



JACKIE LACEY
LOS ANGELES COUNTY DISTRICT ATTORNEY

18000 CLARA SHORTRIDGE FOLTZ CRIMINAL JUSTICE CENTER
210 WEST TEMPLE STREET LOS ANGELES, CA 90012-3210 (213) 974-3501

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

April 14, 2015

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April 14, 2015

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012


PATRICK OZAWA
ACTING EXECUTIVE OFFICER

Dear Supervisors:

AUTHORIZE THE DISTRICT ATTORNEY TO ACCEPT GRANT FUNDS FROM THE CALIFORNIA OFFICE OF EMERGENCY SERVICES (Cal OES) FOR THE HUMAN TRAFFICKING ADVOCACY (HA) PROGRAM FOR FEDERAL FISCAL YEARS (FFYs) 2014-15 THROUGH 2016-17, AND APPROVE THE APPROPRIATION ADJUSTMENT FOR FY2014-15 (ALL DISTRICTS) (4-VOTES)

SUBJECT

The California Office of Emergency Services (Cal OES) has awarded the District Attorney (DA) \$150,000 for the Human Trafficking Advocacy (HA) Program for a three-year funding cycle. Grant recipients are required to submit necessary assurances and documentation; therefore, we are requesting the Chair to sign the required Certification of Assurance of Compliance form as required by the grantor. In addition, approval of the Appropriation Adjustment in the amount of \$150,000 is requested.

IT IS RECOMMENDED THAT THE BOARD:

1. Authorize the District Attorney (DA), on behalf of the County of Los Angeles, to accept grant funds for the HA Program for the initial period of October 1, 2014 to September 30, 2015. The estimated total project cost is \$187,500. After the offset of \$150,000 in grant funds, the DA will absorb \$37,500 (required 20% match).
2. Request the Chair of the Board to sign and affix a wet signature to the attached Certification of Assurance of Compliance Form as required by the grantor.
3. Delegate authority to the DA or her designee, to serve as Project Director for the program. This also includes authorization to submit subsequent applications for funding years two through three (FFY 2015-16 and FFY 2016-17), approve any subsequent amendments, modifications, and/or

extensions to the Cal OES grant documents that do not increase the Net County Cost of the program.

4. Approve the attached Appropriation Adjustment in the amount of \$150,000 to allocate funding for the HA Program which includes funding for the salaries and employee benefits of three Victim Service Representatives (VSRs) for FY 2014-15.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to continue the DA's commitment to assist victims of crime by alleviating trauma caused to sex trade and forced labor human trafficking victims, especially minors.

Cal OES released a Request for Proposal (RFP) for the HA for FFY 2014-2015 on August 21, 2014. A total of \$1,050,000 was made available for local assistance through the federal Victims of Crime Act (VOCA). The DA submitted a proposal on October 10, 2014 and received notification on January 28, 2015 that it was one of seven applicants from Victim Witness Assistance Programs selected to receive a maximum of \$150,000, with a required 20 percent match. Applicants selected were awarded funds for a three-year funding period, with the first year beginning October 1, 2014 and ending September 30, 2015. Funding for the second and third years will require a non-competitive Request for Application process. In order to comply with the grant requirements, applicants are required to submit a Certification of Assurance of Compliance form which includes details regarding the Equal Employment Opportunity Program (EEO), Drug Free Workplace Compliance, California Environmental Quality Act, Lobbying, Debarment and Suspension requirements, and Proof of Authority from the City Council/Governing Board. This documentation needs to be submitted before funding can be released by the funding agency.

The Request for Appropriation Adjustment is needed in order to align the DA's FY 2014-15 budget with the amount awarded to the HA.

Implementation of Strategic Plan Goals

Approval of the recommended actions is consistent with the Los Angeles County's Strategic Plan Goal No. 1, Operational Effectiveness/Fiscal Sustainability: maximize the effectiveness of the processes, structure, operations, and strong fiscal management to support timely delivery of customer-oriented and efficient public services; and Strategic Goal No. 3, Integrated Services Delivery: maximize opportunities to measurably improve client and community outcomes and leverage resources through the continuous integration of health, community and public safety services.

FISCAL IMPACT/FINANCING

The estimated total project cost for the HA in FFY 14-15 is \$187,500. After the offset of \$150,000 in grant funds, the DA will absorb \$37,500 (required 20% match). Funding will be included via an appropriation adjustment once the funds are made available for FY 2014-15.

