



May 9, 2016

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

The Honorable Robert E Hebert
Via Email: ann.werlein@fortbendcountytexas.gov

VICE CHAIR:
The Honorable Olen Underwood

Dear Judge Hebert:

EX OFFICIO MEMBERS:
The Honorable Sharon Keller
The Honorable Nathan Hecht
The Honorable Sherry Radack
The Honorable John Whitmire
The Honorable Abel Herrero
The Honorable Andrew Murr
The Honorable Linda Rodriguez

MEMBERS APPOINTED BY GOVERNOR:
The Honorable Olen Underwood
The Honorable Jon Burrows
The Honorable Brandon Creighton
Mr. Anthony Odiorne
Mr. Don Hase

EXECUTIVE DIRECTOR:
James D. Bethke

I am pleased to inform you that the Texas Indigent Defense Commission has awarded **Fort Bend** County a Supplemental Formula Grant for Capital Case Indigent Defense in the amount of **\$35,221**. The ***FY16 Supplemental Capital Defense Formula Grant Statement of Grant Award*** is attached.

Since 2008 the Commission has supported Texas counties in capital case indigent defense through support of the Regional Public Defender for Capital Cases (RPDO). Because Texas's largest counties are not eligible to participate in the RPDO, the Commission has allocated funds to provide supplemental formula grants to those counties to support indigent defense in capital cases. This funding is provided out of a new appropriation of general revenue provided to the Commission by the Texas Legislature in 2015.

On behalf of the Commission, I thank Fort Bend County for its efforts to ensure a fair and effective indigent defense system. If you have any questions or need clarification about the Commission's grant programs, please call Edwin Colfax, Grant Program Manager, at 1-866-499-0656.

Sincerely,

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



Statement of Grant Award FY16 Supplemental Capital Defense Formula Grant

Date Issued:	May 9, 2016
Grant Number:	212-16-79SC
Grantee Name:	Fort Bend County
Program Title:	Supplemental Capital Defense Formula Grant Program
Grant Period:	10/01/2015-9/30/2016
Estimated TOTAL Grant Award Amount:	\$35,221

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.

FY 16 Supplemental Capital Defense Formula Grant Calculation

An eligible county's share of the funds budgeted by the Commission for the Supplemental Capital Defense Formula Grant will be calculated as follows:

- 50 percent based on the County's percent of total population of counties eligible for this program; and
- 50 percent on the County's percentage of total capital case indigent defense expenditures⁸ of counties eligible for this program for the previous fiscal year.

Standard Grant Conditions

- 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 FY16 Formula Grant Program Request for Applications issued September 2015, including the rules and documents adopted by reference in the Texas Indigent Defense Commission'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.
- All indigent defense plan documents submitted to the Commission must continue to meet all grant eligibility requirements.

⁸ For assigned counsel, contract counsel, and managed assigned counsel cases, capital case indigent defense expenditures include all direct expenses incurred in capital murder defense. For public defender cases, total capital case indigent defense expenditures include all direct expenditures allocated for capital cases for the following categories: attorney salary and fringe benefits; investigator salaries and fringe benefits; mitigation salaries and fringe benefits; mental health professionals salaries and fringe benefits; and administrative support salaries and fringe benefits.