Legislative Appropriations Request For Fiscal Years 2024 and 2025

Submitted to the Governor's Office of Budget and Planning And the Legislative Budget Board

Ву

Court of Criminal Appeals

August 5, 2022

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Administrator's Statement

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

211 Court of Criminal Appeals

The Texas Court of Criminal Appeals is the State's highest appellate court for criminal matters. The Court has statewide, exclusive, final appellate jurisdiction in criminal cases. The Court consists of a Presiding Judge and eight Judges.

Appellate Court Operations

Typically, the Court disposes of more matters than any other appellate court in the country. During fiscal year 2021, the Court disposed of 7,719 matters. The Court's mandatory caseload includes direct appeal of cases in which the death penalty has been imposed and post-conviction applications for writs of habeas corpus. Its discretionary caseload is comprised primarily of petitions from decisions by the State's fourteen intermediate courts of appeals. Because of its large caseload, the Court has a large central staff. Currently, the Court has sixty-eight employees, three of whom are with Judicial Education. Each Judge has an executive assistant, a staff attorney, and a law clerk. In addition, the Court has a central staff, which consists of a General Counsel, seventeen attorneys, and one legal assistant. The Clerk's Office consists of an appointed Clerk, a chief deputy clerk, four deputy clerks, a network specialist, one accountant, one records manager, and one assistant records manager.

Judicial and Court Personnel Training

The Court also administers Fund 540, the Judicial Court and Personnel Training Fund. The fund provides for the continuing education of judges of all levels, court personnel, prosecuting attorneys, criminal defense attorneys who represent indigents, public defenders, law enforcement officers, constables, law students, and staff. All grantees provide exemplary and highly rated training spanning the wide spectrum of topics pertaining to our system of justice. The specialized training topics include: mental health, innocence, and forensics. Currently, eight entities receive grant funds from this program. Three staff members oversee grant operations: one financial examiner, one program supervisor and one program manager.

The staff positions within the Article IV Courts and Agencies require a unique level of skill. From attorneys, to clerks and interpreters, to researchers and IT professionals, the expertise needed to keep the third branch of government running is vast. Recruiting and retaining qualified staff is challenging, even more so with inflation at 8.6 percent and rising. In FY 2021, the Judiciary had the third highest turnover rate in the state by General Appropriations Act Article at 14.5 percent. Salaries within the judiciary are not keeping up with inflation and are not competitive with other agencies or the private sector. Over the past year, Article IV Courts and Agencies have noticed a concerning trend of positions remaining open for lengthy periods of time and a steep decline in qualified applicants. Some entities have resorted to paying for recruiting tools to get a small pool of qualified candidates. Salary compression is also a major issue, where out of necessity, positions are posted at higher salaries than what current employees are making. The Article IV Courts and Agencies request a 10 percent salary increase for staff to maintain and recruit a strong and experienced judicial workforce.

Exceptional Items

The Court requests the following exceptional items for Appellate Court Operations (fund 0001) for FY 2024-2025:

Exceptional Item 1:

Salary increases of \$645,058 per year to achieve parity with the Texas Supreme Court.

Exceptional Item 2:

Ten percent across-the-board increase in salaries after adjustment under Exceptional Item 1.

Administrator's Statement

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

211 Court of Criminal Appeals

Exceptional Item 3:

Funding to increase training of Public Defenders in Texas.

Exceptional Item 4:

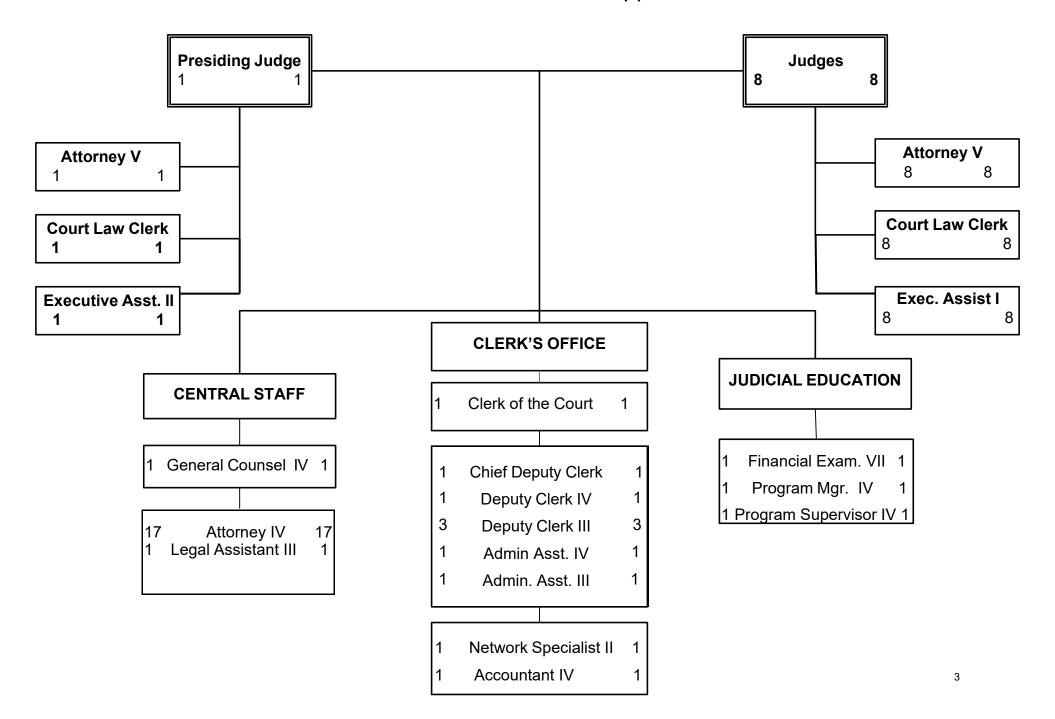
Funding for Judges projected salary step and longevity increases in FY 2025.

The Court asks that Judicial Education (fund 0540) retain estimated spending authority and retain Rider 7 and Article 9 funds, related to mental health education. The Court appreciates the budget flexibility afforded the judiciary through exemptions from certain limitations, and through the ability to carry forward any unexpended balance within the biennium. These factors significantly enhance our management ability, and we request a continuation of these budget features.

In order for the Court of Criminal Appeals to function efficiently, it is vital that the Office of Court Administration (OCA) be adequately funded. One of the critical services OCA has provided for the appellate courts and trial courts during this biennium is the ability to work remotely during the pandemic. Ensuring that OCA is appropriately funded and staffed is truly vital to the operation of the judiciary.

ORGANIZATIONAL CHART

Texas Court of Criminal Appeals





$C \; E \; R \; T \; I \; F \; I \; C \; A \; T \; E$

Agency Name Court of Criminal Appeals	
with the Legislative Budget Board (LBB) and the C	the agency Legislative Appropriations Request filed Governor's Office Budget Division (Governor's Office) to electronic submission to the LBB via the Automated and the PDF file submitted via the LBB Document
· · · · · · · · · · · · · · · · · · ·	that unexpended balances will accrue for any account, ied in writing in accordance with Article IX, Section
Chief Executive Officer or Presiding Judge	Board or Commission Chair
Shanon Keller	
Signature	Signature
Sharon Keller	
Printed Name	Printed Name
Presiding Judge	
Fitle	Title
08/05/22	
Date	Date
Chief Financial Officer	
Deana Williamoon	
Signature	
Deana Williamson	
Printed Name	
Clerk of the Court	
Title	

08/05/22

Date

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Budget Overview - Biennial Amounts

88th Regular Session, Agency Submission, Version 1

211 Court of Criminal Appeals												
		GENERAL REVE	ENUE FUNDS	A _F GR DEDI	opropriation Yea		L FUNDS	OTHER F	FUNDS	ALL FU		EXCEPTIONAL ITEM FUNDS
		2022-23	2024-25	2022-23	2024-25	2022-23	2024-25	2022-23	2024-25	2022-23	2024-25	2024-25
Goal: 1. Appellate Court Operation	ns											
1.1.1. Appellate Court Operations		11,073,943	11,073,943					69,000	69,000	11,142,943	11,142,943	2,588,044
1.1.2. Appellate Judge Salaries		3,000,080	3,000,080					666,502	666,502	3,666,582	3,666,582	16,294
	Total, Goal	14,074,023	14,074,023					735,502	735,502	14,809,525	14,809,525	2,604,338
Goal: 2. Judicial Education												
2.1.1. Judicial Education				25,068,658	25,068,658					25,068,658	25,068,658	
	Total, Goal			25,068,658	25,068,658					25,068,658	25,068,658	
ī	Гotal, Agency	14,074,023	14,074,023	25,068,658	25,068,658			735,502	735,502	39,878,183	39,878,183	2,604,338
	Total FTEs									71.0	71.0	0.0