If funding for this program were to be terminated, an evaluation would be conducted to determine

whether the program would either be continued with costs absorbed by the department or discontinued with the reallocation of staff to vacant budgeted positions.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The Board of Supervisors has designated the DA's Office, through its Victim Witness Assistance Program (VWAP), as the major provider of comprehensive services to victims of crime since 1977. Federal funds have been made available to VWAP grantees to provide the intensive services needed by victims of sex trade and forced labor human trafficking crimes.

Human trafficking, "modern day slavery" is a menacing problem throughout Los Angeles County. Though hard to quantify, estimates are that at least 17,000 people are trafficked into the United States each year with Los Angeles being a top destination and point of entry. Trafficking crimes are inherently difficult to detect. When victims are rescued, cooperation with police is rarely forthcoming and many are unwilling to testify against the traffickers.

Victims of sex trade and forced labor continue to be "hidden in plain sight" within the County's huge geographic territory and diverse population. Sex trade victims, particularly minors, are rotated on a "track" of main boulevards throughout the County: from San Fernando Valley to the border of Orange County (Pomona/Norwalk); to the Figueroa corridor (Central); and South County (Compton/Long Beach), which has the highest number of trafficking interceptions. The critical need for HA services throughout Los Angeles County is underscored by the growing epidemic of children from foster care being recruited by street gangs into the "prostitution life." A 2010 study by Probation found that 60 percent of minors arrested for prostitution related charges had a previous Department of Children and Family Services (DCFS) contact.

Three Victim Services Representatives (VSRs) or advocates will be assigned to the HA in FY 2014-15 to provide direct victim services to trafficking victims in designated "hot spot" areas. The HA VSRs will work collaboratively, through criminal justice and interagency efforts, to help identify trafficking victims, aid in their rescue, provide for their safety, and deliver the rehabilitative services needed to assist in rebuilding their lives.

The HA VSRs will coordinate and provide services for trafficking victims, especially minors, in South County (Compton/Long Beach), Central (greater LA), East County (Pomona/Norwalk), and North County (Sylmar/San Fernando/Antelope Valley/Pasadena). The HA VSRs will work closely with the DA's Human Trafficking Unit prosecutors to provide victims the support needed to assist in bringing traffickers to justice. The comprehensive services provided by the HA VSRs include: crisis intervention, follow-up counseling, emergency services including witness protection and relocation, court orientation and escort, victim compensation application assistance, resource referrals, training to law enforcement agencies, community outreach, and activities that promote public awareness.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This program does not propose attorney staff augmentation. Therefore, the DA's Office is not subject to the Board Motion of December 15, 1998, requiring clearance with the Alternate Public Defender, Probation, Public Defender, and Sheriff's Departments.

CONCLUSION

Following Board approval, the Executive Officer-Clerk of the Board is requested to return two copies of the adopted Board letter and two Cal OES Certification of Assurance of Compliance Forms, with a wet (original) signature, to Maria Baldwin, Grants Unit, District Attorney's Office, 201 N. Figueroa Street, Suite 1300, Los Angeles, California 90012. Any questions may be directed to Ms. Baldwin at (213) 202-7684.

Respectfully submitted,

A handwritten signature in black ink that reads "Jackie Lacey". The signature is written in a cursive, flowing style.

JACKIE LACEY

District Attorney

mb

Enclosures

c: Executive Officer, Board of Supervisors
Chief Executive Officer
County Counsel

CERTIFICATION OF ASSURANCE OF COMPLIANCE

Victims of Crime Act (VOCA) Fund

The applicant must complete a Certification of Assurance of Compliance-VOCA (Cal OES 2-104f), which includes details regarding Federal Grant Funds, Equal Employment Opportunity Program, Drug Free Workplace Compliance, California Environmental Quality Act, Lobbying, Debarment and Suspension requirements, Proof of Authority from City Council/Governing Board, Civil Rights Compliance, and the special conditions for Subaward with the above mentioned fund. The applicant is required to submit the necessary assurances and documentation before finalization of the Grant Subaward. In signing the Grant Subaward Face Sheet, the applicant formally notifies Cal OES that the applicant will comply with all pertinent requirements.

Resolutions are no longer required as submission documents. Cal OES has incorporated the resolution into the Certification of Assurance of Compliance, Section VII, entitled, "Proof of Authority from City Council/Governing Board." The Applicant is required to obtain written authorization (original signature) from the City Council/Governing board that the official executing the agreement is, in fact, authorized to do so, and will maintain said written authorization on file and readily available upon demand. This requirement does not apply to state agencies.

