



**OFFICE OF THE DISTRICT ATTORNEY
COUNTY OF KERN**

CIVIC CENTER JUSTICE BUILDING
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JOSEPH A. KINZEL
ASSISTANT DISTRICT ATTORNEY

KENNETH M. RUSSELL
ASSISTANT DISTRICT ATTORNEY

CYNTHIA J. ZIMMER
DISTRICT ATTORNEY

September 29, 2026

Board of Supervisors
Kern County Administrative Center
1115 Truxtun Avenue
Bakersfield, California 93301

**PROPOSED RESOLUTION AND AUTHORIZATION FOR DISTRICT ATTORNEY TO
SUBMIT GRANT APPLICATION AND ACCEPT AWARD AGREEMENT FOR THE 2026
EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AND
AUTHORIZE CHAIRMAN TO SIGN THE CERTIFICATIONS AND ASSURANCES
(Fiscal Impact: \$243,165; Federal Grant; Budgeted; Discretionary)**

The Edward Byrne Memorial Justice Assistance Grant (JAG) Program is the primary provider of federal criminal justice funding to state and local jurisdictions. JAG funds support all components of the criminal justice system, from multijurisdictional drug and gang task forces to crime prevention and domestic violence programs. This program provides funding to state and local law enforcement projects to improve the effectiveness of criminal justice systems, processes and procedures. There is no local match requirement under this grant.

The County, under this program, is eligible to receive an allocation in the amount of \$243,165. Awards are made in the first year of the appropriation and may be expended during the following four years. The project period for this program begins October 1, 2025, and ends September 30, 2029. Funding received through this grant will be shared evenly between the District Attorney's Office and the Sheriff's Office, to continue our collaborative effort to fight criminal gang activity.

The District Attorney will assign target gang cases to a deputy district attorney in the DA Gang Unit to vertically prosecute criminal cases which involve the most serious and habitual gangsters. Vertical prosecution emphasizes that the assigned attorney will handle the case from beginning to end and avoid the unfortunate and unproductive consequences of transferring the cases between unfamiliar prosecutors because of schedules or caseloads, having the victim and witnesses become acquainted with more than one prosecutor, having to redevelop a successful prosecution strategy, and confusion in directing further investigation.

The Sheriff's Office will assign one Crime Analyst who will continue to assist the department and the community by providing accurate and timely information about criminal activity, specifically gang and gun related crimes, identifying potential offenders.

County Counsel has been provided with a copy of the grant application, the standard assurances and certifications, and the Certifications and Assurances by the Chief Executive of the Applicant Government. The District Attorney has reviewed these assurances and is aware of the requirements.

Therefore, IT IS RECOMMENDED that your Board adopt the resolution and authorize District Attorney submit grant application for the 2026 Edward Byrne Memorial Justice Assistance Grant (JAG) Program; authorize Chairman to sign the Certifications and Assurances; and authorize the District Attorney to execute all grant documents.

Sincerely,

A handwritten signature in cursive script that reads "Cynthia Zimmer".

CYNTHIA J. ZIMMER
District Attorney

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF KERN, STATE OF CALIFORNIA**

In the matter of:

Resolution No. _____

**AUTHORIZATION FOR DISTRICT ATTORNEY
TO SUBMIT APPLICATION FOR EDWARD
BYRNE MEMORIAL JUSTICE ASSISTANCE
GRANT (JAG)**

I, NANCY ANDERSON, Clerk of the Board of Supervisors of the County of Kern, State of California, certify that the following resolution, on motion of Supervisor _____, seconded by Supervisor _____, was duly passed and adopted by the Board of Supervisors of the County of Kern at a regular meeting on the ____ day of _____, 20__, by the following vote:

AYES:

NOES:

ABSENT:

NANCY ANDERSON
County Administrative Officer
Clerk of the Board

Deputy Clerk

RESOLUTION

Section 1. WHEREAS:

(a) The County of Kern desires to undertake a project designated as the Edward Byrne Memorial Justice Assistance Grant to be funded from funds made available and administered through the U.S. Department of Justice, Office of Justice Programs', Bureau of Justice Assistance; and

(b) The focus of the Edward Byrne Memorial Justice Assistance Grant is to reduce gang violence by removing habitual gangsters from the community for as long as possible through successful prosecution resulting in higher conviction rates and increased jail time; and

(c) The District Attorney requires the authority to execute the necessary documents in order to submit an application to receive grant funding; and

(d) The Edward Byrne Memorial Justice Assistance Grant is contingent upon proper execution of the "Certifications and Assurances by the Chief Executive of the Applicant Government" by the Board; and

(e) The Edward Byrne Memorial Justice Assistance Grant is contingent upon proper execution of the "Certification of Compliance with 8 U.S.C. 1373 by the Chief Legal Officer of the Applicant Government" by the County Counsel.

