of this program unless involuntarily separated from the employment.

2. How decisions will be made as to awards

The Attorney General will convene a John R. Justice Grant Program Planning Committee to assist in outreach activities, review application materials

and criteria, determine loan repayment amounts, and monitor progress reports.

The Planning Committee will meet at least once a year.

Applications will be reviewed and chosen by a Selection Committee (sub-group of the Planning Committee) comprised of seven members: the Attorney General or his or her representative; two employees of the Office of the Public Defender (at least one from Hawaii County, Kauai County, or Maui County); three employees of county prosecution offices selected by the Hawaii Prosecuting Attorneys Association (at least one from Hawaii County, Kauai County, or Maui County); and the Federal Public Defender for the District of Hawaii or his or her representative.

If the Federal Public Defender declines to participate in the Selection Committee, the Committee will comprise five members: the Attorney General or his or her representative; two employees of the Office of the Public Defender (at least one from Hawaii County, Kauai County, or Maui County); and two employees of county prosecution offices selected by the Hawaii Prosecuting Attorneys Association (at least one from Hawaii County, Kauai County, or Maui County).

The Selection Committee will:

- Ensure that the total amount of loan repayment funding is allocated equally between prosecutors and public defenders
- Give priority to eligible applicants who have the least ability to repay their loans

The Selection Committee may consider the following factors:

- Salary cap of \$82,000 for initial applicants (including “locality pay” for federal public defenders and furlough reductions for state and county prosecutors and state public defenders)
- Distribution of awards to ensure a range of geographic and demographic representatives
- Assistance from other sources
- Amount of qualifying loan debt
- Amount of the repayment benefit
- Academic achievement (for applicants with less than one year of service as a prosecutor or public defender)
- Employer’s statement of meritorious service
- Once approved for loan repayment, a beneficiary will be given priority consideration to receive funding during the second and third years of the three-year service agreement, depending on the availability of funds. Renewal is not automatic, and there is no obligation to renew a benefit in the same (or greater) amount previously received by a beneficiary.

The loan repayment amount for each beneficiary will be determined by the selection committee. The number of beneficiaries will be contingent on the amount of funding available. If the number of selected applicants is insufficient, the Selection Committee may increase the loan repayment amount up to \$10,000 per beneficiary, or reopen the application period to recruit additional applicants.

All final funding decisions will be made by the Department of the Attorney General.

The Selection Committee will select the beneficiaries and CPJAD will notify them within thirty days after the application deadline. A lump sum payment to the institutions holding a beneficiaries' qualifying student loan will be issued within 20 days after the Department of the Attorney General receives the lender and employment verification forms from the beneficiary.

Grant funds received by the Department of the Attorney General will be paid only to the institution holding the qualifying loan. No funds will be paid directly to the beneficiary. Payments made on behalf of approved beneficiaries will not exceed the total qualifying loan balance. The amount paid will not exceed \$10,000 for any individual in any calendar year or an aggregate total of \$60,000 in the case of any individual.

CPJAD will provide administrative support and progress reports to the Selection Committee. CPJAD will also provide fiscal management of the program and provide fiscal reports to the Selection Committee as needed. The Administration Division of the Department of the Attorney General will review documents and provide other legal services as needed.

B. General application process

Applicants must submit their application, including the required attachments, to CPJAD on or before the deadline. The deadline will be approximately thirty days after CPJAD issues the application forms and instructions. Applications must be

received on or before the deadline. Incomplete or late applications will be returned without consideration.

C. Technical application process

Applications must be mailed or hand-delivered to CPJAD.

D. Attachments that applicants will be required to submit with their applications

- Application form, including information on applicant's total education debt, applicant's (or, if married, household's) gross or net income, total assets, and number of dependents; financial obligations other than educational debt; and statement that applicant is not in default on repayment of any federal student loan
- Statement of circumstances affecting ability to repay student loans
- Proof of employment and salary
- Proof of qualifying students loan(s), including original loan amount, current balance, and monthly payment amount
- John R. Justice Student Loan Student Loan Repayment Program Service Agreement (OMB No. 1121-0329)
- Optional: Statement of academic achievement and supporting documents (for applicants with less than one year of service)

IV. Compliance with Statutory Requirements

To determine which applicants have the least ability to pay, the Selection Committee *will* assess the following:

- The applicant's total educational debt

- The applicant's gross or net income; or, if married, household gross or net income

Additionally, the Selection Committee *may* assess the following:

- The ratio of the applicant's total education debt to total assets
- Number of dependents claimed by the applicant
- Financial obligations other than educational debt

The Selection Committee *will not* consider an adjustment for the cost of living because the cost of living is relatively consistent across the state.