CERTIFICATION OF ASSURANCE OF COMPLIANCE
Victims of Crime Act (VOCA) Fund

I, JACKIE LACEY hereby certify that
(official authorized to sign Subaward; same person as Section 14 on Subaward Face Sheet)

SUBRECIPIENT: COUNTY OF LOS ANGELES

IMPLEMENTING AGENCY: DISTRICT ATTORNEY

PROJECT TITLE: HUMAN TRAFFICKING ADVOCACY PROGRAM (HA)

is responsible for reviewing the *Subrecipient Handbook* and adhering to all of the Subaward requirements (state and/or federal) as directed by Cal OES including, but not limited to, the following areas:

I. Federal Grant Funds

Subrecipients expending \$750,000 or more in federal grant funds annually are required to secure an audit pursuant to OMB Uniform Guidance 2 CFR Part 200, Subpart F and are allowed to utilize federal grant funds to budget for the audit costs. See Section 8000 of the Subrecipient Handbook for more detail.

- The above named Subrecipient receives \$750,000 or more in federal grant funds annually.
- The above named Subrecipient does not receive \$750,000 or more in federal grant funds annually.

II. Equal Employment Opportunity – (*Subrecipient Handbook Section 2151*)

It is the public policy of the State of California to promote equal employment opportunity by prohibiting discrimination or harassment in employment because of race, religious creed, color, national origin, ancestry, disability (mental and physical) including HIV and AIDS, medical condition (cancer and genetic characteristics), marital status, sex, sexual orientation, denial of family medical care leave, denial of pregnancy disability leave, or age (over 40). **Cal OES-funded projects certify that they will comply with all state and federal requirements regarding equal employment opportunity, nondiscrimination and civil rights.**

Please provide the following information:

Equal Employment Opportunity Officer: DENISE WILLIAMS

Title: SR. DEPARTMENT EMPLOYEE RELATIONS REPRESENTATIVE

Address: 211 W. TEMPLE ST., SUITE 900, LOS ANGELES, CA 90012

Phone: (213) 257-3025

Email: dewilliams@da.lacounty.gov

III. Drug-Free Workplace Act of 1990 – (Subrecipient Handbook, Section 2152)

The State of California requires that every person or organization subawarded a grant or contract shall certify it will provide a drug-free workplace.

IV. California Environmental Quality Act (CEQA) – (Subrecipient Handbook, Section 2153)

The California Environmental Quality Act (CEQA) (*Public Resources Code, Section 21000 et seq.*) requires all Cal OES funded projects to certify compliance with CEQA. Projects receiving funding must coordinate with their city or county planning agency to ensure that the project is compliance with CEQA requirements.

V. Lobbying – (Subrecipient Handbook Section 2154)

Cal OES grant funds, grant property, or grant funded positions shall not be used for any lobbying activities, including, but not limited to, being paid by or on behalf of the undersigned, 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, and the extension, continuation, renewal, amendment, or modification of any federal grant or cooperative agreement.

VI. Debarment and Suspension – (Subrecipient Handbook Section 2155)
(This applies to federally funded grants only.)

Cal OES-funded projects must certify that it and its principals are not 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 of agency.

VII. Proof of Authority from City Council/Governing Board

The above-named organization (Applicant) accepts responsibility for and will comply with the requirement to obtain a signed resolution from the city council/governing board in support of this program. The applicant agrees to provide all matching funds required for said project (including any amendment thereof) under the Program and the funding terms and conditions of Cal OES, and that any cash match will be appropriated as required. It is agreed that any liability arising out of the performance of this Subaward, including civil court actions for damages, shall be the responsibility of the grant Subrecipient and the authorizing agency. The State of California and Cal OES disclaim responsibility of any such liability. Furthermore, it is also agreed that grant funds received from Cal OES shall not be used to supplant expenditures controlled by the city council/governing board.

The applicant is required to obtain written authorization from the city council/governing board that the official executing this agreement is, in fact, authorized to do so. The applicant is also required to maintain said written authorization on file and readily available upon demand.

VIII. Civil Rights Compliance

The Subrecipient complies with all laws that prohibit excluding, denying or discriminating against any person based on actual or perceived race, color, national origin, disability, religion, age, sex, gender identity, and sexual orientation in both the delivery of services and employment practices and does not use federal financial assistance to engage in explicitly religious activities.