Section 2. IT IS RESOLVED by the Board of Supervisors of the County of Kern, State of California, as follows:

1. The District Attorney of the County of Kern is authorized on behalf of this Board to submit the attached application to the U.S. Department of Justice, Office of Justice Programs', Bureau of Justice Assistance and to sign grant application documents.

2. The District Attorney of the County of Kern is authorized on behalf of this Board to execute the Office of Justice Programs Standard Certifications and Assurances and other related documents required under the terms of the grant.

3. This Board agrees that any liability arising out of the performance of the Grant Award contract, including civil court actions for damages, shall be the responsibility of the grantee and the authorizing agency and that the U.S. Department of Justice, Office of Justice Programs', Bureau of Justice Assistance disclaim responsibility for any such liability.

4. This Board certifies that grant funds received hereunder shall not be used to supplant expenditures controlled by this Board.

5. This Board will certify the Edward Byrne Justice Assistance Grant Program FY 2024 Local Solicitation Certifications and Assurances by the Chief Executive of the Applicant Government no less than 30 days after the application was submitted for review.

6. This Board adopts the certification entitled "State or Local Government: FY 2026 Certification of Compliance with 8 U.S.C 1373" executed by the Chief Legal Officer of the Applicant Government.

7. The Clerk of this Board shall transmit copies of this Resolution to the following:

District Attorney
County Administrative Officer
County Counsel

#2923365-KWH

**U.S. DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS**

Edward Byrne Memorial Justice Assistance Grant Program FY 2026 Local Solicitation

Certifications and Assurances by the Chief Executive of the Applicant Government

On behalf of the applicant unit of local government named below, in support of that locality's application for an award under the FY 2026 Edward Byrne Memorial Justice Assistance Grant ("JAG") Program, and further to 34 U.S.C. § 10153(a), I certify to the Office of Justice Programs ("OJP"), U.S. Department of Justice ("USDOJ"), that all of the following are true and correct:

1. I am the chief executive of the applicant unit of local government named below, and I have the authority to make the following representations on my own behalf as chief executive and on behalf of the applicant unit of local government. I understand that these representations will be relied upon as material in any OJP decision to make an award, under the application described above, to the applicant unit of local government.
2. I certify that no federal funds made available by the award (if any) that OJP makes based on the application described above will be used to supplant local funds but will be used to increase the amounts of such funds that would, in the absence of federal funds, be made available for law enforcement activities.
3. I assure that the application described above (and any amendment to that application) was submitted for review to the governing body of the unit of local government (e.g., city council or county commission), or to an organization designated by that governing body, not less than 30 days before the date of this certification.
4. I assure that, before the date of this certification— (a) the application described above (and any amendment to that application) was made public; and (b) an opportunity to comment on that application (or amendment) was provided to citizens and to neighborhood or community-based organizations, to the extent applicable law or established procedure made such an opportunity available.
5. I assure that, for each fiscal year of the award (if any) that OJP makes based on the application described above, the applicant unit of local government will maintain and report such data, records, and information (programmatic and financial), as OJP may reasonably require.
6. I have carefully reviewed 34 U.S.C. § 10153(a)(5), and, with respect to the programs to be funded by the award (if any), I hereby make the certification required by section 10153(a)(5), as to each of the items specified therein.
7. If the applicant named below is not the unit of local government itself, I certify that it is an instrumentality of the unit of local government and is approved to serve as the applicant and recipient of FY 2026 JAG funding on behalf of the unit of local government.

Signature of Chief Executive of the Applicant Unit of
Local Government

Phillip Peters

Printed Name of Chief Executive

County of Kern

Name of Applicant Unit of Local Government

Date of Certification

Chairman, Board of Supervisors

Title of Chief Executive

**EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) –
TARGET GANG VERTICAL PROSECUTION PROJECT
COUNTY OF KERN
FY 2026 LOCAL SOLICITATION**

ABSTRACT

Under the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2026 Local Solicitation, the County of Kern is eligible to receive \$243,165 to support the criminal justice system. The County of Kern through the District Attorney proposes the continuance of the JAG Target Gang Vertical Prosecution Project.

The Target Gang strategy means that habitual gangsters are prosecuted for any crime, not just gang related crimes, with an emphasis on increased jail and incarceration time. The vertical prosecution strategy emphasizes one attorney will handle the case from beginning to end. Vertical Prosecution has shown to improve conviction rates, reduce victim trauma, and provide more consistent and appropriate sentencing. The Kern County District Attorney's Office will partner closely with the Kern County Sheriff's Department to analyze and identify crime patterns and arrest perpetrators of violent gang activity and prosecute the offenders to the fullest extent of the law.

