Administrative Office of the District Courts

Harris County, Texas

Clay Bowman
Administrator

1201 Franklin, 7th Floor
Houston, Texas 77002
Telephone No. (713) 755-6575; Fax No. (713) 755-8973

March 22, 2021

Honorable Commissioners Court
1001 Preston
Houston, TX 77002

Judge Hidalgo and Commissioners:

The Administrative Office of the District Courts of Harris County is requesting authorization to accept a formula grant from the Texas Indigent Defense Commission for FY2020 in the amount of **$3,593,847.**

Sincerely,

Clay Bowman

ATTACHMENT
Statement of Grant Award

Comm. Ct Agenda 3/30/2021

HARRIS COUNTY, TEXAS

Office of Budget Management 1001 Preston; Suite 500 Houston, TX 77002 713-274-1135

Grants Coordination Section - Conveyance Form

Application	Award
☐	X

Department Name / Number	DUNs	Grant Title
District Courts - 700	Not Applicable	Indigent Defense Grant FY 21

Funding Source:	Texas Indigent Defense Commission (OCA): CFDA# N/A	**Grant Agency:**	Texas Indigent Defense Commission (OCA)
Program Year:	20 th	**Program Ending:**	
Grant Begin Date:	10/01/2020	**Grant End Date:**	09/30/2021
Grant Org. Key:		**If applicable, Prior Year Org. Key:**	N/A

Grant Description:

The Texas Indigent Defense Commission provides financial and technical support to counties to develop and maintain quality, cost-effective indigent defense systems that meet the needs of local communities and the requirements of the Constitution and state law. In addition, it requires local planning for indigent defense and reporting of expenditures and provides an array of resources for counties to improve these services.

	Total Budget	Grant Funded	County Funded
Salary & Benefits	$0.00	$0.00	$0.00
Non-Labor	$3,593,847.00	$3,593,847.00	$0.00
Sub Tot. Incremental Cost	**$3,593,847.00**	**$3,593,847.00**	**$0.00**
Indirect Cost	$0.00	$0.00	$0.00*
TOTALS	**$3,593,847.00**	**$3,593,847.00**	**$0.00**

* under development

Full Time Equivalent Positions	0.00	**Date Guidelines are Available**	09/01/2020
% of Positions Paid by Grant	0.00 %	**Grant Submittal Deadline Date**	11/15/2020

Grant Discussion:

This award relates to an application that was approved by Commissioners Court on 10/13/20 in support of the Courts' activities under the Fair Defense Act. This grant will help to improve indigent criminal defense services in the County by allocating grant funds in accordance with the approved Indigent Defense Plan.

County Funded Cost Projection

Year	Required	Discretionary
2022	-	-
2023	-	-
2024	-	-
2025	-	-
2026	-	-

Completed by : Cadow, Eric **Date :** 3/22/2021

Reviewed by: **Date :** 3/23/2021

THE STATE OF TEXAS §
§
COUNTY OF HARRIS §

On this, the _____day of _____, 2021, the Commissioners' Court of Harris County, Texas, sitting as the Governing body of Harris County, at a regular meeting of the Court, upon motion of Commissioner _____, seconded by Commissioner _____, duly put and unanimously carried;

IT IS ORDERED that County Judge Lina Hidalgo or her designee be hereby authorized to approve, and on behalf of Harris County, Texas, permission to accept the formula grant from the Texas Indigent Defense Commission for indigent defense services not to exceed $3,593,847.

The grant period is October 1, 2020 to September 30, 2021.

_____

TEXAS INDIGENT DEFENSE COMMISSION

CHAIR:
The Honorable Sharon Keller
Presiding Judge
Court of Criminal Appeals

EX OFFICIO MEMBERS:
Honorable Sharon Keller
Honorable Nathan Hecht
Honorable John Whitmire
Honorable Brandon Creighton
Honorable Nicole Collier
Honorable Reggie Smith
Honorable Sherry Radack
Honorable Vivian Torres

MEMBERS APPOINTED BY GOVERNOR:
Mr. Alex Bunin
Honorable Richard Evans
Mr. Gonzalo Rios
Honorable Missy Medary
Honorable Valerie Covey