88th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

211 Court of Criminal Appeals

Goal / Objective / STRATEGY	Exp 2021	Est 2022	Bud 2023	Req 2024	Req 2025
1 Appellate Court Operations					
1 Appellate Court Operations					
1 APPELLATE COURT OPERATIONS	5,308,023	5,252,798	5,890,145	5,571,471	5,571,472
2 APPELLATE JUDGE SALARIES	1,784,484	1,826,228	1,840,354	1,833,291	1,833,291
TOTAL, GOAL 1	\$7,092,507	\$7,079,026	\$7,730,499	\$7,404,762	\$7,404,763
Judicial EducationJudicial Education					
1 JUDICIAL EDUCATION	10,122,231	11,300,002	13,768,656	12,534,329	12,534,329
TOTAL, GOAL 2	\$10,122,231	\$11,300,002	\$13,768,656	\$12,534,329	\$12,534,329
TOTAL, AGENCY STRATEGY REQUEST	\$17,214,738	\$18,379,028	\$21,499,155	\$19,939,091	\$19,939,092
TOTAL, AGENCY RIDER APPROPRIATIONS REQUEST*				\$0	\$0
GRAND TOTAL, AGENCY REQUEST	\$17,214,738	\$18,379,028	\$21,499,155	\$19,939,091	\$19,939,092

2.A. Page 1 of 2

88th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

211 Court of Criminal Appeals

Goal / Objective / STRATEGY	Exp 2021	Est 2022	Bud 2023	Req 2024	Req 2025
METHOD OF FINANCING:					
General Revenue Funds:					
1 General Revenue Fund	6,728,957	6,711,275	7,362,748	7,037,011	7,037,012
SUBTOTAL	\$6,728,957	\$6,711,275	\$7,362,748	\$7,037,011	\$7,037,012
General Revenue Dedicated Funds:					
540 Jud & Court Training Fd	10,122,231	11,300,002	13,768,656	12,534,329	12,534,329
SUBTOTAL	\$10,122,231	\$11,300,002	\$13,768,656	\$12,534,329	\$12,534,329
Other Funds:					
573 Judicial Fund	333,251	333,251	333,251	333,251	333,251
666 Appropriated Receipts	299	4,500	4,500	4,500	4,500
777 Interagency Contracts	30,000	30,000	30,000	30,000	30,000
SUBTOTAL	\$363,550	\$367,751	\$367,751	\$367,751	\$367,751
TOTAL, METHOD OF FINANCING	\$17,214,738	\$18,379,028	\$21,499,155	\$19,939,091	\$19,939,092

^{*}Rider appropriations for the historical years are included in the strategy amounts.

88th Regular Session, Agency Submission, Version 1 $\,$

Agency code: 211	Agency name: Court of	of Criminal Appeals			
METHOD OF FINANCING	Exp 2021		Bud 2023	Req 2024	Req 2025
GENERAL REVENUE					
1 General Revenue Fund					
REGULAR APPROPRIATIONS					
Regular Appropriations from MOF Table (2020-21 GA	AA) \$6,512,352	\$0	\$0	\$0	\$0
Regular Appropriations from MOF Table (2022-23 GA	AA) \$0	\$7,029,944	\$7,044,079	\$0	\$0
Regular Appropriations from MOF Table (2024-25 GA	AA) \$0	\$0	\$0	\$7,037,011	\$7,037,012
RIDER APPROPRIATION					
Article IX, Section 18.25, Contingency HB 2384 (b)(1	\$1,468,899	\$0	\$0	\$0	\$0
Comments: Strategy A.1.2 is an estimated approp	priation				
Article IX, Section 18.95 (2020-21 GAA)	\$250,000	\$0	\$0	\$0	\$0
Comments: Strategy B.1.1 Judicial Education					

88th Regular Session, Agency Submission, Version 1 $\,$

Agency code: 211	Agency name: Court of Crim	inal Appeals			
METHOD OF FINANCING	Exp 2021	Est 2022	Bud 2023	Req 2024	Req 2025
GENERAL REVENUE					
Article IX, Section 18.25, Contingency HB 2384 (b)	\$(1,202,158)	\$0	\$0	\$0	\$0
LAPSED APPROPRIATIONS	\$(1,202,130)	Ψ	\$ 0	50	Ψ
Lapsed Appropriations	\$(494,580)	\$0	\$0	\$0	\$0
Comments: Strategy B.1.1 Judicial Education, A		ψ υ	Ų.		ţ.
Lapsed Appropriations	\$(186,316)	\$0	\$0	\$0	\$0
Comments: Strategy B.1.1 Judicial Education, I Health (2020-21 GAA)	Rider 7 Judicial Education Mental				
Lapsed Appropriations	\$(12,866)	\$0	\$0	\$0	\$0
Comments: Strategy A.1.1 Appellate Court Ope	erations				
Article IX, Section 18.25, Contingency HB 2384 (b)	\$(17,666)	\$0	\$0	\$0	\$0
Comments: Strategy A.1.2 is an estimated appro	opriation				

88th Regular Session, Agency Submission, Version 1

Agency code: 211 Agency name: Court of Criminal Appeals									
METHOD OF FINANCING	Exp 2021	Est 2022	Bud 2023	Req 2024	Req 2025				
GENERAL REVENUE									
UNEXPENDED BALANCES AUTHORITY									
Strategy B.1.1 Judicial Education	\$244,580	\$0	\$0	\$0	\$0				
Comments: Article IX, Section 18.95 (2020-21		50	Ψ 0	30	50				
Strategy B.1.1 Judicial Education	\$43,536	\$0	\$0	\$0	\$0				
Comments: Rider 7 Judicial Education Mental I		űV	Φ 0	30	90				
Strategy A.1.1 Appellate Court Operations	#100.15¢	to.	do.	do.	do.				
	\$123,176	\$0	\$0	\$0	\$0				
Strategy A.1.1 Appellate Court Operations	\$0	\$(100,000)	\$100,000	\$0	\$0				
Strategy B.1.1 Judicial Education	60	\$(218,660)	\$219.440	¢0	¢o.				
Comments: Article IV, Section 2(b)(2), Judicia	\$0 I Training & Mental Health	\$(218,669)	\$218,669	\$0	\$0				

88th Regular Session, Agency Submission, Version 1 $\,$

Agency code:	211	Agency na	ame: Court of Cri	minal Appeals			
METHOD OF FIN	NANCING		Exp 2021	Est 2022	Bud 2023	Req 2024	Req 2025
GENERAL RI	<u>EVENUE</u>						
TOTAL,	General Revenue Fund		\$6,728,957	\$6,711,275	\$7,362,748	\$7,037,011	\$7,037,012
TOTAL, ALL	GENERAL REVENUE		\$6,728,957	\$6,711,275	\$7,362,748	\$7,037,011	\$7,037,012
GENERAL RI	EVENUE FUND - DEDICATED						
	Dedicated - Judicial and Court Per	rsonnel Training Fund No. 54	0				
R	Legular Appropriations from MOF	Table (2020-21 GAA)	\$11,969,382	\$0	\$0	\$0	\$0
R	Regular Appropriations from MOF	Table (2022-23 GAA)	\$0	\$15,887,828	\$15,887,828	\$0	\$0
R	Legular Appropriations from MOF	Table (2024-25 GAA)	\$0	\$0	\$0	\$12,534,329	\$12,534,329
LAF	PSED APPROPRIATIONS						
L	apsed Appropriations		\$(3,765,760)	\$0	\$0	\$0	\$0

88th Regular Session, Agency Submission, Version 1 $\,$

Agency code: 211 Age	ency name: Court of Cri	minal Appeals			
METHOD OF FINANCING	Exp 2021	Est 2022	Bud 2023	Req 2024	Req 2025
GENERAL REVENUE FUND - DEDICATED					
Lapsed Appropriations					
	\$0	\$(4,148,159)	\$(2,558,839)	\$0	\$0
Comments: Lapsed Appropriations reflect an estimate GR-Dedicated court fee revenue from the Regular App 22-23 GAA, due in part to the Covid-19 pandemic.					
UNEXPENDED BALANCES AUTHORITY					
Regular Appropriations from MOF Table (2020-21 GAA)					
	\$2,118,609	\$0	\$0	\$0	\$0
UB Authority for Admin Funds (2020-21 GAA)	\$(200,000)	\$0	\$0	\$0	\$0
Rider 2(a)(1), UB Authority for Admin Funds (2022-23 GA		(4.50.000)	#4.5 0.000		40
	\$0	\$(150,000)	\$150,000	\$0	\$0
Regular Appropriations from MOF Table (2022-23 GAA)					
Tagana Tappa optimization in the Princip (2022 20 GMH)	\$0	\$(289,667)	\$289,667	\$0	\$0
OTAL, GR Dedicated - Judicial and Court Personnel Training	g Fund No. 540				
	\$10,122,231	\$11,300,002	\$13,768,656	\$12,534,329	\$12,534,329