Due to the dramatic increase in gang related residential burglaries, retail thefts, and marijuana dispensary violence, the Gang Unit will be aggressively identifying and prosecuting these type crimes that are plaguing our community.

As has been the District Attorney's experience with vertical prosecution, the concentration of resources to specific offenders enhances the ability to remove perpetrators for a longer period of time and establishes a deterrent model that serves to reduce the incidence of these crimes.

The goals of the program are simple: (1) Agency Coordination, (2) Participate in Crime Analysis, (3) Identify Crime Patterns and Emerging Trends, (4) Vertical Prosecution, (5) Resist Pretrial Release, (6) Reduce Plea-Bargaining, (7) Increase Sentence Length.

Project Identifiers

Crime Prevention

Gangs

Prosecution

Violence – Violent Crime

Violence – Violent Crime Offenders

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TARGET GANG VERTICAL PROSECUTION PROGRAM
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PROBLEM STATEMENT

Located at the base of the San Joaquin Valley, Kern County is the third largest county in California, covering more than 8,000 square miles or an area approximately the size of New Jersey. According to the U.S. Census Bureau 2025 estimates, the county has approximately 927,068 residents.

The county encompasses 11 cities and 38 unincorporated rural communities. The county seat and the region's largest city is Bakersfield, which as of 2026 statistics had a population of approximately 422,853. Kern County's economy is anchored by agriculture, oil and aerospace. The Employment Development Department (EDD) reported that as of July 2026 the total labor force of Kern County was 403,900 strong with 369,100 persons employed with 34,800 persons unemployed for a total not-seasonally adjusted unemployment rate of 8.6%.

Despite Kern County's primary rural setting and population, our jurisdiction experiences crime at a level more frequently associated with more urban areas. Kern County is experiencing changes in gang violence. Gang violence has struck all parts of the County. The spread of firearms violence, particularly by gangs in parts of Kern County, has caused crime rates to rise to record levels in some of our neighborhoods and communities. Gang violence, to a large degree, has destroyed the quality of life in many areas, causing citizens to stay off the streets and behind locked doors. Kern County is estimated to have about 10,000 gang members, with a total of about 220 gangs.

The prosecutors in the Unit handled large caseloads involving the crimes of murder, attempted murder, kidnapping, robbery, burglary, weapons and narcotics. Target Gang refers to the habitual gangsters that the unit prosecutes for any crime, not just gang related crimes.

The attorneys in the Gang Unit are bright, hardworking, and passionate about making sure justice is served. The Gang Unit filed 1,247 gang cases and had a total of 309 dispositions in 2024/2025, which includes pleas, verdicts, and dismissals.

The Sheriff's Office has investigated numerous gang related crime cases, including homicides, robberies, violent assaults and kidnappings during the 2024/2025 grant year. There were 200 gang related cases, 95 of those cases were for Part 1 Crimes, with the inclusion of kidnapping and weapons violations. As well as 8,325 cases that were unknown as to whether or not they were gang related, 5,044 of those cases were for Part 1 Crimes, with the inclusion of kidnapping and weapons violations.

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PLAN

Kern County District Attorney's Office has enjoyed considerable success with grant programs that emphasize vertical prosecution. Essentially, these programs permit us to assign one deputy district attorney to vertically prosecute cases. The vertical prosecution strategy emphasizes that the assigned attorney will handle the case from beginning to end to avoid the otherwise unfortunate and unproductive consequences of transferring the case between unfamiliar prosecutors, having the victim and witnesses become acquainted with more than one prosecutor, redeveloping a successful prosecution strategy, and confusion in the allocation of investigative resources. Vertical prosecution has shown to improve conviction rates; reduce victim trauma and provide more consistent and appropriate sentencing.

The Kern County District Attorney's Office gang unit is comprised of ten deputy district attorneys and one supervising deputy district attorney. As mentioned above, target gang cases are those habitual gangsters that are prosecuted for any crime, not just gang related. Cases determined to be target gang cases are the most violent crimes and will be assigned to a deputy district attorney by the supervisor of the gang unit.

Funding for the 2026 JAG local solicitation will allow us to continue to fund a portion of the salary and benefits of the deputy district attorneys in the gang prosecution unit that are assigned a target gang case.

The Kern County Sheriff's Office has a Crime Analyst assigned to the Crime Analysis Unit, through JAG funding. The JAG grant will solely cover salary and benefits of the Crime Analyst. She will work with the Investigations Division to assist them in their efforts to suppress crime by creating reports, crime maps, and disseminating information monthly that will assist the units within the Investigations Division by providing information pertaining to the areas within Kern County that have a concentration of Gang Related reports.

