

Legislative Appropriations Request

For Fiscal Years 2018 and 2019

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

by

Court of Criminal Appeals

August 5, 2016

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Administrator's Statement

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85th 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.

Typically, the Court disposes of more matters than any other appellate court in the country. During fiscal year 2015, the Court disposed of 9,823 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 seventy-one employees, two of whom are with Judicial Education. Each Judge has an executive assistant, a staff attorney, and a court law clerk. In addition, the Court has a central staff, which consists of a General Counsel, seventeen attorneys and one legal secretary. The Clerk's Office consists of an appointed Clerk, two chief deputy clerks, six deputy clerks, a network specialist, one accountant, one records manager, and two assistant records managers.

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 attorney staff. Currently, nine entities receive grant funds from this program. Two staff members oversee grant operations: one financial examiner and one program specialist.

Adjustments made to 2018-2019 baseline request:

Elimination of 4 Law Clerk positions = \$448,000 (biennial amount)
Reduction in Travel, Operating expenses, and Consumables = \$36,014 (biennial amount)

The Court requests the following exceptional items for Appellate Court Operations (fund 0001) for FY 2018-2019:

Exceptional Item 1:

Restoration of the 4% Reduction

The 4% reduction would result in the elimination of 4 Law Clerk positions.
The Court respectfully requests restoring the 4% reduction (\$242,007 per year).

Exceptional Item 2:

Clerk's Office & Executive Assistant Pay Increases:

Clerk's Office Pay Increases - \$191,192(\$95,596 per year)
Executive Assistant Pay Increases - \$180,560(\$90,280 per year)

Administrator's Statement

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85th Regular Session, Agency Submission, Version 1
Automated Budget and Evaluation System of Texas (ABEST)

211 Court of Criminal Appeals

It is important to maintain a capable staff to manage, document, and complete the work necessary to handle the Court's large caseload. Reasonable salary increases are necessary to maintain the Court's efficient clerical staff. These increases would get this Court's administrative staff in line with the other appellate courts in this state.

The Court requests the following exceptional items for Judicial Education(fund 0540) for FY 2018-2019:

Exceptional Item 3:

Additional Funding for Grantees - \$675,000 (\$337,500 per year)

To fund grantee staff and provide training events for judges and court staff on topics of mental health, pre-trial diversion, court costs, bail and indigent defendants, and also a judicial mentoring program focusing on post-judgment practices with regard to fair treatment and access under Texas laws.

Exceptional Item 4:

General Revenue Funding in the Event of a Shortfall in Fund 540 Revenues - \$5,060,252 (\$ 2,530,126 per year)

