COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA COMMISSION ON CRIME AND DELINQUENCY

Date: July 11, 2024

Subject: 2025-2026 Medical Marijuana Act Enforcement

To: Local Police Departments

From: Michael Pennington
              Executive Director

The Pennsylvania Commission on Crime and Delinquency (PCCD) is now accepting applications for funding under the Medical Marijuana Act Enforcement solicitation. This initiative will support the emerging issues that law enforcement faces or will face related to the enforcement of this Act.

Under this solicitation, eligible activities include, but are not limited to, Drug Recognition Experts' training; education, training, and awareness programs; and other enforcement activities outlined within the funding announcement.

Medical Marijuana Act Enforcement funds are being announced to support this initiative. PCCD expects to fund approximately 20 grants with budgets not to exceed $250,000 over the two-year project period.

Questions concerning the Egrants System should be made directly to the Egrants Help Desk at either (717) 787-5887, or you may call toll-free at (800) 692-7292 and select option 9 and then option 6 when prompted, or by email at RA-egrantssupport@pa.gov.

We look forward to receiving applications under this funding opportunity and supporting local police departments to increase public safety in the Commonwealth.

Pennsylvania Commission on Crime and Delinquency

Office of Justice Programs

Medical Marijuana Act Enforcement
_____

2025-2026 Solicitation

Please Note: Applications are *only* accepted through PCCD's Egrants system. Applicants must register in Egrants prior to submitting an application. Applicants are strongly encouraged to familiarize themselves with the Egrants system and allow adequate time to prepare and submit an application.

Recommended **Egrants Agency Registration** Date:
July 23, 2024

Recommended **Egrants User Registration** Date:
July 30, 2024

Mandatory Egrants Application Deadline:
September 12, 2024

This funding guideline contains information not appearing in the Egrants application. Applicants are advised to print and review this document and refer to it while completing your Egrants application.

PCCD staff may only respond to questions to clarify the funding announcement. Questions must be sent via email to: RA-PCCD-OCJSI@pa.gov with "Medical Marijuana Act Enforcement" in the subject line. All questions regarding this funding announcement must be received by close of business on September 5, 2024. PCCD staff will post responses to questions, as they are received, on PCCD's website. Select the appropriate funding announcement to view questions and answers.

For any technical or system questions, contact and ask for the Egrants Help Desk at (717) 787-5887 or (800) 692-7292, or by emailing RA-eGrantsSupport@pa.gov.

PENNSYLVANIA COMMISSION ON CRIME AND DELINQUENCY
Office of Justice Programs

Funding Stream: State Medical Marijuana Act Funds

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Funding Stream: State Medical Marijuana Act Funds

Submission Requirements for Applications:

- **Scoring** – All applications received will be competitively reviewed and scored based on the applicant's adherence to the funding announcement guidelines and timely submission in the PCCD Egrants system.

- **Due Date** – Applications must be submitted electronically through PCCD's Egrants system no later than 11:59 PM on Thursday, September 12, 2024.

- **Technical Assistance** – Grant application and administrative guides can be accessed on PCCD's website under the Funding section. Applicants are strongly encouraged to review the application and administrative guides before calling the Egrants Help Desk for assistance. The Egrants Help Desk is available to assist with technical or system questions Monday through Friday, 8:00 AM to 4:00 PM, and may be reached by calling (717) 787-5887 or (800) 692-7292, or by emailing RA-eGrantsSupport@pa.gov.

- **Egrants Submission** – An application submitted in Egrants by the deadline is not considered complete until PCCD has received the executed signature page, as well as any other required documents. Successful applications will be presented for consideration at the December 11, 2024 Commission meeting.

- **Administrative Rejection** – An application that does not meet all the listed requirements in this funding announcement may be administratively rejected.

- **Corrections** – If PCCD returns an application for corrections, the final application (including all corrections and required documents) must be returned to and approved by PCCD for the requested funding to be awarded.

- **Non–supplantation** – Funding must not be used to supplant/replace state, federal, or local funds that would otherwise be available to provide for program–related services. PCCD funding is to be used in addition to other funds that are made available for services.

- **Keywords** – Applicants are required to select "Keywords" from the dropdown menu located on the Main Summary screen in Egrants. The required keywords are below. Applicants may also select other keywords that apply specifically to their application.