IX. Special Condition for Grant Subaward with Victims of Crime Act (VOCA) Funds

- **Computer Network Requirement:** The recipient understands and agrees that (a) No award funds may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography, and (b) Nothing in subsection (a) limits the use of funds necessary for any federal, state, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, or adjudication activities.
- **Prohibit use of funds for ACORN and its subsidiaries:** Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of any contract or subaward to either the Association of Community Organizations for Reform Now (ACORN) or its subsidiaries, without the express prior written approval of OJP.
- **Text Messaging Policy:** Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), the Department encourages recipients and subrecipients to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this grant, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.
- **Nondiscrimination in programs involving students:** The recipient understands and agrees that award funds may not be used to discriminate against or denigrate the religious or moral beliefs of students who participate in programs for which financial assistance is provided from those funds, or of the parents or legal guardians of such students.
- **Registration with the System for Award Management and Universal Identifier Requirements:** The recipient agrees to comply with applicable requirements regarding registration with the System for Award Management (SAM) (or with a successor government-wide system officially designated by OMB and OJP). The recipient also agrees to comply with applicable restrictions on subawards to first-tier subrecipients that do not acquire and provide a Data Universal Numbering System (DUNS) number. The details of recipient obligations are posted on the Office of Justice Programs web site at <http://www.ojp.gov/funding/sam.htm> (Award condition: Registration with the System for Award Management and Universal Identifier Requirements), and are incorporated by reference here. This special condition does not apply to an award to an individual who received the award as a natural

person (i.e., unrelated to any business or nonprofit organization that he or she may own or operate in his or her name).

- VA OCFO Access: The Grantee authorizes Office for Victims of Crime (OVC) and/or the Office of the Chief Financial Officer (OCFO), and its representatives, access to and the right to examine all records, books, paper or documents related to the VOCA grant. The State will further ensure that all VOCA subgrantees will authorize representatives of OVC and OCFO access to and the right to examine all records, books, paper or documents related to the VOCA grant.
- Reporting Potential Fraud, Waste, and Abuse, and Similar Misconduct: The recipient must promptly refer to the DOJ OIG any credible evidence that a principal, employee, agent, contractor, subgrantee, subcontractor, or other person has either 1) submitted a false claim for grant funds under the False Claims Act; or 2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving grant funds. This condition also applies to any subrecipients. Potential fraud, waste, abuse, or misconduct should be reported to the OIG by mail: Office of the Inspector General, U.S. Department of Justice Investigations Division, 950 Pennsylvania Avenue, N.W., Room 4706, Washington, DC 20530; email: oig.hotline@usdoj.gov; hotline: (contact information in English and Spanish): 800-869-4499; or hotline fax: 202-616-9881. Additional information is available from the DOJ OIG website at www.usdoj.gov/oig.

All appropriate documentation must be maintained on file by the project and available for Cal OES or public scrutiny upon request. Failure to comply with these requirements may result in suspension of payments under the grant or termination of the grant or both and the Subrecipient may be ineligible for subaward of any future grants if the Cal OES determines that any of the following has occurred: (1) the Subrecipient has made false certification, or (2) violates the certification by failing to carry out the requirements as noted above.

CERTIFICATION	
I, the official named below, am the same individual authorized to sign the Subaward [Section 14 on Grant Subaward Face Sheet], and hereby swear that I am duly authorized legally to bind the contractor or grant Subrecipient to the above described certification. I am fully aware that this certification, executed on the date and in the county below, is made under penalty of perjury under the laws of the State of California.	
Authorized Official's Signature:	<u>Jackie Lacey</u>
Authorized Official's Typed Name:	<u>JACKIE LACEY</u>
Authorized Official's Title:	<u>DISTRICT ATTORNEY</u>
Date Executed:	<u>12/13/14</u>
Federal Employer ID #:	<u>95-6000927</u>
Federal DUNS #	<u>781310990</u>
Current Central Contractor Registration Expiration Date:	<u>JUNE 6, 2017</u>
Executed in the City/County of:	<u>LOS ANGELES</u>
AUTHORIZED BY: <i>(not applicable to State agencies)</i>	
<input type="checkbox"/> City Financial Officer <input type="checkbox"/> City Manager <input checked="" type="checkbox"/> Governing Board Chair	<input type="checkbox"/> County Financial Officer <input type="checkbox"/> County Manager
Signature:	<u>Mark Ridley-Thomas</u>
Typed Name:	<u>MARK RIDLEY-THOMAS</u>
Title:	<u>CHAIRMAN, LOS ANGELES COUNTY BOARD OF SUPERVISORS</u>
	

