

D. Organizational Capability

Applicants must demonstrate that they are eligible to compete for an award on the basis of eligibility criteria established in this solicitation.

1. Organizational Experience

Applicants must concisely describe their experience with respect to the eligibility criteria specified above. Applicants must demonstrate how their experience and capabilities will enable them to achieve the goals and objectives of this initiative.

2. Capability of Working with Other Organizations in the State

Applicants must demonstrate that they have discussed this program with local and State elected public officials or their staffs, key decision makers in the juvenile justice system such as juvenile court judges, associations of those involved in juvenile justice, the boards of public and private youth service providers, and other groups whose cooperation or participation is necessary to the success of the program. The applicant must certify that it is able to obtain the necessary cooperation or participation.

3. Financial Capability

In addition to the assurances provided in Part V, Assurances (SF-424), private nonprofit applicants must also demonstrate that their organization has or can establish fiscal controls and accounting procedures which assure that Federal funds available under this announcement are disbursed and accounted for properly. Applicants who have not previously received federal funds will be asked to submit a copy of the Office of Justice Programs (OJP) Accounting System and Financial Capability Questionnaire (OJP Form 7120/1).

Copies of the form will be provided in an application kit and must be prepared and submitted along with the application. Other applicants may be requested to submit this form. All questions are to be answered regardless of instructions (section C.I.B. note). The CPA certification is required only of those applicants who have not previously received Federal funding.

1. Time-Task Plan

Applicants must develop a time-task plan for the 24-month project period, clearly identifying major milestones. This must include designation of organizational responsibility and a schedule for the completion of the activities and products identified in the applicants Program Strategy.

VIII. Procedures and Criteria for Selection

All applicants will be evaluated and rated by an OJJDP staff panel according to general selection criteria below. Selection criteria determine each applicant's responsiveness to minimum program application requirements, organizational capability, and thoroughness and innovativeness in responding to strategic issues related to project implementation. OJJDP staff reviewers will use the following criteria to rate applications.

1. Statement of the Problem. (20 points) The applicant includes a clear, concise statement of the problem addressed in this program.

2. Definition of Objectives. (20 points) The goals and objectives are clearly defined and the objectives are clear, measurable, and attainable.

3. Project Design. (20 points) The project design is sound and constitutes an effective approach to meeting the goals and objectives of this program. The design provides a detailed implementation plan with a timeline that indicates significant milestones in the project, due dates for products, and the nature of the products to be submitted. The design contains program elements directly linked to the achievement of the project.

4. Management Structure. (15 points) The project's management structure and staffing is adequate to successfully implement and complete the project. The management structure for the project is consistent with the project goals and tasks described in the application. Application explains how the management structure and staffing assignments are consistent with the needs of the program.

5. Organizational Structure. (15 points) The applicant organization's potential to conduct the project successfully must be documented. Applicant demonstrates knowledge of and experience in the juvenile justice field, particularly in the area of study the project addresses. Applicant demonstrates that staff members have sufficient substantive expertise and technical experience. The applications will be judged on the appropriateness of the position descriptions, required qualifications, and staff selection criteria.

6. Reasonables of Costs. (10 points) Budgeted costs are reasonable, allowable, and cost effective for the activities proposed, and are directly related to the achievement of the program objectives. All costs are justified in a budget narrative that explains how costs are determined.

OJJDP staff reviewer recommendations are advisory only and the final award decision will be made by the Administrator. OJJDP will negotiate specific terms of the award with the selected applicants.

IX. Submission Requirements

This program announcement is a request for proposals from local public and private nonprofit agencies in the State of Wyoming. The applications and necessary forms will be provided upon request. Applicants must submit an original signed application and three copies to OJJDP. Applications must be received by mail or hand delivered to the OJJDP by 5 p.m. EST on May 1, 1995. Those applications sent by mail should be addressed to: SRAD/OJJDP, United States Department of Justice, 633 Indiana Avenue, NW., Washington, DC 20531. Hand delivered applications must be taken to the SRAD, Room 543, 633 Indiana Avenue, NW., Washington, DC between the hours of 8 a.m. and 5 p.m. except Saturdays, Sundays or Federal holidays.