8/2/2022 1:13:02PM

2.B. Summary of Base Request by Method of Finance

88th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

gency code: 211	Agency name: Court of Cr	iminal Appeals			
THOD OF FINANCING	Exp 2021	Est 2022	Bud 2023	Req 2024	Req 2025
TAL, ALL GENERAL REVENUE FUND - DEDICATED	\$10,122,231	\$11,300,002	\$13,768,656	\$12,534,329	\$12,534,329
TAL, GR & GR-DEDICATED FUNDS	\$16,851,188	\$18,011,277	\$21,131,404	\$19,571,340	\$19,571,341
OTHER FUNDS					
573 Judicial Fund No. 573 REGULAR APPROPRIATIONS					
Regular Appropriations from MOF Table (2020-21 GA	A) \$333,251	\$0	\$0	\$0	\$0
Regular Appropriations from MOF Table (2022-23 GAZ	A) \$0	\$333,251	\$333,251	\$0	\$0
Regular Appropriations from MOF Table (2024-25	\$0	\$0	\$0	\$333,251	\$333,251
ΓAL, Judicial Fund No. 573	\$333,251	\$333,251	\$333,251	\$333,251	\$333,251
666 Appropriated Receipts	\$333,251	\$333,251	\$333,251	\$333,251	

REGULAR APPROPRIATIONS

Regular Appropriations from MOF Table (2021-22 GAA)

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

Agency code: 211	Agency name: Cour	of Criminal Appeals			
METHOD OF FINANCING	Exp 202	Est 2022	Bud 2023	Req 2024	Req 2025
OTHER FUNDS	\$4,50	0 \$0	\$0	\$0	\$0
Regular Appropriations from MOF Table (2022-2		0 \$4,500	\$4,500	\$0	\$0
Regular Appropriations from MOF Table (2024-2		0 \$0	\$0	\$4,500	\$4,500
LAPSED APPROPRIATIONS					
Lapse of Spending Authority	\$(4,20	1) \$0	\$0	\$0	\$0
TOTAL, Appropriated Receipts	\$29	9 \$4,500	\$4,500	\$4,500	\$4,500
Interagency Contracts REGULAR APPROPRIATIONS					
Regular Appropriations from MOF Table (2022-2		0 \$30,000	\$30,000	\$0	\$0
Regular Appropriations from MOF Table (2021-2	22 GAA)				

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

Agency code:	211	Agency name:	Court of Cr	minal Appeals			
METHOD OF FINA	ANCING		Exp 2021	Est 2022	Bud 2023	Req 2024	Req 2025
OTHER FUND	<u>s</u>		\$30,000	\$0	\$0	\$0	\$0
Re	gular Appropriations from MOF Tab	ble (2024-25)	\$0	\$0	\$0	\$30,000	\$30,000
TOTAL,	Interagency Contracts		\$30,000	\$30,000	\$30,000	\$30,000	\$30,000
TOTAL, ALL	OTHER FUNDS		\$363,550	\$367,751	\$367,751	\$367,751	\$367,751
GRAND TOTAL			\$17,214,738	\$18,379,028	\$21,499,155	\$19,939,091	\$19,939,092

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

Agency code: 211	Agency name: Court of Crim	inal Appeals			
METHOD OF FINANCING	Exp 2021	Est 2022	Bud 2023	Req 2024	Req 2025
FULL-TIME-EQUIVALENT POSITIONS					
REGULAR APPROPRIATIONS					
Regular Appropriations from MOF Table (2020-21 GAA)	71.0	0.0	0.0	0.0	0.0
Regular Appropriations from MOF Table (2022-23 GAA)	0.0	71.0	71.0	0.0	0.0
Regular Appropriations from MOF Table (2024-25)	0.0	0.0	0.0	71.0	71.0
UNAUTHORIZED NUMBER OVER (BELOW) CAP					
Unauthorized Number Over (Below) Cap	(6.4)	(6.3)	0.0	0.0	0.0
TOTAL, ADJUSTED FTES	64.6	64.7	71.0	71.0	71.0

NUMBER OF 100% FEDERALLY FUNDED FTEs

2.C. Summary of Base Request by Object of Expense

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

211 Court of Criminal Appeals

OBJECT OF EXPENSE	Exp 2021	Est 2022	Bud 2023	BL 2024	BL 2025
1001 SALARIES AND WAGES	\$6,331,576	\$6,615,751	\$6,857,118	\$6,858,885	\$6,858,885
1002 OTHER PERSONNEL COSTS	\$478,622	\$315,428	\$251,373	\$154,402	\$154,402
2001 PROFESSIONAL FEES AND SERVICES	\$77,881	\$2,071	\$2,100	\$1,700	\$1,700
2003 CONSUMABLE SUPPLIES	\$7,558	\$6,400	\$8,400	\$6,000	\$6,000
2004 UTILITIES	\$4,053	\$4,000	\$4,000	\$4,000	\$4,000
2005 TRAVEL	\$4,563	\$12,781	\$37,500	\$37,500	\$37,500
2006 RENT - BUILDING	\$8,167	\$8,200	\$8,200	\$8,100	\$8,100
2007 RENT - MACHINE AND OTHER	\$9,723	\$9,828	\$10,079	\$10,000	\$10,000
2009 OTHER OPERATING EXPENSE	\$435,027	\$210,650	\$222,378	\$213,493	\$213,494
4000 GRANTS	\$9,857,568	\$11,193,919	\$14,098,007	\$12,645,011	\$12,645,011
OOE Total (Excluding Riders)	\$17,214,738	\$18,379,028	\$21,499,155	\$19,939,091	\$19,939,092
OOE Total (Riders) Grand Total	\$17,214,738	\$18,379,028	\$21,499,155	\$19,939,091	\$19,939,092

2.C.1. Operating Costs Detail ~ Base Request

Date: **8/2/2022**Time: **1:13:10PM**

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

Agency Code: 211 Agency: Court of Criminal Appeals

BASE REQUEST STRATEGY: 1-1-1 Appellate Court Operations

Code	Type of Expense	Expended	Estimated	Budgeted	Requested	Requested
2	D	Φ4 225	#5 200	Ф.C. 200	Ø5 100	Ø5 200
2	Postage	\$4,225	\$5,200	\$6,200	\$5,199	\$5,200
5	Westlaw/Lexis	44,720	43,000	42,000	42,000	42,000
6	Registrations/Training	7,555	900	4,000	2,500	2,500
13	Furniture & Equipment (Expensed)	215,326	8,385	2,000	2,500	2,500
24	Freight/Delivery	128	600	600	600	600
27	Membership Dues	8,912	9,047	0	0	0
28	Liability Insurance	6,069	6,069	6,069	6,069	6,069
64	SORM Assessment	5,573	5,573	5,573	5,573	5,573
86	Capitol Complex Transfer	14,500	14,500	14,500	14,500	14,500
164	Books/Reference Materials	9,121	3,000	3,000	3,000	3,000
195	Payroll Health Insurance Contrib.	39,741	39,761	48,360	48,360	48,360
197	Purchased Contract Services	48,000	53,000	50,703	48,000	48,000
201	2015% Retirement Contribution	22,600	22,343	24,192	24,192	24,192
	Total, Operating Costs	\$426,470	\$211,378	\$207,197	\$202,493	\$202,494

Date: **8/2/2022**Time: **1:13:10PM**

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

Agency Code: 211 Agency: Court of Criminal Appeals

BASE REQUEST STRATEGY: 2-1-1 Judicial Education

Code	Type of Expense	Expended	Estimated	Budgeted	Requested	Requested
1	Consumable Supplies	\$0	\$500	\$500	\$500	\$500
6	Registrations/Training	1,849	2,800	2,780	2,780	2,780
13	Furniture & Equipment (Expensed)	882	600	1,100	1,100	1,100
26	Books (expensed)	1,132	1,500	1,500	1,500	1,500
45	Telephone/Communication Services	620	620	620	620	620
195	Payroll Health Insurance Contrib.	2,681	3,001	3,000	3,000	3,000
202	.5% Retirement Contribution	1,390	1,500	1,500	1,500	1,500
	Total, Operating Costs	\$8,554	\$10,521	\$11,000	\$11,000	\$11,000