  Keywords: Medical Marijuana Act; Law Enforcement

PENNSYLVANIA COMMISSION ON CRIME AND DELINQUENCY
Office of Justice Programs

1. Overview:

The Pennsylvania Commission on Crime and Delinquency (PCCD) is now accepting applications under the State Medical Marijuana Enforcement Act. This initiative will support the emerging issues that law enforcement faces or will face related to the enforcement of this Act.

On April 17, 2016, former Governor Tom Wolf signed into law Senate Bill 3, the state's Medical Marijuana Program. The implementation of the program offered medical marijuana to patients who are under a physician's care for the treatment of serious medical conditions. The Medical Marijuana Program included funding for research institutions to study the use of medical marijuana to treat other serious conditions. In addition, Act 16 of 2016 established an advisory committee that will review these research findings and make recommendations to the legislature for any changes to the Act.

In Section 902 of Chapter 9 (Tax on Medical Marijuana) of the Act, the Medical Marijuana Program Fund is established as a special fund in the State Treasury. As part of the appropriation of money in the fund, PCCD will receive and distribute 5% of the revenue as indicated below:

Section 902. Medical Marijuana Program Fund.
(4) To the Pennsylvania Commission on Crime and Delinquency, for distribution to local police departments which demonstrate a need relating to the enforcement of this act, 5% of the revenue in the fund.

All prescriptions are required to be kept in their original packaging, which must include the name of the grower, the name of the dispensary, the form and species of medical marijuana, and the percentage of THC and cannabinol contained in the product.

It is unlawful to:
- Smoke medical marijuana.
- Incorporate into an edible form except if done so by a patient or caregiver in order to aid in ingestion of the medical marijuana.
- Grow medical marijuana without a permit.
- Dispense medical marijuana without a permit.
- Dispense medical marijuana to unauthorized persons.
- Falsely possess or alter a medical marijuana identification card.
- Adulterate, fortify, contaminate, or otherwise change the purity of medical marijuana.
- Aid, abet, counsel, induce, procure, or cause another to violate the act.

2. Funding Availability:

A total of approximately $3 million in state funds is being announced to support this initiative. PCCD expects to fund approximately 20 grants with budgets not to exceed $250,000 over the two-year project period. There is no match requirement under this solicitation.

Significant Dates:
- **September 12, 2024** – Applications are due in PCCD's Egrants System.
- **December 11, 2024** – Applications are presented to the Commission for action.
- **January 1, 2025** – Project start date.

PCCD is not liable for costs incurred prior to the official start date of the award.

3. **Project Dates:**

Applications approved at the December 11, 2024 Commission meeting will be 24-month projects and have a start date of January 1, 2025 and an end date of December 31, 2026.

4. **Eligible Applicants:**

Eligibility for these funds is open to municipalities and regional police departments proposing to implement projects and programs that directly address the enforcement of the Medical Marijuana Act.

Applicants must be in good standing with PCCD to be eligible for these funds. The applicant and recipient agencies' historical success in implementing PCCD-funded programs/initiatives that met their intended goals will be considered in the review process. Applicants are not required to have a prior funding history with PCCD to be eligible.

5. **Eligible Program Activities and Expenses:**

Funds for the proposed program shall be used to support all, or one of the following:

- Drug Recognition Experts (DRE) training:
    - o Funds may be used to reimburse agencies for overtime to fill required shifts while other officers attend this training. Funds may also be used for other expenses relating to training including, but not limited to, travel expenses as appropriate.

        Please note: Prerequisites for participation in DRE training include certification as a Standardized Field Sobriety Testing (SFST) Practitioner and SFST Instructor and completion of Advanced Roadside Impaired Driving Enforcement (ARIDE) Training. For a full listing of prerequisites and application requirements, please review the information on the PA DUI Association TEAM DUI website.

- Education, training, and awareness programs:
    - o Funds may be used for costs related to training focused on the enforcement of the Medical Marijuana Act. Examples of eligible expenses include, but are not limited to:
        - Training or conference registration costs, and overtime reimbursement to offset the costs of overtime for officers required to fill shifts while other officers are attending training;
        - Standardized Field Sobriety Testing (SFST) Practitioner training;
        - Standardized Field Sobriety Testing (SFST) Instructor training;
        - Advanced Roadside Impaired Driving Enforcement (ARIDE) training;
        - Purchase of field-testing equipment to establish prima facia evidence;

- Support activities to reduce criminal activity directed against legitimate persons purchasing medical marijuana near a licensed, jurisdictional facility; and
- Costs related to forensic testing of intoxicants.