OJJDP will notify applicants in writing of the receipt of their application. Subsequently, applicants will be notified by letter as to the decision made regarding whether or not their application has been selected for funding.

John J. Wilson,

Deputy Administrator, Office of Juvenile Justice and Delinquency Prevention.

[FR Doc. 95-7967 Filed 3-30-95; 8:45 am]

BILLING CODE 4410-18-P

[OJP (OJJDP) No. 1046]

RIN 1121-ZA09

Program Announcement, "Nonparticipating State Program, Kentucky"

AGENCY: Department of Justice, Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention.

ACTION: Notice of issuance of competitive program announcement.

SUMMARY: Notice is hereby given that the Office of Juvenile Justice and Delinquency Prevention (OJJDP), pursuant to the provisions of Section 223(d) of the Juvenile Justice and Delinquency Prevention Act of 1974, as amended, 42 U.S.C. 5601 *et seq.*, (hereinafter the JJDP Act), is issuing a program announcement and solicitation for applications from local public and private nonprofit agencies in the State of Kentucky. The State is not eligible to receive its fiscal years 1992 and 1993 Formula Grants Program allocations

under Part B of Title II of the JJDP Act. Eligible applicants for this competitive program are limited to local public and private nonprofit agencies providing services or currently operating in the State. Such agencies are eligible to receive funds to be expended over a two year period. Multiple grants will be made available in amounts ranging from \$100,000 to \$693,000 per applicant of a total of \$1,386,000 in fiscal year 1992 and 1993 Formula Grant funds that have been reallocated for award under this nonparticipating state program.

DATES: Applications under this program are due May 1, 1995.

ADDRESSES: State Relations and Assistance Division, Office of Juvenile Justice and Delinquency Prevention, United States Department of Justice, 633 Indiana Avenue, NW., Washington, DC 20531.

FOR FURTHER INFORMATION CONTACT: For further information contact Thomas E. Bell, State Representative, State Relations and Assistance Division, Office of Juvenile Justice and Delinquency Prevention, 633 Indiana Avenue, NW., Washington, DC 20531, (202) 307-5921.

SUPPLEMENTARY INFORMATION:

I. Introduction and Background

A. Legislation

Pursuant to section 223(d) of the JJDP Act, the OJJDP Administrator must endeavor to make the Formula Grants Program fund allotment, under section 222(a) of the JJDP Act, to a State which is ineligible to participate in the Formula Grants Program available to local public and private nonprofit agencies within the nonparticipating State. The funds may be used solely for the purpose(s) of achieving compliance with the following JJDP Act core State plan requirements:

1. Section 223(a)(12)(A), which provides that juveniles shall not be placed in secure detention or correctional facilities if (1) they are charged with or have committed offenses that would not be criminal if committed by an adult, (2) they are charged with or have committed offenses which do not constitute violations of valid court orders or Federal or State law prohibiting the possession of a handgun, or (3) they are non-offenders such as dependent or neglected children;

2. Section 223(a)(13), which provides that juveniles alleged or found to be delinquent, status offenders, and non-offenders shall not be detained or confined in any institution in which they have contact with adults convicted

of a crime or awaiting trial on criminal charges;

3. Section 223(a)(14), which provides that no juvenile shall be detained or confined in any jail or lockup for adults, except criminal-type juvenile offenders awaiting an initial court appearance pursuant to an enforceable State law requiring such appearance within 24 hours after being taken into custody (excluding weekends and holidays) provided that such exceptions are limited to areas which:

- a. Are outside a Metropolitan Statistical Area,
- b. Have no existing acceptable alternative placements available,
- c. Provide for the sight and sound separation of juveniles and incarcerated adults; and

4. Section 223(a)(23), which provides that States must address efforts to reduce the proportion of juveniles detained or confined in secure facilities who are members of a minority group if such proportion exceeds the proportion such groups represent in the general population.