2.D. Summary of Base Request Objective Outcomes

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation system of Texas (ABEST)

211 Court of Criminal Appeals

Goal/ Obje	ective / Outcome	Exp 2021	Est 2022	Bud 2023	BL 2024	BL 2025
	late Court Operations Appellate Court Operations					
KEY	1 Disposition Rate for PDR's Which Are Granted	l				
		51.00%	60.00%	55.00%	55.00%	55.00%
	2 Disposition Rate for Application for Writs of H	abeas Corpus				
		89.00%	89.00%	89.00%	89.00%	89.00%
KEY	3 Disposition Rate for Death Penalty Cases					
		46.00%	25.00%	35.00%	35.00%	35.00%
KEY	4 Avg Time (in Days) from the Time PDRs Are G	ranted until Disposition				
		239.00	370.00	300.00	300.00	300.00
KEY	5 Average Time from Time Filed to Disposition in	1 Death Penalty Cases				
		803.00	593.00	650.00	650.00	650.00

2.E. Summary of Exceptional Items Request

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: **8/2/2022** TIME: **1:13:02PM**

Agency code: 211 Agency name: Court of Criminal Appeals

			2024			2025		Bien	nium
Priority	Item	GR and GR/GR Dedicated	All Funds	FTEs	GR and GR Dedicated	All Funds	FTEs	GR and GR Dedicated	All Funds
1 A.1.1	Salary Increases	\$645,058	\$645,058		\$645,058	\$645,058		\$1,290,116	\$1,290,116
2 A.1.1	-10% Salary Increase	\$548,964	\$548,964		\$548,964	\$548,964		\$1,097,928	\$1,097,928
3 B.1.1	Public Defender's Training	\$100,000	\$100,000		\$100,000	\$100,000		\$200,000	\$200,000
4 A.1.2	Judicial Salaries	\$0	\$0		\$16,294	\$16,294		\$16,294	\$16,294
Total, Excep	otional Items Request	\$1,294,022	\$1,294,022		\$1,310,316	\$1,310,316		\$2,604,338	\$2,604,338
Method of F	- Financing								
	Revenue Revenue - Dedicated	\$1,294,022	\$1,294,022		\$1,310,316	\$1,310,316		\$2,604,338	\$2,604,338
Federal l									
Other Fu	ands								
		\$1,294,022	\$1,294,022		\$1,310,316	\$1,310,316		\$2,604,338	\$2,604,338

Full Time Equivalent Positions

Number of 100% Federally Funded FTEs

2.F. Summary of Total Request by Strategy

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: TIME:

8/2/2022 1:13:03PM

Agency code: 211	Agency name:	Court of Criminal Appeals					
Goal/Objective/STRATEGY		Base 2024	Base 2025	Exceptional 2024	Exceptional 2025	Total Request 2024	Total Request 2025
1 Appellate Court Operations							
1 Appellate Court Operations							
1 APPELLATE COURT OPERATIONS		\$5,571,471	\$5,571,472	\$1,294,022	\$1,294,022	\$6,865,493	\$6,865,494
2 APPELLATE JUDGE SALARIES		1,833,291	1,833,291	0	16,294	1,833,291	1,849,585
TOTAL, GOAL 1		\$7,404,762	\$7,404,763	\$1,294,022	\$1,310,316	\$8,698,784	\$8,715,079
2 Judicial Education							
1 Judicial Education							
1 JUDICIAL EDUCATION		12,534,329	12,534,329	0	0	12,534,329	12,534,329
TOTAL, GOAL 2		\$12,534,329	\$12,534,329	\$0	\$0	\$12,534,329	\$12,534,329
TOTAL, AGENCY STRATEGY REQUEST		\$19,939,091	\$19,939,092	\$1,294,022	\$1,310,316	\$21,233,113	\$21,249,408
TOTAL, AGENCY RIDER APPROPRIATIONS REQUEST							
GRAND TOTAL, AGENCY REQUEST		\$19,939,091	\$19,939,092	\$1,294,022	\$1,310,316	\$21,233,113	\$21,249,408

2.F. Summary of Total Request by Strategy

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE:

8/2/2022

TIME: 1:13:03PM

Agency code: 211	Agency name:	Court of Criminal Appeals					_
Goal/Objective/STRATEGY		Base 2024	Base 2025	Exceptional 2024	Exceptional 2025	Total Request 2024	Total Request 2025
General Revenue Funds:							
1 General Revenue Fund		\$7,037,011	\$7,037,012	\$1,294,022	\$1,310,316	\$8,331,033	\$8,347,328
		\$7,037,011	\$7,037,012	\$1,294,022	\$1,310,316	\$8,331,033	\$8,347,328
General Revenue Dedicated Funds:							
540 Jud & Court Training Fd		12,534,329	12,534,329	0	0	12,534,329	12,534,329
		\$12,534,329	\$12,534,329	\$0	\$0	\$12,534,329	\$12,534,329
Other Funds:							
573 Judicial Fund		333,251	333,251	0	0	333,251	333,251
666 Appropriated Receipts		4,500	4,500	0	0	4,500	4,500
777 Interagency Contracts		30,000	30,000	0	0	30,000	30,000
		\$367,751	\$367,751	\$0	\$0	\$367,751	\$367,751
TOTAL, METHOD OF FINANCING		\$19,939,091	\$19,939,092	\$1,294,022	\$1,310,316	\$21,233,113	\$21,249,408
FULL TIME EQUIVALENT POSITION	S	71.0	71.0	0.0	0.0	71.0	71.0

2.G. Summary of Total Request Objective Outcomes

Date: 8/2/2022 Time: 1:13:03PM

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation system of Texas (ABEST)

Agency cod	le: 211 Agency	name: Court of Criminal Ap	peals			
Goal/ Object	ctive / Outcome				Total	Total
	BL 2024	BL 2025	Excp 2024	Excp 2025	Request 2024	Request 2025
1 1	Appellate Court Operations Appellate Court Operations					
KEY	1 Disposition Rate for PDR's Which	h Are Granted				
	55.00%	55.00%			55.00%	55.00%
	2 Disposition Rate for Application	for Writs of Habeas Corpus				
	89.00%	89.00%			89.00%	89.00%
KEY	3 Disposition Rate for Death Penal	ty Cases				
	35.00%	35.00%			35.00%	35.00%
KEY	4 Avg Time (in Days) from the Tim	e PDRs Are Granted until D	risposition			
	300.00	300.00			300.00	300.00
KEY	5 Average Time from Time Filed to	Disposition in Death Penalt	y Cases			
	650.00	650.00			650.00	650.00

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

211 Court of Criminal Appeals

GOAL: 1 Appellate Court Operations

OBJECTIVE: 1 Appellate Court Operations

STRATEGY: 1 Appellate Court Operations

Service Categories:

Service: 01 Income: A.2 Age: B.3

CODE	DESCRIPTION	Exp 2021	Est 2022	Bud 2023	BL 2024	BL 2025
Output I	Measures:					
1	Number of Cases Disposed	7,719.00	6,008.00	7,000.00	7,000.00	7,000.00
Efficienc	y Measures:					
1	Average time (Days) from the Time FD to Disp for Writs of	63.00	47.00	55.00	55.00	55.00
Н	abeas Corp					
2	Average Time from the Time Filed to Disposition for PDR	68.00	57.00	62.00	62.00	62.00
Objects	of Expense:					
1001	SALARIES AND WAGES	\$4,319,957	\$4,545,633	\$4,773,000	\$4,773,000	\$4,773,000
1002	OTHER PERSONNEL COSTS	\$411,138	\$253,000	\$188,819	\$100,678	\$100,678
2001	PROFESSIONAL FEES AND SERVICES	\$77,881	\$2,071	\$2,100	\$1,700	\$1,700
2003	CONSUMABLE SUPPLIES	\$7,558	\$6,400	\$8,400	\$6,000	\$6,000
2004	UTILITIES	\$4,053	\$4,000	\$4,000	\$4,000	\$4,000
2005	TRAVEL	\$0	\$6,455	\$30,000	\$30,000	\$30,000
2006	RENT - BUILDING	\$8,167	\$8,200	\$8,200	\$8,100	\$8,100
2007	RENT - MACHINE AND OTHER	\$8,079	\$8,079	\$8,079	\$8,000	\$8,000
2009	OTHER OPERATING EXPENSE	\$426,470	\$200,129	\$211,378	\$202,493	\$202,494
4000	GRANTS	\$44,720	\$218,831	\$656,169	\$437,500	\$437,500

