

## OJP Funding Programs Relevant to State and Local Courts

### Activities to Address Limited English Proficiency (LEP) and Access to Justice

FUNDING PROGRAM NAME	STATE COURTS ELIGIBLE (Y/N) <sup>1</sup>	LEP SERVICES ALLOWABLE COSTS? (Y/N) <sup>2</sup>	FY10 AWARD RECIPIENTS <sup>3</sup>	FUNDING PROGRAM INFORMATION	FY10 APPROPRIATIONS
<b>Justice Assistance Grant (JAG)<sup>4</sup></b>	Y	Y	<a href="#">JAG Recipients</a>	<a href="#">JAG Program Information</a>	\$519,000,000
<b>Byrne Discretionary<sup>5</sup></b>	Y	Y	<a href="#">Byrne Discretionary Recipients</a>	<a href="#">Byrne Discretionary Program Information</a>	\$185,268,000
<b>Byrne Competitive<sup>6</sup></b>	Y	Y	<a href="#">Byrne Competitive Recipients</a>	<a href="#">Byrne Competitive Program Information</a>	\$40,000,000
<b>Drug Court Discretionary Grant</b>	Y	Y	<a href="#">Drug Court Recipients</a>	<a href="#">Drug Court Program Information</a>	\$45,000,000
<b>Tribal Courts Assistance</b>	N <sup>7</sup>	Y	<a href="#">TCAP Recipients</a>	<a href="#">TCAP Program Information</a>	\$25,000,000

<sup>1</sup> State courts, although technically eligible for funding, may not have the capacity or role that would make them likely grantees under many of these programs. Much of the funding listed below is customarily allocated to a variety of projects and entities allowable under the rules of a particular program and LEP services would be a main component of only a small subset of these projects.

<sup>2</sup> LEP activities/services must pertain to the purpose of the grant and be approved by OJP in advance, in accordance with specific grant conditions. LEP activities/services are technically allowable to some extent under these programs, but may still be quite limited in scope. (For example, Justice Assistance Grants must be used for criminal justice purposes and therefore LEP services in civil proceedings would likely be unallowable.)

<sup>3</sup> These links provide a list of entities receiving funding under this program in FY2010.

<sup>4</sup> JAG Funding is provided to approximately 3,000 State Administering Agencies (SAAs) and Local Units of Government (i.e., Cities, Counties) annually.

<sup>5</sup> In FY2010 (as in FY2009), the Byrne Discretionary program exclusively funded Congressionally Recommended projects per the joint explanatory statement incorporated by reference into the annual appropriation. Funds must be used in strict accordance with the recipient and project descriptions provided by law (explanatory statement).

<sup>6</sup> The Byrne Competitive program is a discretionary funding source. In FY2010, applications were solicited for six separate project areas, including a national initiative to improve courts and a field-initiated justice program.

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<b>Program (TCAP)</b>					
<b>Justice &amp; Mental Health Collaboration Program (JMHCP)</b>	Y	Y	<a href="#">JMHCP Recipients</a>	<a href="#">JMHCP Program Information</a>	\$12,000,000
<b>Residential Substance Abuse Treatment for State Prisoners (RSAT)</b>	Y	Y	<a href="#">RSAT Recipients</a>	<a href="#">RSAT Program Information</a>	\$30,000,000
<b>Second Chance Act</b>	Y	Y	<a href="#">Second Chance Recipients</a>	<a href="#">Second Chance Program Information</a>	\$100,000,000
<b>VOCA Assistance Formula Grant Program</b>	Y	Y	<a href="#">VOCA Assistance Formula Grant Recipients</a>	<a href="#">VOCA Assistance Formula Grant Program Information</a>	\$412,133,935
OVC's VOCA Victim Assistance formula funds are generally not allocated by States specifically for LEP service projects, but may be used under certain circumstances to fund victim-assistance-related LEP services. For example, States might fund interpreters for victims to provide a victim impact statement at sentencing, speak with a victim advocate, testify in court proceedings when the victim wishes to testify, and give an initial statement to law enforcement when at least one of the purposes of the statement is to determine what assistance the victim needs. These funds would not be available for LEP services for criminal defendants, or for civil justice purposes beyond those limited services allowed by VOCA.					
<b>VOCA Discretionary Grant Program</b>	Y	Y	<a href="#">VOCA Discretionary Grant Recipients</a>	<a href="#">VOCA Assistance Discretionary Grant Program Information</a>	\$32,114,576
OVC's VOCA Discretionary funds are available for victim-service related demonstration projects, and training and technical assistance efforts. State courts are eligible for the limited funding available under this program. These funds could conceivably include LEP services in certain limited circumstances where the services are victim-related and not used for services for criminal defendants.					
<b>Services for Victims of Human Trafficking Grant Program</b>	Y	Y	<a href="#">Services for Victims of Human Trafficking Grant Recipients</a>	<a href="#">Services for Victims of Human Trafficking Grant Program Information</a>	\$12,500,000
OVC's Services for Victims of Human Trafficking funds are technically available to State courts under this program. Given the limited amount of funding available under this program, however, and the fact that courts generally do not provide the comprehensive services needed for LEP human trafficking victims, courts would appear to be unlikely recipients of direct funding. Non-profit victim service providers generally use federal human trafficking funding for interpreters to (among other things) assist the victim in cooperating with law enforcement and during certain court proceedings and it is conceivable that some funding under this project may be available for use by State courts for LEP services to victims (not criminal defendants) in human trafficking cases.					
<b>Part B Formula Program</b>	Y	Y	<a href="#">Part B Formula Program Grant Recipients</a>	<a href="#">Part B Formula Program Information</a>	

<sup>7</sup> Only tribal entities are eligible under this funding.

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States may use Part B Formula funds for juvenile courts, and in certain instances the provision of LEP services may be permissible, with the following limitations: 1) If a state has been found to be out of compliance with a core requirement of the JJDP, their choices regarding how to use funds may be limited and must be focused on returning to compliance. 2) States have already submitted plans which provide for the use of FY2010 funds. Any amendments to such plan, to include the provision of LEP services, would have to be submitted and approved pursuant to the statutory authorization.					
<b>Drug Court Program</b>	Y	Y	<a href="#">Drug Court Program Recipients</a>	<a href="#">Drug Court Program Information</a>	\$45,000,000
Drug Courts receiving funds under this program may use their funds for LEP services for the benefit of juveniles, so long as the services are specifically associated with the funded program. Funds may not be used for the provision of services to certain violent juvenile offenders, pursuant to the statutory authorization.					
<b>Title V Community Prevention Grants</b>	Y	Y	<a href="#">Title V Community Prevention Grants</a>	<a href="#">Title V Community Prevention Grants Information</a>	
Only available for LEP in very limited circumstances.					
<b>Youth Gang Prevention and Intervention Program</b>	Y	Y	<a href="#">Youth Gang Prevention and Intervention Program</a>	<a href="#">Youth Gang Prevention and Intervention Program</a>	
Only available for LEP in very limited circumstances.					
<b>Enforcing Underage Drinking Laws Block Grants</b>	Y	Y	<a href="#">Enforcing Underage Drinking Laws Block Grants</a>	<a href="#">Enforcing Underage Drinking Laws Block Grants</a>	
Only available for LEP in very limited circumstances.					