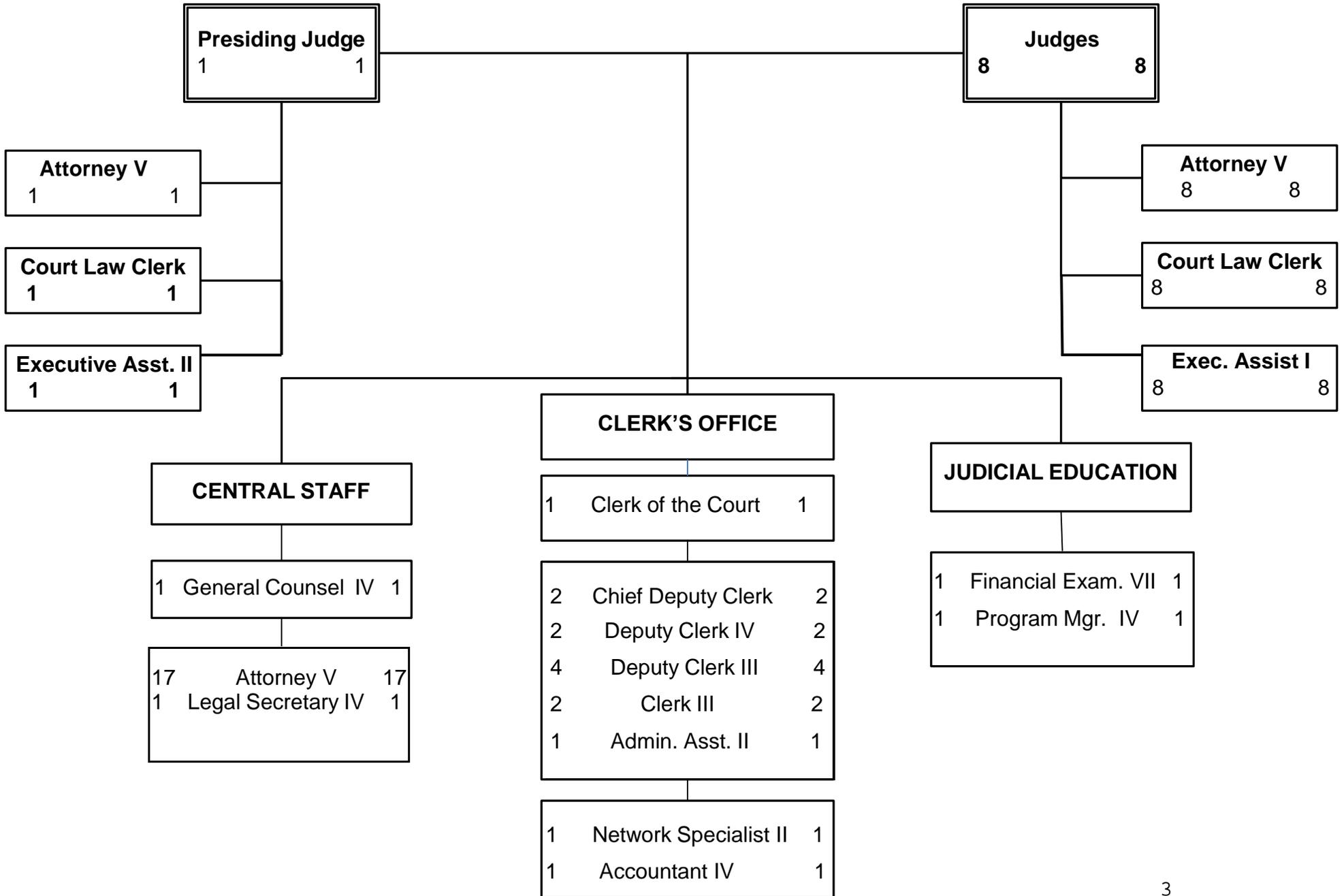
In order to maintain an ongoing delivery of necessary judicial and court personnel training programs, it is essential that sufficient revenues are generated from court fees to cover the appropriation. A downward trend in estimated revenues in Fund 540 for the next biennium is being anticipated in the range of 30-50%. In the event revenues are insufficient to cover the appropriation, it is requested that the General Revenue Fund cover any shortfall up to 25% of the appropriation amount for Judicial Education including the amount requested in Exceptional Item 3.

The Court also supports the Supreme Court's proposal for a Judicial Civics and Education Center to be constructed in the Tom C. Clark Building.

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.

ORGANIZATIONAL CHART

Texas Court of Criminal Appeals





CERTIFICATE

Agency Name Court of Criminal Appeals

This is to certify that the information contained in the agency Legislative Appropriation Request filed with the Legislative Budget Board (LBB) and the Office of the Governor, Budget Division, is accurate to the best of my knowledge and that the electronic submission to the LBB via the Automated Budget and Evaluation System of Texas (ABEST) and the PDF file submitted via the LBB Document Submission application are identical.

Additionally, should it become likely at any time that unexpended balances will accrue for any account, the LBB and the Governor's office will be notified in writing in accordance with Article IX, Section 7.01 (2016-17 GAA).