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

	211 Court of Criminal Appeals								
GOAL: 1 Appellate Court Operations									
OBJECTIVE: 1 Appellate Court Operations			Service Categor	ries:					
STRATEGY: 1 Appellate Court Operations			Service: 01	Income: A.2	Age: B.3				
CODE DESCRIPTION	Exp 2021	Est 2022	Bud 2023	BL 2024	BL 2025				
TOTAL, OBJECT OF EXPENSE	\$5,308,023	\$5,252,798	\$5,890,145	\$5,571,471	\$5,571,472				
Method of Financing:									
1 General Revenue Fund	\$5,277,724	\$5,218,298	\$5,855,645	\$5,536,971	\$5,536,972				
SUBTOTAL, MOF (GENERAL REVENUE FUNDS)	\$5,277,724	\$5,218,298	\$5,855,645	\$5,536,971	\$5,536,972				
Method of Financing:									
666 Appropriated Receipts	\$299	\$4,500	\$4,500	\$4,500	\$4,500				
777 Interagency Contracts	\$30,000	\$30,000	\$30,000	\$30,000	\$30,000				
SUBTOTAL, MOF (OTHER FUNDS)	\$30,299	\$34,500	\$34,500	\$34,500	\$34,500				
TOTAL, METHOD OF FINANCE (INCLUDING RIDERS)				\$5,571,471	\$5,571,472				
TOTAL, METHOD OF FINANCE (EXCLUDING RIDERS)	\$5,308,023	\$5,252,798	\$5,890,145	\$5,571,471	\$5,571,472				
FULL TIME EQUIVALENT POSITIONS:	52.6	52.7	59.0	59.0	59.0				
STRATEGY DESCRIPTION AND JUSTIFICATION:									

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

211 Court of Criminal Appeals

GOAL: 1 Appellate Court Operations

OBJECTIVE: 1 Appellate Court Operations

Service Categories:

Income: A.2

Age: B.3

STRATEGY: 1 Appellate Court Operations

DESCRIPTION

CODE

Exp 2021

Est 2022

Bud 2023

Service: 01

BL 2024

BL 2025

The Court of Criminal Appeals was created by Article V, Section 4 of the Texas Constitution. The Court of Criminal Appeals consists of eight Judges and one Presiding Judge. This Court has final appellate jurisdiction coextensive with the limits of the state, and its determinations shall be final, in all criminal cases of whatever grade, with such exceptions and under such regulations as may be provided in the Texas Constitution or prescribed by law. The appeal of all cases in which the death penalty has been assessed shall be to the Court of Criminal Appeals. The appeal of all other criminal cases shall be to the Courts of Appeal as prescribed by law. In addition, the Court of Criminal Appeals may, on its own motion, review a decision of a Court of Appeals in a criminal case as provided by law. Discretionary review by the Court of Criminal Appeals is not a matter of right, but of sound judicial discretion.

EXTERNAL/INTERNAL FACTORS IMPACTING STRATEGY:

The main factor which drives this strategy is the need to attract and retain highly trained and knowledgeable staff to work on a challenging caseload.

EXPLANATION OF BIENNIAL CHANGE (includes Rider amounts):

STRATEGY	BIENNIAL TOTAL - ALL FUNDS	BIENNIAL	EXPLA	NATION OF BIENNIAL CHANGE
Base Spending (Est 2022 + I	Bud 2023) Baseline Request (BL 2024 + BL 2025)) CHANGE	\$ Amount	Explanation(s) of Amount (must specify MOFs and FTEs)
\$11,142,943	\$11,142,943	\$0		
		-	\$0	Total of Explanation of Biennial Change

Age: NA

\$1,833,291

\$1,833,291

9.0

3.A. Strategy Request

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

211 Court of Criminal Appeals

Exp 2021

\$1,733,400

\$1,784,484

\$1,451,233

\$1,451,233

\$333,251

\$333,251

\$1,784,484

9.0

\$51,084

Est 2022

\$1,769,800

\$1,492,977

\$1,492,977

\$333,251

\$333,251

\$1,826,228

9.0

\$56,428 **\$1,826,228**

GOAL: 1 Appellate Court Operations

DESCRIPTION

1001 SALARIES AND WAGES

1 General Revenue Fund

SUBTOTAL, MOF (OTHER FUNDS)

FULL TIME EQUIVALENT POSITIONS:

SUBTOTAL, MOF (GENERAL REVENUE FUNDS)

TOTAL, METHOD OF FINANCE (INCLUDING RIDERS)

TOTAL, METHOD OF FINANCE (EXCLUDING RIDERS)

TOTAL, OBJECT OF EXPENSE

1002 OTHER PERSONNEL COSTS

CODE

Objects of Expense:

Method of Financing:

Method of Financing:

573 Judicial Fund

OBJECTIVE: 1 Appellate Court Operations Service Categories:

STRATEGY: 2 Appellate Judge Salaries. Estimated and Nontransferable

Bud 2023	BL 2024	BL 2025
44 5 02 000	04 = 0 = = 5	** ** * * * * * * * *
\$1,783,800	\$1,785,567	\$1,785,567
\$56,554	\$47,724	\$47,724
\$1,840,354	\$1,833,291	\$1,833,291
\$1,507,103	\$1,500,040	\$1,500,040
\$1,507,103	\$1,500,040	\$1,500,040
\$333,251	\$333,251	\$333,251
\$333,251	\$333,251	\$333,251

\$1,833,291

\$1,833,291

9.0

Income: NA

Service: NA

\$1,840,354

9.0

3.A. Page 4 of 9

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

211 Court of Criminal Appeals							
GOAL:	1	Appellate Court Operations					
OBJECTIVE:	1	Appellate Court Operations			Service Categori	es:	
STRATEGY:	2	Appellate Judge Salaries. Estimated and Nontransferable			Service: NA	Income: NA	Age: NA
CODE	DESC	RIPTION	Exp 2021	Est 2022	Bud 2023	BL 2024	BL 2025
EXTERNAL/II	NTERNA	AL FACTORS IMPACTING STRATEGY:					
EXPLANATIO	N OF BI	IENNIAL CHANGE (includes Rider amounts):					
D 0		TRATEGY BIENNIAL TOTAL - ALL FUNDS	BIENNIAL	·	ANATION OF BIENNI		
Base Sper	iding (Es	st 2022 + Bud 2023) Baseline Request (BL 2024 + BL 202	25) CHANGE	\$ Amount	Explanation(s) of A	mount (must specify M	IOFs and FTEs)
	\$3,66	66,582 \$3,666,582	\$0				

Total of Explanation of Biennial Change

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

211 Court of Criminal Appeals

GOAL: 2 Judicial Education

OBJECTIVE: 1 Judicial Education

STRATEGY: 1 Judicial Education

Service Categories:

Service: 07 Income: A.2

Age: B.3

CODE DESCRIPTION	Exp 2021	Est 2022	Bud 2023	BL 2024	BL 2025
Output Measures:					
KEY 1 Total Number of Participants Trained in Judicial Education Courses	31,992.00	28,578.00	30,781.00	30,781.00	30,781.00
2 Number of Judges Trained in Judicial Education Courses	11,768.00	8,284.00	10,190.00	10,190.00	10,190.00
3 Number of Court Personnel Trained in Judicial Education Courses	9,176.00	7,200.00	8,322.00	8,322.00	8,322.00
4 Number of Constables Trained in Judicial Education Courses	1,190.00	1,495.00	1,364.00	1,364.00	1,364.00
5 Number of Prosecuting Attorneys and Their Personnel Trained	2,488.00	3,358.00	2,971.00	2,971.00	2,971.00
6 # Of Defense Attorneys And Personnel Trained In Judicial Education	7,260.00	7,504.00	7,503.00	7,503.00	7,503.00
7 Total Number of Law Students Trained in Judicial Education Courses	3.00	174.00	90.00	90.00	90.00
8 Total # Law Enforcement Officers Trained in Judicial Education Courses	50.00	355.00	206.00	206.00	206.00
9 Total Number of Public Defenders Trained in Judicial Education Courses	57.00	208.00	135.00	135.00	135.00
Objects of Expense:					
1001 SALARIES AND WAGES	\$278,219	\$300,318	\$300,318	\$300,318	\$300,318

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

211 Court of Criminal Appeals

GOAL: 2 Judicial Education
OBJECTIVE: 1 Judicial Education

Service Categories:

STRATEGY: 1 Judicial Education

Service: 07 Income: A.2 Age: B.3

CODE	DESCRIPTION	Exp 2021	Est 2022	Bud 2023	BL 2024	BL 2025
1002	OTHER PERSONNEL COSTS	\$16,400	\$6,000	\$6,000	\$6,000	\$6,000
2005	TRAVEL	\$4,563	\$6,326	\$7,500	\$7,500	\$7,500
2007	RENT - MACHINE AND OTHER	\$1,644	\$1,749	\$2,000	\$2,000	\$2,000
2009	OTHER OPERATING EXPENSE	\$8,557	\$10,521	\$11,000	\$11,000	\$11,000
4000	GRANTS	\$9,812,848	\$10,975,088	\$13,441,838	\$12,207,511	\$12,207,511
TOTAL,	OBJECT OF EXPENSE	\$10,122,231	\$11,300,002	\$13,768,656	\$12,534,329	\$12,534,329
Method o	of Financing:					
540	Jud & Court Training Fd	\$10,122,231	\$11,300,002	\$13,768,656	\$12,534,329	\$12,534,329
SUBTOT	TAL, MOF (GENERAL REVENUE FUNDS - DEDICATED)	\$10,122,231	\$11,300,002	\$13,768,656	\$12,534,329	\$12,534,329
TOTAL,	METHOD OF FINANCE (INCLUDING RIDERS)				\$12,534,329	\$12,534,329
TOTAL,	METHOD OF FINANCE (EXCLUDING RIDERS)	\$10,122,231	\$11,300,002	\$13,768,656	\$12,534,329	\$12,534,329
FULL TI	ME EQUIVALENT POSITIONS:	3.0	3.0	3.0	3.0	3.0

STRATEGY DESCRIPTION AND JUSTIFICATION:

88th Regular Session, Agency Submission, Version 1
Automated Budget and Evaluation System of Texas (ABEST)

211 Court of Criminal Appeals

GOAL: 2 Judicial Education

OBJECTIVE: 1 Judicial Education Service Categories:

STRATEGY: 1 Judicial Education

Service: 07 Income: A.2 Age: B.3

CODE DESCRIPTION Exp 2021 Est 2022 Bud 2023 BL 2024 BL 2025

The Court of Criminal Appeals has administered the appropriation for Judicial and Court Personnel Training since the 73rd Legislative Session as authorized by Chapter 56 of the Government Code and Article IV of the General Appropriations Act. The Court of Criminal Appeals oversees the training program and adopts rules relating to the education and training of judges and court personnel of appellate, district, statutory county, constitutional county, and municipal courts, and justices of the peace and their staff, prosecuting attorneys and their staff and criminal defense lawyers who represent indigents and others. The Court of Criminal Appeals provides funding in the form of grants to entities who conduct the education and training programs. The Court of Criminal Appeals awards grants, audits the expenditure of funds provided, and tracks participation in the education and training programs.

EXTERNAL/INTERNAL FACTORS IMPACTING STRATEGY:

Many participants of the education and training programs have little or no prior experience in their offices or positions and they rely heavily on the information and materials provided to establish and maintain competency. Judicial and Court Personnel training serves as a preventative so that fewer cases of judicial mishandling appear before the State's Judicial Conduct Commission, and also so that attorneys defending indigents may be properly and continuously trained.

EXPLANATION OF BIENNIAL CHANGE (includes Rider amounts):

STRATEGY BIENNIA	L TOTAL - ALL FUNDS	BIENNIAL	<u>EXPLAN</u>	NATION OF BIENNIAL CHANGE
Base Spending (Est 2022 + Bud 2023)	Baseline Request (BL 2024 + BL 2025)	CHANGE	\$ Amount	Explanation(s) of Amount (must specify MOFs and FTEs)
\$25,068,658	\$25,068,658	\$0		
		_	\$0	Total of Explanation of Biennial Change

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

SUMMARY TOTALS:						
OBJECTS OF EXPENSE:	\$17,214,738	\$18,379,028	\$21,499,155	\$19,939,091	\$19,939,092	
METHODS OF FINANCE (INCLUDING RIDERS):				\$19,939,091	\$19,939,092	
METHODS OF FINANCE (EXCLUDING RIDERS):	\$17,214,738	\$18,379,028	\$21,499,155	\$19,939,091	\$19,939,092	
FULL TIME EQUIVALENT POSITIONS:	64.6	64.7	71.0	71.0	71.0	

Agency Code:	Agency Name:		Prepared By:	Date:	Request Level:
211	Court of Crimi	nal Appeals	Terri Counts	08/02/22	
Current Rider Number	Page Number in 2022–23 GAA		Proposed Rider Langua	ide	

The Court of Criminal Appeals does not have any Rider Revision or Additions requests.

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: 8/2/2022 TIME:

1:13:11PM

Agency code: 211 Agency name: Court of Criminal Appeals

DESCRIPTION CODE Excp 2024 Excp 2025

Item Name: Funding for Salary Increases to obtain parity with Supreme Court

Item Priority: 1 **IT Component:** No **Anticipated Out-year Costs:** Yes **Involve Contracts > \$50,000:**

Includes Funding for the Following Strategy or Strategies: 01-01-01 **Appellate Court Operations**

OBJECTS OF EXPENSE:

635,526 635,526 1001 SALARIES AND WAGES 9,532 2009 OTHER OPERATING EXPENSE 9,532

TOTAL, OBJECT OF EXPENSE \$645,058 \$645,058

METHOD OF FINANCING:

General Revenue Fund 645,058 645,058

TOTAL, METHOD OF FINANCING \$645,058 \$645,058

DESCRIPTION / JUSTIFICATION:

This funding would enable the Court of Criminal Appeals to achieve parity with the Supreme Court.

EXTERNAL/INTERNAL FACTORS:

Employees at the Court of Criminal Appeals earn less than those at the same positions at the Supreme Court.

PCLS TRACKING KEY:

DESCRIPTION OF ANTICIPATED OUT-YEAR COSTS:

Continued costs to maintain the Salary Increases going forward.

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: 8/2/2022 TIME: 1:13:11PM

Agency code:

211

Agency name: Court of Criminal Appeals

CODE DESCRIPTION Excp 2024 Excp 2025

2026	2027	2028
\$645,058	\$645,058	\$645,058

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: 8/2/2022 TIME: 1:13:11PM

Agency code: 211 Agency name: Court of Criminal Appeals

DESCRIPTION CODE Excp 2024 Excp 2025 **Item Name:** Funding for 10% Salary Increase for Staff

Item Priority: 2 **IT Component:** No

Anticipated Out-year Costs: Yes **Involve Contracts > \$50,000:**

Includes Funding for the Following Strategy or Strategies: 01-01-01 **Appellate Court Operations**

OBJECTS OF EXPENSE:

1001 2009	SALARIES AND WAGES OTHER OPERATING EXPENSE	540,852 8,112	540,852 8,112
	TOTAL, OBJECT OF EXPENSE	\$548,964	\$548,964
OD OF F	FINANCING:		

METHO

General Revenue Fund 548,964 548,964 \$548,964 \$548,964 TOTAL, METHOD OF FINANCING

DESCRIPTION / JUSTIFICATION:

This funding would enable the Court to provide staff with a cost of living increase and make the Court's salaries competitive with the private sector.

EXTERNAL/INTERNAL FACTORS:

Retaining experienced and knowledgable legal and administrative staff is essential for the Court to continue to meet its workload.

PCLS TRACKING KEY:

DESCRIPTION OF ANTICIPATED OUT-YEAR COSTS:

Costs to continue the 10% Salary Increases going forward.

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

DATE: 8/2/2022 TIME:

1:13:11PM

Agency code: 211 Agency name: Court of Criminal Appeals

CODE DESCRIPTION Excp 2024 Excp 2025

2026	2027	2028
\$548,964	\$548.964	\$548,964

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: 8/2/2022 TIME:

1:13:11PM

Agency code: 211 Agency name: Court of Criminal Appeals

DESCRIPTION CODE Excp 2024 Excp 2025

> **Item Name:** Funding to provide additional training for Public Defenders

Item Priority: 3 **IT Component:** No **Anticipated Out-year Costs:** Yes **Involve Contracts > \$50,000:**

Includes Funding for the Following Strategy or Strategies: 01-01-01 **Appellate Court Operations**

OBJECTS OF EXPENSE:

100,000 4000 **GRANTS** 100,000 TOTAL, OBJECT OF EXPENSE \$100,000 \$100,000

METHOD OF FINANCING:

1 General Revenue Fund 100,000 100,000

\$100,000 \$100,000 TOTAL, METHOD OF FINANCING

DESCRIPTION / JUSTIFICATION:

There has been a great expansion of Public Defender offices in Texas. This funding would allow us to expand and develop training specifically geared to issues facing Public Defenders and provide for continuation of their basic training.