B. Definitions of Terms

1. *Adult jail.* A locked facility administered, by State, county, or local law enforcement and public or private correctional agencies. The purpose of such facility is to detain adults charged with violating criminal law pending trial. Facilities used to hold convicted adult criminal offenders, usually sentenced for less than one year, are also considered adult jails.

2. *Adult lockup.* Similar to an adult jail except that an adult lockup is generally a municipal or police facility of a temporary nature which does not hold persons after they have been formally charged.

3. *Criminal-type offender.* A juvenile offender who has been adjudicated for conduct which would, under the law of the jurisdiction in which the offense was committed, be a crime if committed by an adult.

4. *Accused juvenile offender.* A juvenile on whom a petition has been filed in the juvenile court or other action has occurred alleging that such juvenile is a juvenile offender, (i.e., a criminal-type offender or a status offender), but no final adjudication has been made by the juvenile court.

5. *Adjudicated juvenile offender.* A juvenile who the juvenile court has determined through an adjudicative procedure is a juvenile offender, (i.e., a criminal-type offender or a status offender).

6. *Facility.* A place, an institution, a building or part thereof, a set of buildings or an area, whether or not

enclosing a building or set of buildings, that is used for the lawful custody and treatment of juveniles and that may be owned and/or operated by public and private agencies.

7. *Juvenile offender.* An individual within a juvenile court's jurisdiction for purposes of adjudication and treatment based on age and offense limitations as defined by State law (i.e., a criminal-type offender or a status offender).

8. *Lawful custody.* The exercise of care, supervision and control over a juvenile offender or non-offender pursuant to the provisions of the law, a judicial order or decree.

9. *Local private nonprofit agency.* A nonprofit organization that provides services within an identifiable unit(s) or a combination of units of general local government, but which is not under public supervision or control. A nonprofit organization means an organization described in section 501(c)(3) of the Internal Revenue Code of 1986 that is exempt from taxation under section 501(a) of the Internal Revenue Code of 1986.

10. *Local public agency.* Any unit of local government, combination of such units, or any department, agency, or instrumentality of any such unit or combination of such units.

11. *Non-offender.* A juvenile who is subject to the jurisdiction of the juvenile court—usually under abuse, dependency, or neglect statutes—for reasons other than legally prohibited conduct of the juvenile.

12. *Nonparticipating State.* A State which chooses not to submit a plan, fails to submit a plan, or submits a plan which does not meet the requirements of section 223 of the JJDP Act and thus is not participating in the Formula Grants Program authorized by Part B of Title II of the JJDP Act for a particular fiscal year; or a State found ineligible to receive program funds because of failure to achieve or maintain substantial compliance with the JJDP Act, its implementing regulation (28 CFR part 23), or a plan or application submitted pursuant to Part B of Title II of the JJDP Act.

13. *Secure.* As used to define a detention or correctional facility this term describes residential facilities which include construction fixtures designed to physically restrict the movements and activities of persons in custody such as locked rooms and buildings, fences, or other physical structures. It does not include facilities where physical restriction of movement or activity is provided solely through facility staff.

14. *Status offender.* A juvenile offender who has been charged with or

adjudicated for conduct which would not, under the law of the jurisdiction in which the offense was committed, be a crime if committed by an adult.

15. *Valid Court Order.* The term means a court order given by a juvenile court judge to a juvenile who was brought before the court and made subject to a court order; who received, before the issuance of such order, the full due process rights guaranteed to such juvenile by the Constitution of the United States; and with respect to whom an appropriate public agency, before the issuance of such order—

(i) Reviewed the behavior of such juvenile and the circumstances under which such juvenile was brought before the court and made subject to such order;

(ii) Determined the reasons for the behavior that caused such juvenile to be brought before the court and made subject to such order;

(iii) Determined that all dispositions (including treatment), other than placement in a secure detention facility or a secure detention facility or a secure correctional facility, have been exhausted or are clearly inappropriate; and

(iv) Submitted to the court a written report stating the results of the review conducted under clause (i) and the determinations made under clauses (ii) and (iii).