APPROVED AS TO FORM:

By Lana Choi

LANA CHOI
Senior Associate County Counsel
Law Enforcement Division

COUNTY OF LOS ANGELES

REQUEST FOR APPROPRIATION ADJUSTMENT

DEPARTMENT OF DISTRICT ATTORNEY

DEPT'S. NO. 370

March 24, 2015

AUDITOR-CONTROLLER:

THE FOLLOWING APPROPRIATION ADJUSTMENT IS DEEMED NECESSARY BY THIS DEPARTMENT. PLEASE CONFIRM THE ACCOUNTING ENTRIES AND AVAILABLE BALANCES AND FORWARD TO THE CHIEF EXECUTIVE OFFICER FOR HIS RECOMMENDATION OR ACTION.

ADJUSTMENT REQUESTED AND REASONS THEREFOR

FY 2014-15

4 - VOTES

SOURCES

District Attorney
A01 - DA - 90 - 9031 - 14030
Federal Grants \$150,000
Increase Revenue

USES

District Attorney
A01 - DA - 1000 - 14030
Salaries and Employee Benefits \$150,000
Increase Appropriation

SOURCES TOTAL: \$ 150,000

USES TOTAL: \$ 150,000

JUSTIFICATION

The appropriation adjustment reflects a federal grant award through the California Office of Emergency Services to fund the Human Trafficking Advocacy (HA) Program. Federal funds have been made available to the District Attorney's Victim Witness Assistance Program (VWAP) to provide the intensive services needed by victims of sex trade and forced labor human trafficking crimes. The award will enable VWAP to work collaboratively, through criminal justice and inter-agency efforts, to help identify trafficking victims, aid in their rescue, provide for their safety, and deliver the rehabilitative services needed to assist in rebuilding their lives.

ADOPTED
BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

AUTHORIZED SIGNATURE NORBERT RUIZ

BOARD OF SUPERVISOR'S APPROVAL (AS REQUESTED/REVISED)

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APR 14 2015

PATRICK OSAWA
ACTING EXECUTIVE OFFICER

REFERRED TO THE CHIEF EXECUTIVE OFFICER FOR ---

- ACTION
RECOMMENDATION

AUDITOR-CONTROLLER

BY [Signature]
March 25 20 15

B.A. NO. 172

APPROVED AS REQUESTED

APPROVED AS REVISED

CHIEF EXECUTIVE OFFICER

BY [Signature]
March 25 20 15

**Los Angeles County Chief Executive Office
Grant Management Statement for Grants Exceeding \$100,000**

Department: District Attorney

Grant Project Title and Description: Human Trafficking Victim Advocacy Program (HA)
The Board of Supervisors has designated the District Attorney's Office, through its Victim Witness Assistance Program (VWAP), as the major provider of comprehensive services to victims of crime since 1977. Federal funds have been made available to VWAP grantees to provide the intensive services needed by trafficking victims, both forced labor and sex trade, through the Human Trafficking Advocacy Program (HA). Human Trafficking, "modern day slavery," is a menacing problem throughout Los Angeles County. Though hard to quantify, estimates are that at least 17,000 people are trafficked into the United States each year with Los Angeles being a top destination and point of entry. The target areas for the HA is South County (Compton/Long Beach); East County (Pomona/Norwalk); Central (greater LA/Westside communities); and North County (Pasadena/Sylmar/San Fernando/Antelope Valley).

Funding Agency State of California Office of Emergency Services (Cal OES)	Program (Fed. Grant # /State Bill or Code #) Penal Code Section 13835 et seq.	Grant Acceptance Deadline N/A
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Total Amount of Grant Funding: \$150,000	County Match: \$37,500
Grant Period:	Begin Date: October 1, 2014 End Date: September 30, 2015
Number of Personnel Hired Under This Grant:	Full Time: <u>3</u> Part Time: _____

Obligations Imposed on the County When the Grant Expires

Will all personnel hired for this program be informed this is a grant-funded program? Yes X No _____

Will all personnel hired for this program be placed on temporary ("N") items? Yes X No _____

Is the County obligated to continue this program after the grant expires? Yes _____ No X

If the County is not obligated to continue this program after the grant expires, the Department will:

a) Absorb the program cost without reducing other services Yes _____ No X

b) Identify other revenue sources Yes _____ No X

(Describe) _____

c) Eliminate or reduce, as appropriate, positions/program costs funded by the grant. Yes X No _____

Impact of additional personnel on existing space: None.

Department Head Signature  Date 3/18/15