EXTERNAL/INTERNAL FACTORS:

This funding would be used to provide additional training opportunities for Public Defenders in Texas.

PCLS TRACKING KEY:

DESCRIPTION OF ANTICIPATED OUT-YEAR COSTS:

Continued costs to for training going forward

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: 8/2/2022 TIME: 1:13:11PM

Agency code:

211

Agency name: Court of Criminal Appeals

CODE DESCRIPTION Excp 2024 Excp 2025

2026	2027	2028
\$100,000	\$100,000	\$100,000

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: **8/2/2022**TIME: **1:13:11PM**

Agency code: 211 Agency name: Court of Criminal Appeals

CODE DESCRIPTION	Excp 2024	Excp 2025
Item Name: Funding for Judicial Salaries		
Item Priority: 4		
IT Component: No		
Anticipated Out-year Costs: Yes		
Involve Contracts > \$50,000: No		
Includes Funding for the Following Strategy or Strategies: 01-01-02 Appellate Judge Salaries. Estimated and Nontransferable		
BJECTS OF EXPENSE:		
1001 SALARIES AND WAGES	0	9,435
1002 OTHER PERSONNEL COSTS	0	6,859
TOTAL, OBJECT OF EXPENSE	\$0	\$16,294
ETHOD OF FINANCING:		
1 General Revenue Fund	0	16,294
TOTAL, METHOD OF FINANCING	\$0	\$16,294

DESCRIPTION / JUSTIFICATION:

This funding is for Judicial Salaries paid under Texas Government Code §659.012's tiered, tenure-based compensation structure for judicial salaries.

EXTERNAL/INTERNAL FACTORS:

Judicial Salaries are projected to increase \$16,294 in Fiscal Year 2025.

PCLS TRACKING KEY:

DESCRIPTION OF ANTICIPATED OUT-YEAR COSTS:

Funding for Strategy A.1.2- Judicial Salaries per Texas Government Code §659.012's tiered, tenure-based compensation structure for judicial salaries.

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: **8/2/2022**TIME: **1:13:11PM**

Agency code:

211

Agency name: Court of Criminal Appeals

CODE DESCRIPTION Excp 2024 Excp 2025

2026	2027	2028
\$16,294	\$16.294	\$16.294

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: **8/2/2022**

TIME: 1:13:11PM

Agency code: 211	Agency name: Cou	t of Criminal Appeals	
Code Description		Ехср	2024 Excp 2025
Item Name:	Funding for Salar	y Increases to obtain parity with Supreme Court	
Allocation to Strategy:	1-1-1	Appellate Court Operations	
OBJECTS OF EXPENSE:			
1001	SALARIES AND WAGES	633	5,526 635,526
2009	OTHER OPERATING EXPENS	Ξ 9	9,532 9,532
TOTAL, OBJECT OF EXPE	ENSE	\$64	15,058 \$645,058
METHOD OF FINANCING	:		
	General Revenue Fund	64:	5,058 645,058
TOTAL, METHOD OF FINA	ANCING	\$64	5,058 \$645,058

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: **8/2/2022**

TIME: 1:13:11PM

Agency code: 211	Agency name: Cour	t of Criminal Appeals		
Code Description			Excp 2024	Excp 2025
Item Name:	Funding for 10%	Salary Increase for Staff		
Allocation to Strategy:	1-1-1	Appellate Court Operations		
OBJECTS OF EXPENSE:				
1001	SALARIES AND WAGES		540,852	540,852
2009	OTHER OPERATING EXPENSE	E	8,112	8,112
TOTAL, OBJECT OF EX	PENSE		\$548,964	\$548,964
METHOD OF FINANCIN	G:			
1	General Revenue Fund		548,964	548,964
TOTAL, METHOD OF FI	NANCING		\$548,964	\$548,964

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: 8/2/2022 TIME: 1:13:11PM

\$100,000

Court of Criminal Appeals Agency code: 211 Agency name: Code Description Excp 2024 Excp 2025 Funding to provide additional training for Public Defenders Item Name: Allocation to Strategy: 1-1-1 **Appellate Court Operations OBJECTS OF EXPENSE: GRANTS** 100,000 100,000 TOTAL, OBJECT OF EXPENSE \$100,000 \$100,000 **METHOD OF FINANCING:** 1 General Revenue Fund 100,000 100,000 TOTAL, METHOD OF FINANCING \$100,000

4.B. Page 3 of 4

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: **8/2/2022**

TIME: 1:13:11PM

Agency code: 21	11	Agency name: C	Court of Criminal Appeals		
Code Description				Excp 2024	Excp 2025
Item Name:		Funding for Ju	udicial Salaries		
Allocation to Stra	ategy:	1-1-2	Appellate Judge Salaries. Estimated	d and Nontransferable	
OBJECTS OF EXPE	ENSE:				
	1001	SALARIES AND WAGES		0	9,435
	1002	OTHER PERSONNEL COST	rs -	0	6,859
TOTAL, OBJECT O	F EXPI	ENSE		\$0	\$16,294
METHOD OF FINA	NCING	} :			
	1 (General Revenue Fund		0	16,294
TOTAL, METHOD	OF FIN	ANCING		\$0	\$16,294

4.C. Exceptional Items Strategy Request

Automated Budget and Evaluation System of Texas (ABEST)

DATE: 88th Regular Session, Agency Submission, Version 1 TIME:

\$1,294,022

Agency Code: 211 Agency name: **Court of Criminal Appeals** GOAL: 1 Appellate Court Operations OBJECTIVE: Service Categories: 1 Appellate Court Operations STRATEGY: 1 Appellate Court Operations Service: 01 Income: B.3 A.2 Age: **CODE DESCRIPTION** Excp 2024 Excp 2025 **OBJECTS OF EXPENSE:** 1001 SALARIES AND WAGES 1,176,378 1,176,378 2009 OTHER OPERATING EXPENSE 17,644 17,644 4000 GRANTS 100,000 100,000 \$1,294,022 \$1,294,022 **Total, Objects of Expense METHOD OF FINANCING:** 1 General Revenue Fund 1,294,022 1,294,022

EXCEPTIONAL ITEM(S) INCLUDED IN STRATEGY:

Funding for Salary Increases to obtain parity with Supreme Court

Funding for 10% Salary Increase for Staff

Total, Method of Finance

Funding to provide additional training for Public Defenders

8/2/2022

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\$1,294,022

4.C. Exceptional Items Strategy Request

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: TIME:

\$0

8/2/2022 1:13:11PM

\$16,294

Agency Code:	211	Agency name:	Court of Criminal Appeals					
GOAL:	1 Ap	opellate Court Operations						
OBJECTIVE:	1 Ap	ppellate Court Operations		Service Categori	es:			
STRATEGY:	2 Ap	ppellate Judge Salaries. Estimated and Nontransferable		Service: NA	Income:	NA	Age:	NA
CODE DESCRI	PTION			I	Ехср 2024			Excp 2025
OBJECTS OF EX	XPENSE:							
1001 SALAI	RIES AND V	WAGES			0			9,435
1002 OTHER	R PERSONN	NEL COSTS			0			6,859
Total, 0	Objects of E	xpense			\$0			\$16,294
METHOD OF FI	INANCING:	:						
1 Genera	l Revenue F	und			0			16,294

EXCEPTIONAL ITEM(S) INCLUDED IN STRATEGY:

Total, Method of Finance

Funding for Judicial Salaries

4.C. Page 2 of 2

6.A. Historically Underutilized Business Supporting Schedule

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) Date: **8/2/2022**Time: **1:13:11PM**

Agency Code: 211 Agency: Court of Criminal Appeals

COMPARISON TO STATEWIDE HUB PROCUREMENT GOALS

A. Fiscal Year - HUB Expenditure Information

						Total					Total
Statewide	Procurement		HUB Ex	penditures !	FY 2020	Expenditures		HUB Ex	oenditures FY	<u> 2021</u>	Expenditures
HUB Goals	Category	% Goal	% Actual	Diff	Actual \$	FY 2020	% Goal	% Actual	Diff	Actual \$	FY 2021
11.2%	Heavy Construction	0.0 %	0.0%	0.0%	\$0	\$0	0.0 %	0.0%	0.0%	\$0	\$0
21.1%	Building Construction	0.0 %	0.0%	0.0%	\$0	\$0	0.0 %	0.0%	0.0%	\$0	\$0
32.9%	Special Trade	0.0 %	0.0%	0.0%	\$0	\$0	0.0 %	0.0%	0.0%	\$0	\$0
23.7%	Professional Services	0.0 %	0.0%	0.0%	\$0	\$0	0.0 %	0.0%	0.0%	\$0	\$0
26.0%	Other Services	0.0 %	1.1%	1.1%	\$607	\$54,825	0.0 %	0.0%	0.0%	\$0	\$51,162
21.1%	Commodities	0.0 %	71.6%	71.6%	\$37,158	\$51,909	0.0 %	49.9%	49.9%	\$12,818	\$25,707
	Total Expenditures		35.4%		\$37,765	\$106,734		16.7%		\$12,818	\$76,869

B. Assessment of Attainment of HUB Procurement Goals

Attainment:

Applicability:

Factors Affecting Attainment:

In the Other Services category, the bulk of purchases was for legal research such as Lexis Nexis and Westlaw online and not available from any other sources.