EXECUTIVE DIRECTOR:
Geoffrey Burkhart

March 22, 2021

The Honorable Lina Hidalgo
Harris County Judge
Via Email: cjograntsnotification@hctx.net

Dear Judge Hidalgo:

I am pleased to inform you that the Texas Indigent Defense Commission has awarded Harris County a formula grant in the amount of $3,593,847. The ***FY21 Formula Grant Statement of Grant Award*** is attached. **The Statement of Grant Award includes special conditions. Please note that we cannot disburse funds until these conditions have been met.** The resolution adopted by the Commissioners Court and submitted with the application is considered your county's acceptance of the grant terms. The award will be disbursed through quarterly payments beginning in March 2021. Please note that first and second quarter payments may be combined.

The Commission works together with counties to promote innovation and improvement in indigent defense systems statewide. On behalf of the Commission, I commend Harris County for its efforts in these areas. If you have any questions or need clarification about the Commission's grant programs, please call Edwin Colfax, Grant Program Manager, at (512) 463-2508.

Sincerely,

Sharon Keller
Chair, Texas Indigent Defense Commission
Presiding Judge, Court of Criminal Appeals

Cc: auditorgrantnotification@aud.hctx.net

Texas Indigent Defense Commission
209 West 14th Street, Suite 200 · Austin, Texas 78701 · www.tidc.texas.gov
Mail: P.O. Box 12066, Austin, TX 78711-2066 · Phone: 512.936.6994 · Fax: 512. 463.5724

TEXAS INDIGENT DEFENSE COMMISSION

Statement of Grant Award

FY21 Formula Grant

Date Issued:	March 22, 2021
Grant Number:	212-21-101
Grantee Name:	Harris County
Program Title:	Formula Grant Program
Grant Period:	10/01/2020-9/30/2021
Grant Award Amount:	**$3,593,847**

The Texas Indigent Defense Commission (Commission) has awarded the above-referenced grant for indigent defense services. Formula Grants are provided by the Commission to meet its statutory mandates and to promote Texas counties' compliance with standards adopted by the Commission.

Grant Calculation

- The sum of $15,000 plus;
- A calculation applied to the funds budgeted for FY21 formula grants by the Commission based:
  - 50 percent on the County's percent of state population; and
  - 50 percent on the County's percent of statewide FY 2020 direct indigent defense expenditures (as defined in Title 1, Part 8, Texas Administrative Code Sec. 173.202(1)-(3)):
    - less discretionary funds provided by the Commission for expenditures defined in Title 1, Part 8, Texas Administrative Code Sec. 173.202(1)-(3)
    - less the reimbursed costs of operating a regional program
    - The baseline requirements contained in the Request for Applications do not apply to counties with a 2000 Census population of less than 10,000 but do apply to all other counties.
- The County shall not receive more in funds than what was actually spent by the county in the prior year.

<u>Standard Grant Conditions</u>:

- The authorized official for the grantee accepts the grant award.
- The authorized official, financial officer, and program director, referred to below as grant officials, agree to the terms of the grant as written in the FY21 Formula Grant Program Request for Applications issued in September 2020, including the rules and documents adopted by reference in the Commission on Indigent Defense's Grant Rules in Title 1, Part 8, Chapter 173, Texas Administrative Code.
- The grant officials understand that a violation of any term of the grant may result in the Commission placing a temporary hold on grant funds, permanently de-obligating all or part of the grant funds, requiring reimbursement for funds already spent, or barring the organization from receiving future grants.
- Disbursement of funds is always subject to the availability of funds.
- Any plan documents submitted to the Commission must continue to meet all grant eligibility requirements.

<u>Special Grant Conditions</u>:

The grant officials understand that they must satisfy all special conditions placed on this grant if indicated below before receiving any funds:

- The judges hearing criminal matters and the juvenile board in the county must submit their indigent defense plan(s) to meet all requirements of the 2019 Biennial Indigent Defense Plan Submission process as required by Government Code §79.036. The following plan(s) level marked by an "X" do not currently meet all plan requirements:

_ District Court Plan
X County Court Plan
_ Juvenile Board Plan