

Request for Reallocation of Byrne/JAG Grant Funds

If it is determined that a jurisdiction did not substantially implement SORNA by July 27, 2012, a reduction of 10% of the jurisdiction's Byrne/JAG funding will be imposed when the FY 2013 awards are made.

For funds withheld, SORNA provides for a reallocation process:

REALLOCATION. Amounts not allocated under a program referred to in this section to a jurisdiction for failure to substantially implement this title shall be reallocated under that program to jurisdictions that have not failed to substantially implement this title or may be reallocated to a jurisdiction from which they were withheld to be used solely for the purpose of implementing this title. See 42 U.S.C. § 16925 (c).

For any jurisdiction that has been penalized and wishes to reacquire its funds to dedicate solely towards SORNA implementation, that jurisdiction must make such a request in writing to the SMART Office. Requests must include a detailed plan and timeline for substantial implementation of SORNA. The final decision on such requests will be made by the Assistant Attorney General for the Office of Justice Programs, U.S. Department of Justice.

To make such a request, please answer the following questions, and attach any requested or necessary documents.

- 1. Substantial Implementation Package Submission.** Has your jurisdiction submitted a substantial implementation package¹ to the SMART Office for an official determination of whether you have substantially implemented SORNA? (In order for the SMART Office to determine whether any SORNA jurisdiction has "substantially implemented" the minimum requirements of SORNA, the jurisdiction must submit an implementation package to the SMART Office for review). If yes, provide the date submitted.

- 2. Substantial Implementation Report from the SMART Office.** If your jurisdiction has submitted a substantial implementation package, have you received a Substantial Implementation Report from the SMART Office detailing the areas in which your jurisdiction's registration and community notification systems have not met the minimum standards of SORNA?

- 3. Plan to Substantially Implement SORNA.** If you have received a report from the SMART Office, have you discussed the report with the SMART Office and developed a plan for implementation that both the stakeholders in your jurisdiction and the SMART Office have agreed upon? With this plan for implementation developed, please describe in detail, below, how your jurisdiction intends to execute this plan in the coming year.

Examples: 1. Immediate Transfer of Information. *Our State intends to amend our policies and procedures over the coming 12 months so that we actively and regularly utilize the SORNA exchange portal to transfer information to and from other SORNA registration jurisdictions.*

2. Registration of Certain Juvenile Sex Offenders. *Our State intends to continue to inform stakeholders and draft and submit legislation that is compliant with the Supplemental Guidelines.*

¹A complete substantial implementation package will require the submission of many documents. We recommend that this information come in a binder with a table of contents referencing the materials included. Further, the [Substantial Implementation Checklist](#) should be included with references to where in the binder or specific section a component can be found. If possible, submitting statutes, codes, policy and procedures manuals and forms electronically (on disc, thumb drive or via email) is helpful for quickly relaying comments. More information on the requirements for a substantial implementation package can be found at http://www.smart.gov/smart/sorna_tools_materials.htm.

- 4. Plan to Utilize Reallocated Funds.** Describe in detail how your jurisdiction intends to utilize any reallocated funds to substantially implement SORNA or to further those efforts. These can include additional staff (such as law enforcement, attorneys, IT, etc.) and equipment (such as palm print scanners, hardware, software). Please attach a timeline and an explanation of the approximate costs associated with the proposed SORNA implementation activities.

- 5. Previously Reallocated Funds.** If your jurisdiction has previously received reallocated funds for SORNA implementation purposes, briefly describe how those funds were used. Describe how the additional reallocation funds will be used to complement previously received reallocation funds.