The requirements for using this exception can be found in the Formula Grants Regulation, 28 CFR 31.303(f), published in the **Federal Register** of March 10, 1995.

C. Problem to be Addressed

Many Kentucky communities have not been able to successfully address the core requirements of the JJDP Act due to State laws or local policies, lack of coordination, and/or a limited number of alternative resources available to communities. This situation has resulted in among other things, the State's ineligibility for JJDP Act Formula Grant Funds.

Specifically, local jurisdictions are using secure facilities inappropriately for a number of reasons:

1. A lack of coordination and cooperation among juvenile justice system agencies including schools, law enforcement, prosecution, the judiciary, corrections, public and private service providers, and local public interest groups, which contributes to the inappropriate placement of juveniles in jails and lockups.

2. A lack of public awareness and policies regarding the issues of juveniles in jails and lockups, and the secure

confinement of status offenders and nonoffenders;

3. The lack of a flexible network of services and programs that is responsive to local jurisdiction's needs and capabilities and focused upon jurisdictions with the most difficult barriers to overcome; and

4. The lack of alternative services which can be sustained over time with local resources, inclusive but not limited to:

a. Supervision of juveniles in secure facilities that conforms to the requirements set forth in the Formula Grants Regulation, 28 CFR part 31, as revised through March 10, 1995 (60 FR 13330-13340).

b. Intensive supervision in a child's home as a placement alternative.

c. Emergency foster care, shelter care, group care, and independent living arrangements.

d. Crisis intervention services and short-term residential crisis intervention programs that can be used for conflict mediation, emergency holding, and provision of emergency attention for youth with physical or emotional problems.

e. Objective intake criteria that are based upon a presumption of release, utilization of least restrictive alternatives, protection of the right to due process, and maintenance of a child's ties to the family and community.

f. Twenty-four (24) hour intake screening services.

II. Program Goals and Objectives

Pursuant to section 223(d) of the Act, the goal of this program is to assist Kentucky in developing a range of secure and nonsecure alternatives and revising associated policies to move the State toward compliance with section 223(a)(12)(A), the deinstitutionalization of status offenders and nonoffenders, section 223(a)(13), the separation of juveniles from adults in adult jails and lockups, section 223(a)(14), the removal of juveniles from adult jails and lockups, and section 223(a)(23), efforts to reduce disproportionate minority confinement. To achieve these goals, and thus ensure a fair and effective system for juvenile custody, applicants must address one or more of the following objectives:

A. Enhancing systemwide coordination, cooperation and concentration of existing and new resources to develop community juvenile service systems that provide viable alternatives to the use of adult jails and lockups.

B. The development of a flexible statewide network of services and

placement options for juvenile offenders and nonoffenders that will provide such juveniles with supervision and control, give them protection from victimization and exploitation, and hold them accountable for their offenses.

C. The development and implementation of objective intake criteria and operational policies and procedures that are consistent with nationally recognized standards and applicable to alleged juvenile offenders and nonoffenders who are awaiting court appearance.

D. An enhanced capacity for parents, schools, police and other private and public youth serving agencies to address juvenile custody issues without the use of jail and lockups. This would include, where appropriate, the establishment of local juvenile planning boards or commissions to help ensure interagency, multidisciplinary planning and monitoring for juvenile justice improvements related to custody issues.

E. An increased public awareness of the problems associated with inappropriate juvenile custody practices. It is expected that increased awareness will serve as an impetus for the development of public policies to address such problems.

III. Program Strategy

OJJDP anticipates funding multiple applicants to implement the program in Kentucky. Applicants will develop a strategy and provide services in communities directly or through contracts for services designed to move the State or community toward compliance with one or more of the statutory goals.