Chief Executive Officer or Presiding Judge

Sharon Keller
Signature

Sharon Keller
Printed Name

Presiding Judge
Title

August 5, 2016
Date

Board or Commission Chair

Signature

Printed Name

Title

Date

Chief Financial Officer

John Brown
Signature

John Brown
Printed Name

Chief Deputy Clerk
Title

August 5, 2016
Date

Budget Overview - Biennial Amounts
85th Regular Session, Agency Submission, Version 1
Automated Budget and Evaluation System of Texas (ABEST)

211 Court of Criminal Appeals
Appropriation Years: 2018-19

EXCEPTIONAL
ITEM
FUNDS

	GENERAL REVENUE FUNDS		GR DEDICATED		FEDERAL FUNDS		OTHER FUNDS		ALL FUNDS		2018-19
	2016-17	2018-19	2016-17	2018-19	2016-17	2018-19	2016-17	2018-19	2016-17	2018-19	
Goal: 1. Appellate Court Operations											
1.1.1. Appellate Court Operations	12,100,361	11,616,347					735,502	735,502	12,835,863	12,351,849	861,344
Total, Goal	12,100,361	11,616,347					735,502	735,502	12,835,863	12,351,849	861,344
Goal: 2. Judicial Education											
2.1.1. Judicial Education			19,566,009	19,566,009					19,566,009	19,566,009	5,735,252
Total, Goal			19,566,009	19,566,009					19,566,009	19,566,009	5,735,252
Total, Agency	12,100,361	11,616,347	19,566,009	19,566,009			735,502	735,502	32,401,872	31,917,858	6,596,596
Total FTEs									71.0	71.0	0.0

2.A. Summary of Base Request by Strategy

8/5/2016 10:12:45AM

85th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

211 Court of Criminal Appeals

Goal / Objective / STRATEGY	Exp 2015	Est 2016	Bud 2017	Req 2018	Req 2019
1 Appellate Court Operations					
1 Appellate Court Operations					
1 APPELLATE COURT OPERATIONS	5,563,976	6,369,701	6,466,162	6,175,924	6,175,925
TOTAL, GOAL 1	\$5,563,976	\$6,369,701	\$6,466,162	\$6,175,924	\$6,175,925
2 Judicial Education					
1 Judicial Education					
1 JUDICIAL EDUCATION	8,765,455	9,633,642	9,932,367	9,633,642	9,932,367
TOTAL, GOAL 2	\$8,765,455	\$9,633,642	\$9,932,367	\$9,633,642	\$9,932,367
TOTAL, AGENCY STRATEGY REQUEST	\$14,329,431	\$16,003,343	\$16,398,529	\$15,809,566	\$16,108,292
TOTAL, AGENCY RIDER APPROPRIATIONS REQUEST*				\$0	\$0
GRAND TOTAL, AGENCY REQUEST	\$14,329,431	\$16,003,343	\$16,398,529	\$15,809,566	\$16,108,292

2.A. Summary of Base Request by Strategy

8/5/2016 10:12:45AM

85th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

211 Court of Criminal Appeals

Goal / Objective / STRATEGY	Exp 2015	Est 2016	Bud 2017	Req 2018	Req 2019
<u>METHOD OF FINANCING:</u>					
General Revenue Funds:					
1 General Revenue Fund	5,196,225	6,001,950	6,098,411	5,808,173	5,808,174
SUBTOTAL	\$5,196,225	\$6,001,950	\$6,098,411	\$5,808,173	\$5,808,174
General Revenue Dedicated Funds:					
540 Jud & Court Training Fd	8,571,455	9,633,642	9,932,367	9,633,642	9,932,367
SUBTOTAL	\$8,571,455	\$9,633,642	\$9,932,367	\$9,633,642	\$9,932,367
Federal Funds:					
555 Federal Funds	75,059	0	0	0	0
SUBTOTAL	\$75,059	\$0	\$0	\$0	\$0
Other Funds:					
573 Judicial Fund	333,251	333,251	333,251	333,251	333,251
666 Appropriated Receipts	123,441	4,500	4,500	4,500	4,500
777 Interagency Contracts	30,000	30,000	30,000	30,000	30,000
SUBTOTAL	\$486,692	\$367,751	\$367,751	\$367,751	\$367,751
TOTAL, METHOD OF FINANCING	\$14,329,431	\$16,003,343	\$16,398,529	\$15,809,566	\$16,108,292