C. Good-Faith Efforts to Increase HUB Participation

Outreach Efforts and Mentor-Protégé Programs:

The Court has not had any purchases or projects that would be applicable to the Mentor Protégé Program.

HUB Program Staffing:

The Court of Criminal Appeals does not have an FTE dedicated solely to HUB participation; however, the court makes every effort to purchase from HUB vendors whenever possible.

Current and Future Good-Faith Efforts:

The Court of Criminal Appeals has made good faith effort to comply with the statewide HUB procurement goals and will continue to purchase from HUB vendors whenever possible.

6.E. Estimated Revenue Collections Supporting Schedule

88th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

Agency Code: 211 Agency name: Court of Criminal Appeals					
FUND/ACCOUNT	Act 2021	Exp 2022	Est 2023	Est 2024	Est 2025
540 Jud & Court Training Fd					
Beginning Balance (Unencumbered):	\$5,934,648	\$6,356,100	\$5,358,588	\$4,246,118	\$2,212,589
Estimated Revenue:					
3001 Fed Receipts Matched-Transport Pgm	5,403,991	5,198,862	5,200,000	5,200,000	5,200,000
3711 Judicial Fees	5,213,472	5,268,240	5,300,000	5,300,000	5,300,000
3719 Fees/Copies or Filing of Records	700	753	800	800	800
Subtotal: Actual/Estimated Revenue	10,618,163	10,467,855	10,500,800	10,500,800	10,500,800
Total Available	\$16,552,811	\$16,823,955	\$15,859,388	\$14,746,918	\$12,713,389
EDUCTIONS:					
Expended/Bud/Requested	(10,137,048)	(11,394,310)	(11,541,270)	(12,458,729)	(12,458,729)
Transfer-Employee-Benefits	(59,663)	(71,056)	(72,000)	(75,600)	(75,600)
Prior Year Adjustments	0	0	0	0	0
Total, Deductions	\$(10,196,711)	\$(11,465,366)	\$(11,613,270)	\$(12,534,329)	\$(12,534,329)
nding Fund/Account Balance	\$6,356,100	\$5,358,589	\$4,246,118	\$2,212,589	\$179,060

REVENUE ASSUMPTIONS:

Consistent allocation and collection of court costs.

CONTACT PERSON:

Judge Barbara Hervey

7.B. Direct Administrative and Support Costs

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: **8/2/2022** TIME: **1:13:12PM**

Agency c	ode: 211	Agency name: Court o	Agency name: Court of Criminal Appeals									
Strategy		Exp 2021	Est 2022	Bud 2023	BL 2024	BL 2025						
1-1-1	Appellate Court Operations											
ОВЈЕСТ	S OF EXPENSE:											
1001	SALARIES AND WAGES	\$345,596	\$363,650	\$414,536	\$414,536	\$414,536						
1002	OTHER PERSONNEL COSTS	12,000	12,000	12,000	12,000	12,000						
2001	PROFESSIONAL FEES AND SERVICES	200	200	200	200	200						
2003	CONSUMABLE SUPPLIES	310	310	310	310	310						
2004	UTILITIES	100	100	100	100	100						
2005	TRAVEL	800	800	800	800	800						
2007	RENT - MACHINE AND OTHER	500	500	500	500	500						
2009	OTHER OPERATING EXPENSE	3,000	3,000	3,000	3,000	3,000						
	Total, Objects of Expense	\$362,506	\$380,560	\$431,446	\$431,446	\$431,446						
метно	D OF FINANCING:											
1	General Revenue Fund	362,506	380,560	431,446	431,446	431,446						
	Total, Method of Financing	\$362,506	\$380,560	\$431,446	\$431,446	\$431,446						

DESCRIPTION

The administrative and support costs in this strategy relate to the percentage of salaries and operating costs of court personnel performing administrative functions.

7.B. Direct Administrative and Support Costs

88th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

DATE: **8/2/2022** TIME: 1:13:12PM

Agency code:	211	Agenc	y name:	Court of Criminal Appeals

	2 3	• • • • • • • • • • • • • • • • • • • •			
	Exp 2021	Est 2022	Bud 2023	BL 2024	BL 2025
GRAND TOTALS					
Objects of Expense					
1001 SALARIES AND WAGES	\$345,596	\$363,650	\$414,536	\$414,536	\$414,536
1002 OTHER PERSONNEL COSTS	\$12,000	\$12,000	\$12,000	\$12,000	\$12,000
2001 PROFESSIONAL FEES AND SERVICES	\$200	\$200	\$200	\$200	\$200
2003 CONSUMABLE SUPPLIES	\$310	\$310	\$310	\$310	\$310
2004 UTILITIES	\$100	\$100	\$100	\$100	\$100
2005 TRAVEL	\$800	\$800	\$800	\$800	\$800
2007 RENT - MACHINE AND OTHER	\$500	\$500	\$500	\$500	\$500
2009 OTHER OPERATING EXPENSE	\$3,000	\$3,000	\$3,000	\$3,000	\$3,000
Total, Objects of Expense	\$362,506	\$380,560	\$431,446	\$431,446	\$431,446
Method of Financing					
1 General Revenue Fund	\$362,506	\$380,560	\$431,446	\$431,446	\$431,446
Total, Method of Financing	\$362,506	\$380,560	\$431,446	\$431,446	\$431,446

Full-Time-Equivalent Positions (FTE)

Agency Code: 211

Agency: Court of Criminal Appeals Prepared by: Carl Peterson

		Date: July 28, 2022 2022-23 Base 2024-25 Baseline Request 2024-25 Exceptional Items Additional Information																	
				T	r		2022-2	23 Base	Base 2024-25 Baseline Request 2024-25 Exceptional Item					Additional Information					
#	Program Name	Service Type (drop down)	Agency Strategies	Summary Description	Target Population(s)	Fund Type	FY 2022 Base	FY 2021 Base	FY 2023 Baseline Request	FY 2023 Baseline Request	FY 2022 Requested	FY 2023 Requested	2024-25 Requested for Mental Health Services	2024-25 Requested for Substance Abuse Services	2024 FTEs	2025 FTEs	Statewide Strategic Plan Strategies	Methodology / Notes	
						GR	437,500	437,500	437,500	437,500			-	-					
					Judges of	GR-D	131,000	131,000	131,000	131,000									
				The programs are designed to follow a master	appellate,	FF													
				strategic plan to assist criminal justice	district, and statutory	IAC													
				stakeholders in identifying, assessing, and	county courts,	Other													
1	Judicial and Court Personnel Mental Health Education and Training Program	Education and Training	B.1.1. Judicial Education	providing proper treatment for alleged offenders with mental health conditions. The program will encompass an appreciation for mental health disorders, treatment options and legislative enactments designed to facilitate proper treatment, deferment or placement of mentally impaired individuals. An across-the-board approach to statewide mental health behavioral issues will allow all stakeholders to understand the roles of all involved as to best address the needs of citizens.	and associate judges, and their court personnel; judges of municipal courts and their personnel; justices of the peace and their staff, and consitutional county judges.	Subtotal	568,500	568,500	568,500	568,500	-	-	-	-					
						GR													
						GR-D													
2						FF													
2						IAC													
						Other													
						Subtotal	-	-	-	-	-	-	-	-					
						GR													
						GR-D													
3						FF									-				
						IAC Other													
						Subtotal	_	_	-		_	_	_	_					
-						GR													
						GR-D													
						FF									1				
4						IAC									1				
1						Other									1				
						Subtotal	-	-	-	-	-	-	-	-	1				
						GR													
						GR-D									1				
5						FF													
S						IAC]				
						Other													
						Subtotal	-	-	-	-	-	-	-	-					
						GR												<u> </u>	
						GR-D													
6						FF													
Ĭ						IAC													
						Other													
					ļ	Subtotal Total	568,500	568,500	568,500	568,500	-	-	-	-	0.0	0.0			