Any nonprofit organization applicant shall establish an advisory committee that meets, to the degree appropriate, the provisions of section 223(a)(3) to oversee the implementation of program strategy. Where appropriate, consideration should be given to establishing a working relationship with the State Advisory Group and the Kentucky Justice Cabinet.

Each applicant is expected to provide an assessment of, and a strategy for modifying (as needed) juvenile detention legislation, policies, procedures and practices, in the move the State or jurisdiction that is the target of the proposed program.

The strategy developed must support statewide and/or local jurisdictions efforts to coordinate, concentrate and redirect resources to improve services for the care and custody of juveniles. Major activities of a statewide applicant might consist of:

a. Preparing RFP's for local projects;

- b. Reviewing applications, selecting finalists and making awards;
- c. Convening project staff and advisory committee members to review strategy;
- d. Providing training and technical assistance to projects supported under the initiative;
- e. Developing and implementing a statewide public education program; and
- f. Developing and implementing an assessment of the effectiveness of the overall program.

IV. Dollar Amount and Duration

A. The project period for this program is two years from the date of award. Recipients will be eligible for awards of up to 50% of the total available funds, or \$693,000 of \$1,386,000. Funds will be made available through a cooperative agreement. Financial assistance provided under this program requires no matching contribution with the exception of construction funds as provided by section 299C(a)(2) of the JJDP Act.

B. OJJDP anticipates that up to six applicants will be selected pursuant to the selection criteria established in this announcement.

C. No more than one-fourth of the funds received by a public or private organization may be used for construction or renovation purposes. Use of funds for construction is limited to innovative, community-based facilities for less than 20 persons and must be approved in advance by OJJDP. All construction funds must be matched dollar-for-dollar, in cash, by the local jurisdiction. The erection of new buildings or the construction of secure facilities is not permitted with funds acquired through this program.

V. Eligibility Criteria

Applications are invited from local public and private nonprofit agencies within the State of Kentucky that have knowledge and experience in developing and/or implementing programs and projects statewide or at the local level.

To be eligible for consideration, a statewide applicant must demonstrate in the application that it has experience in the following areas:

A. An understanding of the intent of the statutory requirements of the JJDP Act and the general approaches for implementing the requirements on the local level.

B. Knowledge of and experience with juvenile justice systems; local jails, lockups, and secure juvenile detention facilities; the specific problems, strategies, and program alternatives

necessary to achieve the objectives of this program; and strategy development and implementation.

C. Capability to develop management and fiscal systems necessary for the proper administration of Federal funds.

D. Capability to fulfill the activities and responsibilities identified in the Program Strategy Section of this announcement.

E. Capability to work effectively with local and State elected public officials, key decision makers in the juvenile justice system and the boards of public and private youth service providers which exist within the State for the purpose of achieving the objectives of this program.

VI. Program Application Requirements

All applicants must submit a completed Standard Form 424, Application for Federal Assistance; Standard Form 424A, Budget Information; OJP Form 4000/3, Program Narrative and Assurances; and OJP Form 4061/6, Certifications. All applications must include the information required by this specific solicitation as well as the Standard Form 424. The SF-424 must appear as a cover sheet for the entire application. The project summary should follow the SF-424. All other forms must then follow.

Applicants should be sure to sign OJP forms 4000/3 and 4061/6, Certifications Regarding Lobbying; Debarment, Suspension and other Responsibility Matters; and Drug-Free Workplace Requirements. The applicant signature on this form provides for compliance with certification requirements under 28 CFR part 69, "New Restrictions on Lobbying" and 28 CFR part 67, "Government-wide Debarment and Suspension (Nonprocurement) and Government-wide Requirements for Drug-Free Workplace (Grants)." The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Department of Justice determines to award the covered transaction, grant, or cooperative agreement. Applicants are requested to submit the original signed application (SF-424) and four copies to OJJDP. Applications that include proposed noncompetitive contracts for the provision of specific goods and services must include a sole source justification for any procurement in excess of \$25,000.