This program employs a countywide suppression approach to reduce criminal activity and violence in Kern County by:

1. Establishing protocol to proactively identify and prosecute the gang leaders who generate the most violent gang crimes in Kern County;
2. Coordinating the law enforcement agencies to conduct probation and parole searches of the targeted gang members;
3. Prosecuting all crimes committed by targeted gang members, with emphasis on increased jail and incarceration time.

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The Prosecutors in this unit aggressively prosecute felony cases filed. Cases are vertically prosecuted within the unit. Anti-gang cases are presented directly to the unit and reviewed and filed by one of the program prosecutors. After cases are filed, the unit prosecutor continues to make subsequent court appearances on that particular case through its conclusion, including the sentencing hearing.

IMPLEMENTATION AND OBJECTIVES

The following objectives are designed to reduce gang violence and decrease the active participation in gangs by removing perpetrators from the community for as long as possible and modeling deterrent strategies that will effectively reduce the incidents of gang violence. Intense tactical analysis of criminal gang activity combined with aggressive prosecution and certainty of lengthy prison terms, appropriately communicated throughout the community, will send a message to those contemplating participation in gang activity.

Program Objective 1: Agency Coordination

The deputy district attorneys assigned to prosecute gang violence cases, specifically target gang cases, will continue to work closely with investigating officers from the local law enforcement agencies, the Bakersfield Police Department and Kern County Sheriff's Office, by meeting regularly with officers to educate themselves on current gang issues. The attorneys in the gang unit assist law enforcement in their investigations of gang crimes by advising officers on the law in the area of wire taps, search and seizure, and interrogations. Attorneys meet regularly with gang officers to prepare them as witnesses for trial and to advise them in ways to improve courtroom testimony.

Program Objective 2: Participate in Crime Analysis

The Kern County Criminal Justice Information System (CJIS) is used to track the progress of criminal cases, including target gang violence cases. The Kern County CJIS program is a multi-agency criminal tracking and scheduling system used by all Kern County law enforcement agencies including: The District Attorney's Office, Courts and the Probation Department. Criminal cases, including gang violence cases, are transmitted to the District Attorney's Office by means of an electronic "Complaint Request." When received, gang violence cases will be immediately assigned to and reviewed by the assigned deputy district attorneys. These cases will be designated on the CJIS system as "TG" (Target Gang) for tracking purposes. District Attorney and court records on CJIS can be viewed by participating law enforcement agencies. The District Attorney's Office will continue to make summary statistical information regarding target gang violence prosecutions available to local law enforcement agencies and to other interested agencies for the purpose of crime analysis.

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The Crime Analyst is assigned to the Crime Analysis Unit to assist the department and the community by providing accurate and timely information about criminal activity. The information, while focusing on gang and gun related crimes, will also be useful for all areas of patrol. She is currently working with the newly reformed Gang Unit to provide accurate reports detailing gang crimes and narcotics activities among gang members, along with these crimes being committed on gang members themselves, which the Gang Unit will be able to utilize in their investigations of gang related crimes.

Program Objective 3: Identify Crime Patterns and Emerging Trends

The Crime Analysis Unit will provide the Detectives Section with timely information that can be used to target gang related crimes. The Kern County Sheriff's Office Crime Analysis Unit maintains a strong relationship with the Bakersfield Police Department on deconfliction regarding shootings and gang related crime, meeting weekly. As well as providing the Gang Unit with a weekly Gang and Gun Violence Log. We analyze trends, compare gang activity, and look for emerging patterns.

Program Objective 4: Vertical Prosecution

The prosecutors in the Kern County District Attorney's Gang Unit aggressively prosecute felony target gang related cases. Anti-gang cases presented will be reviewed and filed by the assigned deputy district attorney. After the case is filed, the assigned deputy district attorney will continue to make subsequent court appearances on that particular case through its conclusion, including the sentencing hearing.

Program Objective 5: Pretrial Release

Assigned deputy district attorneys will:

1. assist arresting officers in obtaining bail in amounts higher than the bail schedule, pursuant to Penal Code § 1269c, for defendants arrested on felony charges without a warrant;
2. assist complaint officers in obtaining high bail to protect public safety when felony charges are filed against target gang violence offenders;
3. assist arresting officers in appropriate cases in obtaining an order pursuant to Penal Code § 1275.1 to establish the source of bail before the defendant is allowed to post bail;
4. appear at scheduled bail hearings to argue against reduction of bail.

Program Objective 6: Reduce Plea-Bargaining

The prosecution of target gang violence is particularly serious. Plea-bargaining, consequently, becomes an essential tool in the effort to remove dangerous and violent gang offenders from the street. The assigned deputy district attorneys will reduce plea-

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bargaining as much as possible and will obtain the maximum sentence for the maximum charge that can be proven.