V. Distribution of Funding

The Selection Committee will ensure that funding is not isolated or heavily concentrated in any particular metropolitan area or geographic section of the state, and will ensure that distribution is as widespread as possible. To accomplish this, the Selection Committee will consider the distribution of prosecutor and public defender positions shown in the following table:

State Judicial Circuit* * (No Fourth Circuit)	Prosecutors/Deputy Attorneys General	County/Federal Public Defenders
First Circuit (City and County of Honolulu)	130	73
Second Circuit (County of Maui)	33	13
Third Circuit (County of Hawaii)	35	15
Fifth Circuit (County of Kauai)	13	5
Total	211	106

VI. Program Timeline

CPJAD will establish the following tentative timeline for the application notification, beneficiary selection and payment process for the grant program:

Program Activity	Schedule
Notification to participating agencies and development of application forms and posting on CPJAD website	45 days after notification of award from BJA
Application due date	30 days from date of application/instruction issuance by CPJAD
Award notification to beneficiary	30 days after application due date
Payment to institution of beneficiary	20 days after CPJAD receives lender verification and employment verification form from beneficiary

VII. Performance Measures

The Department of the Attorney General will collect the required Performance Measures that are stipulated in the John R. Justice (JRJ) FY 2014 Solicitation, which includes, but not limited, to the following:

A. Number of eligible JRJ program applicants. The Department will collect and report the following data:

- Total number of applicants during the reporting period.
- Total number of eligible applicants (unique count) as of the reporting period, including the number who are prosecutors, state or local public defenders, and federal public defenders.

B. Number of JRJ program applicants selected to receive loan repayments, based on the least ability to repay. The Department will collect and report the following data:

- Total number of prosecutors selected to receive loan repayments during the reporting period, based on the least ability to repay.

- Total number of state or local public defenders selected to receive loan repayments during the reporting period, based on the least ability to repay.
- Total number of federal public defenders selected to receive loan repayments during the reporting period, based on the least ability to repay.

C. Number of previous JRJ recipients selected under priority consideration. The Department will collect and report the following data:

- Total number of previous JRJ recipients selected under priority consideration.

D. Dollar amount of loan repayments awarded. The Department will collect and report the following data:

- Total dollar amount awarded to prosecutors during the reporting period.
- Total dollar amount awarded to state or local public defenders during the reporting period.
- Total dollar amount awarded to federal public defenders during the reporting period.

E. Dollar amount of loan repayments distributed. The Department will collect and report the following data:

- Total dollar amount distributed to prosecutors during the reporting period.
- Total dollar amount distributed to state or local public defenders during the reporting period.
- Total dollar amount distributed to federal public defenders during the reporting period.

F. Length of time between initial outreach to eligible applicants and the opening of the JRJ loan repayment application period. The Department will collect and report the following data:

- Number of days between initial outreach to eligible applicants and the opening of the JRJ application period.
- Type of outreach conducted.

G. Number of days the application period remained open for applicants. The Department will collect and report the following data:

- The dates the application period opened, scheduled close date, and actual closed date.

H. Number of days between the close of the application period and the repayment of loans. The Department will collect and report the following data:

- Date of the first payment made to a loan company.

The Department will collect this data from the spreadsheets used to track the reimbursement process.

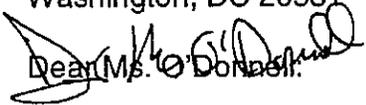


Attachment 3
EXECUTIVE CHAMBERS
HONOLULU

NEIL ABERCROMBIE
GOVERNOR

April 18, 2012

Ms. Denise E. O'Donnell
Director
Bureau of Justice Assistance
Office of Justice Programs
810 Seventh Street NW
Washington, DC 20531


Dear Ms. O'Donnell:

I am designating the Department of the Attorney General to administer the John R. Justice grant. As the Department that administers the Byrne JAG formula grant and other federal crime grants, we look forward to collaborating with the Bureau of Justice Assistance on another program to improve criminal justice system.

Sincerely,

A large, stylized handwritten signature of Neil Abercrombie.

NEIL ABERCROMBIE
Governor, State of Hawaii

Budget Summary – When you have completed the budget worksheet, transfer the totals for each category to the spaces below. Compute the total direct costs and the total project costs. Indicate the amount of Federal funds requested and the amount of non-Federal funds that will support the project.