Applicants that are receiving other funds in support of the proposed activity should identify other organizations that will provide financial assistance to the program and indicate the amount of funds to be contributed

during the program period. Provide the title of the project, name of the public and private grantor, and amount to be contributed during the program period. Give a brief description of the program. In addition to the above requirements, the following information should be included in the application.

1. Is this program closely related to, a coordination of, or a revision of another current, recent, or expected project supported by funds awarded by another agency? If the answer is yes to any of the above questions, provide the following information:

a. List the names of any organizational units that will assist in any part of this other particular program activity.

b. Enter the title of the other project, the name of the public or private grantor, and the amounts requested or to be contributed during this program/budget period.

c. Give a brief description of the program.

Applications and copies must be sent to the following address: Office of Juvenile Justice, and Delinquency Prevention, 633 Indiana Avenue NW., Room 543 Washington, DC 20531

Applications must be received by mail or delivered to OJJDP by 5 p.m., May 1, 1995. Applications that are delivered must be taken to the designated room at the above address between the hours of 8 a.m. and 5 p.m., except Saturdays, Sundays, and Federal holidays. Applications postmarked after the deadline date will not be considered. OJJDP will notify applicants in writing that their applications have been received. Subsequently, applicants will be notified by letter as to the decision made regarding whether or not their submission has been selected for funding.

To comply with Executive Order 12372, applicants from State and local units of government or other organizations providing services within a State must submit a copy of their application to the State Single Point of Contact, if one exists, and if the program has been selected for reviews by the State.

When submitting joint applications with more than one organization, the relationships among the parties must be set forth in the application. As a general rule, organizations that describe their working relationship as primarily cooperative or collaborative when developing products and delivering services will be considered co-applicants. In the event of a co-applicant submission, one co-applicant must be designated the payee and, as such, will receive and disburse project funds and be responsible for the

supervision and coordination of the activities of the other co-applicant. Under this arrangement, each organization would agree to be jointly and separately responsible for all project funds and services. Each co-applicant must sign the SF-424 and indicate their acceptance of the conditions of joint and separate responsibility with the other co-applicant. Applications that include non-competitive contracts for the provision of specific services must include a sole source justification for any procurement in excess of \$25,000. In addition to the requirements specified in the instructions for preparation of Standard Form 424, the following information must be included in the application:

VII. Civil Rights Compliance

A. All receipts of OJJDP assistance including any contractors, must comply with the nondiscrimination requirements of the Juvenile Justice and Delinquency Prevention Act of 1974, as amended; title VI of the Civil Rights Act of 1964; section 504 of the Rehabilitative Act of 1973 as amended; title IX of the Education Amendments of 1972; the Age Discrimination Act of 1975; and the Department of Justice Nondiscrimination Regulations (28 CFR part 42, subparts C, D, E, and G).

B. In the event a Federal or State court or Federal or State administrative agency makes a finding of discrimination, after a due process hearing, on the grounds of race, color, religion, national origin or sex against a recipient of funds, the recipient will forward a copy of the finding to the Office of Civil Rights Compliance (OCRC) of the Office of Justice Programs.

C. Applicants shall maintain and submit to OJJDP upon request timely, complete and accurate data establishing the fact that no person or persons will be or have been denied or prohibited from participation in, benefits of, or denied or prohibited from obtaining employment in connection with any program activity funded in whole or in part with funds made available under this program because of their race, national origin, sex, religion, handicap or age. In the case of any program under which the primary recipient of Federal funds extends financial assistance to any other recipient or contracts with any other person(s) or group(s) shall also submit such compliance reports to the primary recipient as may be necessary to enable the primary recipient to assure its civil rights compliance obligations under a grant award.