Program Objective 7: Sentence Length

The assigned deputy district attorneys will prepare sentencing statements pursuant to the California Rules of Court in appropriate cases and will appear at sentencing to argue for the maximum sentences possible for defendants prosecuted and sentenced for target gang violence crimes. For those defendants placed on probation, the assigned deputy district attorneys will ensure that appropriate terms of probation are imposed and that probationers are closely monitored.

Program Objective 8: Training

The County of Kern will send the grant funded staff, in the Sheriff's Office to the training listed below as funding allows:

**California Crime and Intelligence Analysts Association (CCIAA) State Analyst
Conference
Held in September/October**

This conference provides multiple training classes each day for analysts. These classes range from hands-on computer labs, to lectures on court testimony for analysts, to major cases on which analysts assisted in the investigation, as well as social network analysis.

MEASUREMENTS AND REPORTS

Our county's effort to target the most serious and violent gang leaders is ongoing. As has been this Office's experience with other vertical prosecution units, the concentration of prosecution resources to handle specific offenders enhances the Office's ability to remove perpetrators for longer periods of time and establishes a deterrent model that serves to reduce the incidents of these crimes. Moreover, the longer such a program exists, the greater the reward.

As the lead agency, the District Attorney will be responsible for collecting and reporting on the grant activities. The objective of this program will be monitored and reported effectively through the automated system, supplemented by other data collection, as necessary. Statistics related to the grant funded deputy district attorneys will be maintained by the gang unit supervisor for reporting purposes. Information to be captured will include case number, subject name(s), date filed, charges, and disposition.

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As noted previously, cases will be monitored through CJIS. The Kern County CJIS program is a multi-agency criminal tracking and scheduling system used by all Kern County law enforcement agencies including: the District Attorney's Office, the Courts and the Probation Department. District Attorney and court records on CJIS can be viewed by participating law enforcement agencies. The District Attorney's Office will continue to make summary statistical information regarding target gang violence

prosecutions available to local law enforcement agencies and to other interested agencies for the purpose of crime analysis.

The Crime Analyst assigned to the Crime Analysis Unit, the Sheriff's Office has expanded its use of data driven crime mapping, identifying "hot spot" areas to target gang related crimes. The Crime Analyst is currently tasked with compiling and analyzing data to provide to our Investigations Division to assist them in targeting gang related crime. She is currently providing the following analysis:

1. Provides a weekly Gang and Gun Violence Log
2. Generates Call for Service statistics for Community Relations Unit as needed
3. Crime mapping requests by section/region which includes gang territories
4. Analyzes patterns in gang activity, utilizing gang related reports

Data Collection for Accountability Measure Reporting

All required reporting will be completed using the online BJA performance measurement tool (PMT). In addition to the quarterly PMT reporting, an annual GMS data report will be uploaded into GMS by the date requested.

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BUDGET NARRATIVE

Funding from the Edward Byrne Memorial Justice Assistance Grant (JAG) will be allocated solely to the salary, benefits and training of the staff assigned to this program. The professional personnel assigned to this project support the program objectives through their individual professional training and certification. The principal participants in meeting the program goals are the Deputy District Attorneys assigned to the target gang unit and the Crime Analyst. The funds are allocated on a percentage of effort by the principals in the program.

The County of Kern maintains a functional time sheet program that is utilized by employees to track the percentage of effort on this project. The deputy district attorneys in the gang unit will track all time spent on “target gang” cases utilizing a specific time task, which allows for easy tracking and reporting under this program.

A cost accounting system is in place to track the cost associated with the grant expenditures. Drawdown will occur after cost is incurred, and funds will be deposited in the County’s General Funds by revenue source code. Back up for all costs, including timesheets and receipts, is maintained in the program file.

The duties and qualifications of the program participants are as follows:

Deputy District Attorney: State Bar licensed attorneys for the practice of law in the State of California. The attorney’s assigned to this unit are among the most experienced in the District Attorney’s Office. They determine which cases should be prosecuted consistent with law and office policies, prepare and prosecute difficult and complex cases and perform related tasks as required.

Crime Analyst: Graduation from an accredited college or university with a Bachelor’s Degree in criminal justice, statistics, public administration, business administration, computer science, or a closely related field and one year of work experience performing research and statistical analysis, preferably with a law enforcement agency.

OR

Any equivalent combination of education, training, or experience gather and analyze data, reason logically, draw sound conclusions, and make appropriate recommendations; prepare reports through the use of various law enforcement databases (CJIS, CLETS, CLEAR, Records Management System, etc.); perform systems analysis and mapping techniques; train staff; provide supervision; communicate effectively, both verbal and written; interpret and follow detailed oral and written instructions; interpret data and prepare clear and concise reports; and establish and maintain cooperative work relationships with staff and people of various professional, vocational and educational backgrounds. The Sheriff’s Office has implemented NIBRS with the new Records Management System Axon.