Budget Category	Federal Request	Non-Federal Amounts	Total
A. Personnel	\$0	\$0	\$0
B. Fringe Benefits	\$0	\$0	\$0
C. Travel	\$1,105	\$0	\$1,105
D. Equipment	\$0	\$0	\$0
E. Supplies	\$0	\$0	\$0
F. Construction	\$0	\$0	\$0
G. Consultants/Contracts	\$29,800	\$0	\$29,800
H. Other	\$0	\$0	\$0
Total Direct Costs	\$30,905	\$0	\$30,905
I. Indirect Costs	\$0	\$0	\$0
TOTAL PROJECT COSTS	\$30,905	\$0	\$30,905

Federal Request	\$30,905
Non-Federal Amount	\$0
Total Project Cost	\$30,905

Public Reporting Burden

Paperwork Reduction Act Notice: Under the Paperwork Reduction Act, a person is not required to respond to a collection of information unless it displays a current valid OMB control number. We try to create forms and instructions that are accurate, can be easily understood, and which impose the least possible burden on you to provide us with information. The estimated average time to complete and file this application is four (4) hours per application. If you have comments regarding the accuracy of this estimate, or suggestions for making this form simpler, you can write the Office of Justice Programs, Office of the Chief Financial Officer, 810 Seventh Street, NW, Washington, DC 20531; and to the Public Use Reports Project, 1121-0188, Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503.

**Hawaii FY 2014 John R. Justice Grant
Budget Narrative**

A. Personnel

B. Fringe

C. Travel

The Department of the Attorney General will convene a one day statewide JRJ Planning Committee meeting to discuss program requirements and the selection process for the beneficiaries. Airfare will be paid for 3 neighbor island members to attend a Planning Committee Meeting. Three neighbor island members (one from Hawaii County, Kauai County, and Maui County) x \$200 roundtrip airfare = \$600. One rental car (shared) for Planning Committee Meeting will be used at \$52.50/per day = \$52.50.

The Department of the Attorney General will convene a one day Selection Committee meeting to review applications and select beneficiaries. Airfare will be paid for 2 neighbor island members to attend a Selection Committee Meeting. Two neighbor island members (one deputy PD and one deputy PA) x \$200 roundtrip airfare = \$400. One rental car (shared) for Selection Committee Meeting will be used at \$52.50/per day = \$52.50.

Total Travel Amount = \$1,105

D. Equipment

E. Supplies

F. Construction

G. Consultants/Contracts

Subawards of student loan repayment will be distributed to eight beneficiaries.

4 Prosecutors + 4 Public Defenders = 8 Repayment Loans

8 student repayment loans at \$3,725 each will be paid = \$29,800

Total Consultants/Contracts Amount = \$29,800

H. Other Costs

FY 2014 JRJ Program Application: **ATTACHMENT 5**

Disclosure of Pending Applications:

The Hawaii Department of the Attorney General does not have pending applications submitted within the last 12 months for federally funded assistance that include requests for funding to support the same project being proposed under this solicitation and will cover the identical cost items outlined in the budget narrative and worksheet in the application under this solicitation.



BJA FY 14 John R. Justice Program 2014-H0535-HI-RJ



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Application Handbook

Assurances and Certifications

[Overview](#)

To the best of my knowledge and belief, all data in this application/preapplication is true and correct, the document has been duly authorized by the governing body of the applicant and the applicant will comply with the attached assurances if the assistance is awarded.

[Applicant Information](#)

[Project Information](#)

Your typed name, in lieu of your signature represents your legal binding acceptance of the terms of this application and your statement of the veracity of the representations made in this application. The document has been duly authorized by the governing body of the applicant and the applicant will comply with the following:

[Budget and Program Attachments](#)

[Assurances and Certifications](#)

1. [Assurances](#)
2. [Certifications Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; and Drug-Free Workplace requirements.](#)

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If you are an applicant for any Violence Against Women grants, this includes the Certification of Compliance with the Statutory Eligibility Requirements of the Violence Against Women Act.

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*Prefix	Mr.
Name Prefix:(Other)	
*First Name	David
Middle Initial (if any)	M
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I have examined the information provided here regarding the signing authority and certify it is accurate. I am the signing authority, or have been delegated or

designated formally as the signing authority by the appropriate authority of official, to provide the information requested throughout this application system on behalf of this jurisdiction. Information regarding the signing authority, or the delegation of such authority, has been placed in a file and is available on-site for immediate review.

Continue