- Examples of other Enforcement Activities:
  - o Reimbursement of overtime costs for required court appearances by law enforcement officers related to medical marijuana cases;
  - o Pilot data-sharing projects for multi-jurisdictions to collect and share data relating to the enforcement of the Medical Marijuana Act;
  - o Strategies to combat the distribution of medical marijuana to unauthorized persons; and
  - o Other strategies relating to the enforcement of the Medical Marijuana Act.

All expenses must be described in the Justification box located in the Egrants Budget Detail section. PCCD has approval of all final budgets and may require budget adjustments.

6. **Ineligible Program Activities and Expenses:**

The following items are not eligible for funding and may result in an administrative rejection of the application:

- RADAR/LIDAR;
- Funds may not be used directly or indirectly for security enhancements or equipment for nongovernmental entities not engaged in criminal justice or public safety and good order.

7. **Required Egrants Sections/Documents:**

a. Required Egrants Sections – All sections identified in Egrants are required. Applicants will not be able to submit their grant application in Egrants until all sections are marked as complete.

b. Required Signed Documents – A successful application must be accompanied by the following documents, which should be uploaded in the Attachments section in Egrants (unless otherwise specified below):
   - The completed Signature Page (page 2 of the application – upload to the Main Summary page of your application)
   - Letter(s) of support (Optional)

8. **Scoring:**

Applicants must submit the requested information for each section specified below within the defined response fields provided in Egrants. Responses should not be duplicated in multiple sections.

The following application sections in Egrants have a point value associated with them and will be scored as described below:

a. **Executive Summary - Maximum of 5 points**

   All applicants should fill out the following script and paste into the executive summary section:

   The ___*name of applicant*__ is requesting $_____ to [*provide a single sentence or two of what you are seeking to implement with your grant funding*].

   These funds will be used for the following: [*provide bullet points of what the funds will be used for*].

b. **Budget Detail - Maximum of 20 points**

   As stated in PCCD's Applicant's Manual, all costs must be allowable, necessary for the project's performance, reasonable, allocated to the project consistently, and claimed against only one grant award. The budget detail section should identify what the funds will be used for, and line items should be entered for each budgeted cost. Calculations should be clear and entered as the Egrants system requires in the budget detail section.

   For any budgeted cost that is not self-explanatory, clearly explain the relationship between the budgeted costs and the proposed project activities/operation. Describe how the item will be used to implement the proposed project. This section may include an additional explanation of the computations stated in the Budget Detail section; however, computations provided within the line items should not be replicated in the justification field(s).

   ** Items should only be listed under the Equipment category if the cost of one item is $5,000 or greater. Items that cost less than $5,000 should be listed under Supplies and Operating Expenses.

   NOTE: PCCD has final approval of all budgets and may require budget adjustments.

c. **Project Description - Maximum of 30 points**

   This description should provide an overview of the project, project objectives, and project plan that includes a clear goal(s). Briefly describe your implementation plan and what the project will do.

   Describe the location of the proposed project (is it countywide, regional in terms of regional police jurisdictions, or specific to townships, boroughs, etc.).

d. **Statement of Problem - Maximum of 30 points**

   This section establishes the locally identified problem the applicant seeks to address and how the problem was identified.

   Provide supporting data/facts/figures specific to the project and relevant to the problem and request. Include data specific to the geographic area the project will serve and compare this data to other available state, local, and/or national data elements to articulate the need.

   Applicants are also asked to express why funding is needed to support the proposed project. Applicants are strongly encouraged to describe their financial need, or the financial need of their community, as part of the response in this section to justify why funding is needed to support the project.

e. **Measurement of Program Outcomes - Maximum of 15 points**

This section establishes that the applicant clearly understands the project's intent and has a reasonable method to measure its success and impact. Discuss how the impact of the project will be assessed and the process measures that will be used to monitor the implementation of the project, establish intermediate outcomes that will be used to measure the success of the project and how they will be tracked (what data will be collected), and describe the method, tools, and documentation that will be used to track process and outcome measures.

9. **Performance Measures:**

Under this funding announcement, successful applicants **are required** to comply with all reporting, data collection, and evaluation requirements as prescribed by PCCD and federal or state guidelines, and develop performance measures, as part of the application, that are specifically related to the proposed activities outlined in the application. Subgrant recipients under this Funding Announcement **will be required** to report outcome data to PCCD on the deliverables described in the application via Quarterly Progress Reports in PCCD's Egrants system.