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We do not anticipate mid-year salary range adjustments during the grant period. However, if union agreements are negotiated, this applicant agency will absorb the additional cost.

There are no planned subcontracts or unusual expenditures anticipated for this program

BUDGET CATEGORY AND LINE ITEM DETAIL

COST

DISTRICT ATTORNEY:

A. Salaries:

Deputy District Attorney .53 FTE

Annual Salary: \$5557.42 x 26.089 Pay Periods x 53%

Salaries \$ 76,843.39

B. Employee Benefits:

FICA:

7.65% x Total Salaries \$ 5,878.52

Retirement:

39.69% x Total Salaries \$ 30,499.14

Health Benefits

\$595X 26.089 X .465FTE \$ 7,218.17

Workers' Compensation

Flat Rate \$ 1,110.50

Unemployment Insurance

Flat Rate \$ 32.77

Benefits \$ 44,739.11

Total Salaries and Benefits District Attorney \$ 121,582.50

SHERIFF:

A. Salaries:

1 Crime Analyst

Annual Salary: \$2,909.83 X 26.089 X 1 FTE

Salaries 75,914.55

B. Employee Benefits:

FICA:

7.65% x Total Salaries 5,807.46

Retirement:

47.20% x Total Salaries 15,901.85

(Actual Retirement \$35,831.67 = limited due to budget)

Health Benefits

Flat Rate 15,522.96

Retiree Group Health

Flat Rate 1,826.24

Workers' Compensation

Flat Rate 6,528.00

Unemployment Insurance

Flat Rate 81.44

Benefits 45,667.95

121,582.50

Total Salaries & Benefits Sheriff \$ 121,582.50

SALARY AND BENEFIT TOTAL

\$243,165

Disclosure of Pending Applications

County of Kern – District Attorney's Office

The County of Kern, District Attorney's Office does not have (and is not proposed as a subrecipient under) any pending applications submitted within the last 12 months for federally funded grants or cooperative agreements (or for subawards under federal grants or cooperative agreements) that request funding to support the same project being proposed in this application to OJP and that would cover any identical cost items outlined in the budget submitted as part of this application.

U.S. DEPARTMENT OF JUSTICE**CERTIFIED STANDARD ASSURANCES**

On behalf of the Applicant, and in support of this application for a grant or cooperative agreement, I certify under penalty of perjury to the U.S. Department of Justice ("Department"), that all of the following are true and correct:

(1) I have the authority to make the following representations on behalf of myself and the Applicant. I understand that these representations will be relied upon as material in any Department decision to make an award to the Applicant based on its application.

(2) I certify that the Applicant has the legal authority to apply for the federal assistance sought by the application, and that it has the institutional, managerial, and financial capability (including funds sufficient to pay any required non-federal share of project costs) to plan, manage, and complete the project described in the application properly.

(3) I assure that, throughout the period of performance for the award (if any) made by the Department based on the application--

- a. the Applicant will comply with all award requirements and all federal statutes and regulations applicable to the award;
- b. the Applicant will require all subrecipients to comply with all applicable award requirements and all applicable federal statutes and regulations; and
- c. the Applicant will maintain safeguards to address and prevent any organizational conflict of interest, and also to prohibit employees from using their positions in any manner that poses, or appears to pose, a personal or financial conflict of interest.

(4) The Applicant understands that the federal statutes and regulations applicable to the award (if any) made by the Department based on the application specifically include statutes and regulations pertaining to civil rights and nondiscrimination, and, in addition--

- a. the Applicant understands that the applicable statutes pertaining to civil rights will include section 601 of the Civil Rights Act of 1964 (42 U.S.C. § 2000d); section 504 of the Rehabilitation Act of 1973 (29 U.S.C. § 794); section 901 of the Education Amendments of 1972 (20 U.S.C. § 1681); and section 303 of the Age Discrimination Act of 1975 (42 U.S.C. § 6102);
- b. the Applicant understands that the applicable statutes pertaining to nondiscrimination may include section 809(c) of Title I of the Omnibus Crime Control and Safe Streets Act of 1968 (34 U.S.C. § 10228(c)); section 1407(e) of the Victims of Crime Act of 1984 (34 U.S.C. § 20110(e)); section 299A(b) of the Juvenile Justice and Delinquency Prevention Act of 2002 (34 U.S.C. § 11182(b)); and that the grant condition set out at section 40002(b)(13) of the Violence Against Women Act (34 U.S.C. § 12291(b)(13)), which will apply to all awards made by the Office on Violence Against Women, also may apply to an award made otherwise;
- c. the Applicant understands that it must require any subrecipient to comply with all such applicable statutes (and associated regulations); and
- d. on behalf of the Applicant, I make the specific assurances set out in 28 C.F.R. §§ 42.105 and 42.204.