A. Program Goals

A succinct statement of your understanding of the goals and objectives of the program should be included. The application should also include a problem statement to include a discussion of the applicants understanding of: (a) The State's placement of juveniles in adult jails and lockups as well as status offenders and non-offenders in secure detention or correctional facilities and the issues surrounding the removal of such juveniles from the facilities, (b) State legislative, judicial and executive branch activities related to supervision and protection of status offenders and non-offenders and jail removal, (c) programs, community services, organizations and planning approaches which can be used in an effort to develop comprehensive community services and achieve the Act's core requirements, and (d) address efforts to reduce the disproportionate number of minorities held in secure facilities in excess of their proportion in the population.

B. Program Strategy

Applicants should describe the proposed approach for achieving their goals and objectives under the program. A discussion of how the goals and objectives of the program will be accomplished and a description of the products to be prepared and other anticipated outcomes should be included. A plan for assessing the effectiveness of the overall program must be described.

C. Program Implementation Plan

Applicants should prepare a plan that outlines the major activities involved in implementing the program and describes how they will allocate available resources to implement the program and how the program will be managed.

D. Organizational Capability

Applicants must demonstrate that they are eligible to compete for an award on the basis of eligibility criteria established in this solicitation.

1. Organizational Experience

Applicants must concisely describe their experience with respect to the eligibility criteria specified above. Applicants must demonstrate how their experience and capabilities will enable them to achieve the goals and objectives of this initiative.

2. Capability of Working with Other Organizations in the State

Applicants must demonstrate that they have discussed this program with local and State elected public officials or their staffs, key decision makers in the juvenile justice system such as juvenile court judges, associations of those involved in juvenile justice, the boards of public and private youth service providers, and other groups whose cooperation or participation is necessary to the success of the program. The applicant must certify that it is able to obtain the necessary cooperation or participation.

3. Financial Capability

In addition to the assurances provided in Part V, Assurances (SF-424), private nonprofit applicants must also demonstrate that their organization has or can establish fiscal controls and accounting procedures which assure that Federal funds available under this announcement are disbursed and accounted for properly. Applicants who have not previously received federal funds will be asked to submit a copy of the Office of Justice Programs (OJP) Accounting System and Financial Capability Questionnaire (OJP Form 7120/1).

Copies of the form will be provided in an application kit and must be prepared and submitted along with the application. Other applicants may be requested to submit this form. All questions are to be answered regardless of instructions (section C.I.B. note). The CPA certification is required only of those applicants who have not previously received Federal funding.

1. Time-Task Plan

Applicants must develop a time-task plan for the 24-month project period, clearly identifying major milestones. This must include designation of organizational responsibility and a schedule for the completion of the activities and products identified in the applicants Program Strategy.

VIII. Procedures and Criteria for Selection

All applicants will be evaluated and rated by an OJJDP staff panel according to general selection criteria below. Selection criteria determine each applicant's responsiveness to minimum program application requirements, organizational capability, and thoroughness and innovativeness in responding to strategic issues related to project implementation. OJJDP staff reviewers will use the following criteria to rate applications.

1. Statement of the Problem. (20) The applicant includes a clear, concise statement of the problem addressed in this program.

2. Definition of Objectives. (20 points) The goals and objectives are clearly defined and the objectives are clear, measurable, and attainable.

3. Project Design. (20 points) The project design is sound and constitutes an effective approach to meeting the goals and objectives of this program. The design provides a detailed implementation plan with a timeline that indicates significant milestones in the project, due dates for products, and the nature of the products to be submitted. The design contains program elements directly linked to the achievement of the project.

4. Management Structure. (15 points) The project's management structure and staffing is adequate to successfully implement and complete the project. The management structure for the project is consistent with the project goals and tasks described in the application. Application explains how the management structure and staffing assignments are consistent with the needs of the program.

5. Organizational Structure. (15 points) The applicant organization's potential to conduct the project successfully must be documented. Applicant demonstrates knowledge of and experience in the juvenile justice field, particularly in the area of study the project addresses. Applicant demonstrates that staff members have sufficient substantive expertise and technical experience. The applications will be judged on the appropriateness of the position descriptions, required qualifications, and staff selection criteria.