In addition, subgrant recipients under this Funding Announcement will be required to accept and report on additional performance measures, as applicable, selected by PCCD staff.

10. **Competitive Bidding/Sole Source Procurement:**

All procurement transactions shall be conducted in a manner that provides open and free competition. Grant recipients must follow the Procurement Standards section in PCCD's Applicant's Manual.

Procurements by noncompetitive proposals are strongly discouraged and must demonstrate an economic benefit or lack of alternate resources to be justified. If a request is made, the prospective applicant must identify the request as a procurement by noncompetitive proposal and provide a substantial justification for the request within their funding request (See PCCD's Applicant's Manual for Procurement by Noncompetitive Proposal Approval Procedure).

11. **Administrative Requirements:**

a. Egrants Agency and User Registration:
Prior to submitting a grant application, both the applicant agency and at least two users from the applicant agency must be registered in Egrants. Applicants are strongly advised to allow adequate time to work on application documents in Egrants before the submission deadline. Please go to the Registering in Egrants page on PCCD's website for further information.

b. Fiscal Accountability:
See the Fiscal Accountability page on PCCD's website for further information.

c. Time and Effort Reporting:
See the Time and Effort Reports page on PCCD's website for further information.

d. Grant Payments:

- Payments will not be released until all applicable special conditions on the grant award have been satisfied.
- All grantees are required, at a minimum, to submit quarterly fiscal reports. PCCD will only make payments to reimburse actual expenditures reported on the fiscal reports. An agency experiencing cash flow problems may submit fiscal reports monthly and PCCD will reimburse reported expenditures. Non-submission or late submission of the required reports will result in payment delays.
- ACH Payments:
  - All payments to grant recipients will be made through ACH.
  - Either before or at the time an application is submitted to PCCD, the applicant agency must register as a Non-Procurement Vendor with the Commonwealth of Pennsylvania.

e. Federal Transparency Act Certification:
This section is required for both state and federal funding streams. For further information, see the Federal Application Requirements page on PCCD's website.

f. Reporting Requirements:
- Programmatic reports are due quarterly.
- Fiscal reports are due quarterly.
- Late submission of programmatic and fiscal reports may delay payments.
- All reports must be submitted through the Egrants system.

g. UCR Reporting:
Every criminal justice entity which is required to submit Uniform Crime Report (UCR) data and is participating in this project must submit UCR data to the Pennsylvania State Police. If a required entity is not submitting UCR data, they may be ineligible for funding.

12. PCCD Contact Information and Resources:

a. Staff Contact:
Staff are only able to clarify the funding announcement and are not able to answer any questions about how a potential applicant should respond to any section. Questions regarding this funding announcement should be directed as follows:
- E-mail your funding announcement questions to RA-PCCD-OCJSI@pa.gov with "Medical Marijuana Act Enforcement" in the subject line.
- Questions must be received by close of business on September 5, 2024.
- All questions and answers will be posted under this funding announcement title on the Funding Announcement Q&A page of the PCCD website.

b. Egrants Funding Announcement:
Log into the Egrants system and search under the "Funding Announcement" tab for Medical Marijuana Act Enforcement.

c. PCCD Guidelines and Documents:
Applicants should be familiar with the Applicant's Manual, Standard Subgrant Conditions, and other documents common to PCCD's grant application process, all of which are available on the Grant Information page of the PCCD website. Additionally, grant application and administrative guides can be accessed on PCCD's website under the Funding link.

d. Egrants Technical Questions:

For any technical or system questions, contact and ask for the Egrants Help Desk at (717) 787-5887 or (800) 692-7292, or by emailing RA-eGrantsSupport@pa.gov.

e. PCCD Webmaster:
   Please address any technical problems you may have with the website or online forms to the PCCD Web Master.

f. Reporting Potential Fraud, Waste and Abuse:
   Information about waste, fraud, abuse, conflict of interest, bribery, gratuity, or other similar misconduct, or whistleblower reprisal relating to a PCCD employee, program, contract, or grant, may be reported to the PCCD Fraud Hotline at (717) 525-5031. For more information, visit the Reporting Fraud, Waste and Abuse page on PCCD's website.

13. Submission Information:

The application must be entered into Egrants **no later than Thursday, September 12, 2024 by 11:59 PM.**

The executed signature page (page 2 of the application) must be uploaded to the Main Summary section of your application. A guide to assist you with this is available on our website at Signature Page Instructions.