(5) The Applicant also understands that (in addition to any applicable program-specific regulations and to applicable federal regulations that pertain to civil rights and nondiscrimination) the federal regulations applicable to the award (if any) made by the Department based on the application may include, but are not limited to, 28 C.F.R. Part 2800 (the DOJ "Part 200 Uniform Requirements") and 28 C.F.R. Parts 22 (confidentiality - research and statistical information), 23 (criminal intelligence systems), 38 (regarding faith-based or religious organizations participating in federal financial assistance programs), and 46 (human subjects protection).

(6) I assure that the Applicant will assist the Department as necessary (and will require subrecipients and contractors to assist as necessary) with the Department's compliance with section 106 of the National Historic Preservation Act of 1966 (54 U.S.C. § 306108), the Archeological and Historical Preservation Act of 1974 (54 U.S.C. §§ 312501-312508), and the National Environmental Policy Act of 1969 (42 U.S.C. §§ 4321-4335), and 28 C.F.R. Parts 61 (NEPA) and 63 (floodplains and wetlands).

(7) I assure that the Applicant will give the Department and the Government Accountability Office, through any authorized representative, access to, and opportunity to examine, all paper or electronic records related to the award (if any) made by the Department based on the application.

(8) If this application is for an award from the National Institute of Justice or the Bureau of Justice Statistics pursuant to which award funds may be made available (whether by the award directly or by any subaward at any tier) to an institution of higher education (as defined at 34 U.S.C. § 10251(a)(17)), I assure that, if any award funds actually are made available to such an institution, the Applicant will require that, throughout the period of performance--

- a. each such institution comply with any requirements that are imposed on it by the First Amendment to the Constitution of the United States; and
- b. subject to par. a, each such institution comply with its own representations, if any, concerning academic freedom, freedom of inquiry and debate, research independence, and research integrity, at the institution, that are included in promotional materials, in official statements, in formal policies, in applications for grants (including this award application), for accreditation, or for licensing, or in submissions relating to such grants, accreditation, or licensing, or that otherwise are made or disseminated to students, to faculty, or to the general public.

(9) I assure that, if the Applicant is a governmental entity, with respect to the award (if any) made by the Department based on the application--

- a. it will comply with the requirements of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 U.S.C. §§ 4601-4655), which govern the treatment of persons displaced as a result of federal and federally-assisted programs; and
- b. it will comply with requirements of 5 U.S.C. §§ 1501-1508 and 7324-7328, which limit certain political activities of State or local government employees whose principal employment is in connection with an activity financed in whole or in part by federal assistance.

(10) If the Applicant applies for and receives an award from the Office of Community Oriented Policing Services (COPS Office), I assure that as required by 34 U.S.C. § 10382(c)(11), it will, to the extent practicable and consistent with applicable law--including, but not limited to, the Indian Self- Determination and Education Assistance Act--seek, recruit, and hire qualified members of racial and ethnic minority groups and qualified women in order to further effective law enforcement by increasing their ranks within the sworn positions, as provided under 34 U.S.C. § 10382(c)(11).

(11) If the Applicant applies for and receives a DOJ award under the STOP School Violence Act program, I assure as required by 34 U.S.C. § 10552(a)(3), that it will maintain and report such data, records, and information (programmatic and financial) as DOJ may reasonably require.

I 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 to civil penalties and administrative remedies for false claims or otherwise (including under 31 U.S.C. §§ 3729-3730 and 3801-3812). I also acknowledge that the Department's awards, including certifications provided in connection with such awards, are subject to review by the Department, including by its Office of the Inspector General.

U.S. DEPARTMENT OF JUSTICE

CERTIFICATIONS REGARDING LOBBYING; DEBARMENT, SUSPENSION AND OTHER RESPONSIBILITY MATTERS; DRUG-FREE WORKPLACE REQUIREMENTS; COORDINATION WITH AFFECTED AGENCIES

Applicants should refer to the regulations and other requirements cited below to determine the certification to which they are required to attest. Applicants should also review the instructions for certification included in the regulations or other cited requirements before completing this form. The certifications shall be treated as a material representation of fact upon which reliance will be placed when the U.S. Department of Justice ("Department") determines to award the covered transaction, grant, or cooperative agreement.

1. LOBBYING

As required by 31 U.S.C. § 1352, as implemented by 28 C.F.R. Part 69, the Applicant certifies and assures (to the extent applicable) the following:

(a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the Applicant, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any Federal grant, the entering into of any cooperative agreement, or the extension, continuation, renewal, amendment, or modification of any Federal grant or cooperative agreement;

(b) If the Applicant's request for Federal funds is in excess of \$100,000, and any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this Federal grant or cooperative agreement, the Applicant shall complete and submit Standard Form - LLL, "Disclosure of Lobbying Activities" in accordance with its (and any DOJ awarding agency's) instructions; and

(c) The Applicant shall require that the language of this certification be included in the award documents for all subgrants and procurement contracts (and their subcontracts) funded with Federal award funds and shall ensure that any certifications or lobbying disclosures required of recipients of such subgrants and procurement contracts (or their subcontractors) are made and filed in accordance with 31 U.S.C. § 1352.

2. DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS

A. Pursuant to Department regulations on nonprocurement debarment and suspension implemented at 2 C.F.R. Part 2867, and to other related requirements, the Applicant certifies, with respect to prospective participants in a primary tier "covered transaction," as defined at 2 C.F.R. § 2867.20(a), that neither it nor any of its principals--

(a) is presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency;

(b) has within a three-year period preceding this application been convicted of a felony criminal violation under any Federal law, or been convicted or had a civil judgment rendered against it for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, tribal, or local) transaction or private agreement or transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery,

bribery, falsification or destruction of records, making false statements, tax evasion or receiving stolen property, making false claims, or obstruction of justice, or commission of any offense indicating a lack of business integrity or business honesty that seriously and directly affects its (or its principals') present responsibility;

(c) is presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, tribal, or local) with commission of any of the offenses enumerated in paragraph (b) of this certification; and/or

(d) has within a three-year period preceding this application had one or more public transactions (Federal, State, tribal, or local) terminated for cause or default.

B. Where the Applicant is unable to certify to any of the statements in this certification, it shall attach an explanation to this application. Where the Applicant or any of its principals was convicted, within a three-year period preceding this application, of a felony criminal violation under any Federal law, the Applicant also must disclose such felony criminal conviction in writing to the Department (for OJP Applicants, to OJP at Ojpcompliancereporting@usdoj.gov; for OVW Applicants, to OVW at OVW.GFMD@usdoj.gov; or for COPS Applicants, to COPS at AskCOPSRC@usdoj.gov), unless such disclosure has already been made.

3. FEDERAL TAXES

A. If the Applicant is a corporation, it certifies either that (1) the corporation has no unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability, or (2) the corporation has provided written notice of such an unpaid tax liability (or liabilities) to the Department (for OJP Applicants, to OJP at Ojpcompliancereporting@usdoj.gov; for OVW Applicants, to OVW at OVW.GFMD@usdoj.gov; or for COPS Applicants, to COPS at AskCOPSRC@usdoj.gov).

B. Where the Applicant is unable to certify to any of the statements in this certification, it shall attach an explanation to this application.

4. DRUG-FREE WORKPLACE (GRANTEES OTHER THAN INDIVIDUALS)

As required by the Drug-Free Workplace Act of 1988, as implemented at 28 C.F.R. Part 83, Subpart F, for grantees, as defined at 28 C.F.R. §§ 83.620 and 83.650:

A. The Applicant certifies and assures that it will, or will continue to, provide a drug-free workplace by--

(a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in its workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(b) Establishing an on-going drug-free awareness program to inform employees about--

(1) The dangers of drug abuse in the workplace;

(2) The Applicant's policy of maintaining a drug-free workplace;

(3) Any available drug counseling, rehabilitation, and employee assistance programs;

and

(4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;

(c) Making it a requirement that each employee to be engaged in the performance of the award be given a copy of the statement required by paragraph (a);

(d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the award, the employee will--

(1) Abide by the terms of the statement; and

(2) Notify the employer in writing of the employee's conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;

(e) Notifying the Department, in writing, within 10 calendar days after receiving notice under subparagraph (d) (2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title of any such convicted employee to the Department, as follows:

For COPS award recipients - COPS Office, 145 N Street, NE, Washington, DC, 20530;

For OJP and OVW award recipients - U.S. Department of Justice, Office of Justice Programs, ATTN: Control Desk, 999 North Capitol Street, NE Washington, DC 20531.

Notice shall include the identification number(s) of each affected award;

(f) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d) (2), with respect to any employee who is so convicted:

(1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or

(2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency; and

(g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f).

5. COORDINATION REQUIRED UNDER PUBLIC SAFETY AND COMMUNITY POLICING PROGRAMS

As required by the Public Safety Partnership and Community Policing Act of 1994, at 34 U.S.C. § 10382(c) (5), if this application is for a COPS award, the Applicant certifies that there has been appropriate coordination with all agencies that may be affected by its award. Affected agencies may include, among others, Offices of the United States Attorneys; State, local, or tribal prosecutors; or correctional agencies.

I 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 to civil penalties and administrative remedies for false claims or otherwise (including under 31 U.S.C. §§ 3729-3730 and 3801-3812). I also acknowledge that the Department's awards, including certifications provided in connection with such awards, are subject to review by the Department, including by its Office of the Inspector General.