6. Reasonables of Costs. (10 points) Budgeted costs are reasonable, allowable, and cost effective for the activities proposed, and are directly related to the achievement of the program objectives. All costs are justified in a budget narrative that explains how costs are determined.

OJJDP staff reviewer recommendations are advisory only and the final award decision will be made by the Administrator. OJJDP will negotiate specific terms of the award with the selected applicants.

IX. Submission Requirements

This program announcement is a request for proposals from local public and private nonprofit agencies in the State of Kentucky. The applications and necessary forms will be provided upon request. Applicants must submit an original signed application and three

copies to OJJDP. Applications must be received by mail or hand delivered to the OJJDP by 5 p.m. EST on May 1, 1995. Those applications sent by mail should be addressed to: SRAD/OJJDP, United States Department of Justice, 633 Indiana Avenue, NW., Washington, DC 20531. Hand delivered applications must be taken to the SRAD, Room 543, 633 Indiana Avenue, NW., Washington, DC between the hours of 8 a.m. and 5 p.m. except Saturdays, Sundays or Federal holidays.

OJJDP will notify applicants in writing of the receipt of their application. Subsequently, applicants will be notified by letter as to the decision made regarding whether or not their application has been selected for funding.

John J. Wilson,

Deputy Administrator, Office of Juvenile Justice and Delinquency Prevention.

[FR Doc. 95-7966 Filed 3-30-95; 8:45 am]

BILLING CODE 4410-18-P

DEPARTMENT OF LABOR

Employment Standards Administration Wage and Hour Division

Minimum Wages for Federal and Federally Assisted Construction; General Wage Determination Decisions

General wage determination decisions of the Secretary of Labor are issued in accordance with applicable law and are based on the information obtained by the Department of Labor from its study of local wage conditions and data made available from other sources. They specify the basic hourly wage rates and fringe benefits which are determined to be prevailing for the described classes of laborers and mechanics employed on construction projects of a similar character and in the localities specified therein.

The determinations in these decisions of prevailing rates and fringe benefits have been made in accordance with 20 CFR Part 1, by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR Part 1, Appendix, as well as such additional statutes as may from time to time be enacted containing provisions for the payment of wages determined to be prevailing by the Secretary of Labor in accordance with the Davis-Bacon Act. The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the

minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged on contract work of the character and in the localities described therein.

Good cause is hereby found for not utilizing notice and public comment procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C. 553 and not providing for delay in the effective date as prescribed in that section, because the necessity to issue current construction industry wage determinations frequently and in large volume causes procedures to be impractical and contrary to the public interest.

General wage determination decisions, and modifications and supersedeas decisions thereto, contain no expiration dates and are effective from their date of notice in the **Federal Register**, or on the date written notice is received by the agency, whichever is earlier. These decisions are to be used in accordance with the provisions of 29 CFR Parts 1 and 5. Accordingly, the applicable decision, together with any modifications issued, must be made a part of every contract for performance of the described work within the geographic area indicated as required by an applicable Federal prevailing wage law and 29 CFR Part 5. The wage rates and fringe benefits, notice of which is published herein, and which are contained in the Government Printing Office (GPO) document entitled "General Wage Determinations Issued Under The Davis-Bacon And Related Acts," shall be the minimum paid by contractors and subcontractors to laborers and mechanics.

Any person, organization, or governmental agency having an interest in the rates determined as prevailing is encouraged to submit wage rate and fringe benefit information for consideration by the Department. Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Wage and Hour Division, Division of Wage Determinations, 200 Constitution Avenue NW., Room S-3014, Washington, DC 20210.

Withdrawn General Wage Determination Decisions

This is to advise all interested parties that the Department of Labor is withdrawing, from the date of this notice, General Wage Determination Nos. WI950042, WI950045, WI950046, WI950047, WI950048, and WI950050 dated FEB. 10, 1995, respectively.