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

2.B. Summary of Base Request by Method of Finance
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

8/5/2016 10:12:47AM

Agency code: **211** Agency name: **Court of Criminal Appeals**

METHOD OF FINANCING **Exp 2015** **Est 2016** **Bud 2017** **Req 2018** **Req 2019**

GENERAL REVENUE

1 General Revenue Fund

REGULAR APPROPRIATIONS

Regular Appropriations from MOF Table (2014-15 GAA)

\$4,973,617 \$0 \$0 \$0 \$0

Regular Appropriations from MOF Table (2016-17 GAA)

\$0 \$5,949,513 \$5,945,974 \$0 \$0

Regular Appropriations from MOF Table (2017-1 GAA)

\$0 \$0 \$0 \$0 \$0

Regular Appropriations from MOF Table (2018-19 GAA)

\$0 \$0 \$0 \$5,808,173 \$5,808,174

TRANSFERS

Article IV Special Provision, Sec.11-relating to judicial compensation (2014-15 GAA)

\$162,000 \$0 \$0 \$0 \$0

Art IX, Sec 18.02, Salary Increase for General State Employees (2016-17)

\$0 \$102,437 \$102,437 \$0 \$0

2.B. Summary of Base Request by Method of Finance
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

8/5/2016 10:12:47AM

Agency code: 211		Agency name: Court of Criminal Appeals				
METHOD OF FINANCING		Exp 2015	Est 2016	Bud 2017	Req 2018	Req 2019
<u>GENERAL REVENUE</u>						
<i>LAPSED APPROPRIATIONS</i>						
Regular Appropriations from MOF Table (2014-15 GAA)						
		\$ (1,857)	\$ 0	\$ 0	\$ 0	\$ 0
<i>UNEXPENDED BALANCES AUTHORITY</i>						
Strategy A.1.1 Appellate Court Operations (2014-15 GAA)						
		\$ 62,465	\$ 0	\$ 0	\$ 0	\$ 0
Strategy A.1.1 Appellate Court Operations (2016-17 GAA)						
		\$ 0	\$ (50,000)	\$ 50,000	\$ 0	\$ 0
TOTAL,	General Revenue Fund	\$5,196,225	\$6,001,950	\$6,098,411	\$5,808,173	\$5,808,174
TOTAL, ALL	GENERAL REVENUE	\$5,196,225	\$6,001,950	\$6,098,411	\$5,808,173	\$5,808,174

GENERAL REVENUE FUND - DEDICATED

540 Judicial and Court Personnel Training Fund No. 540

REGULAR APPROPRIATIONS

Regular Appropriations from MOF Table (2014-15 GAA)

2.B. Summary of Base Request by Method of Finance
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

8/5/2016 10:12:47AM

Agency code: 211	Agency name: Court of Criminal Appeals				
METHOD OF FINANCING	Exp 2015	Est 2016	Bud 2017	Req 2018	Req 2019
<u>GENERAL REVENUE FUND - DEDICATED</u>	\$8,496,184	\$0	\$0	\$0	\$0
Regular Appropriations from MOF Table (2016-17 GAA)	\$0	\$9,781,030	\$9,779,755	\$0	\$0
Regular Appropriations from MOF Table (2016-17 GAA)	\$0	\$0	\$0	\$9,783,642	\$9,782,367
<i>RIDER APPROPRIATION</i>					
Rider 9, UB Authority, Admin Allocation (2014-15 GAA)	\$150,000	\$0	\$0	\$0	\$0
Art. IX, Sec. 18.14 Contingency for HB1245 (2014-15 GAA)	\$115,200	\$0	\$0	\$0	\$0
Rider 2.B. UB Authority, Admin Allocation (2016-17 GAA)	\$(192,145)	\$0	\$0	\$0	\$0
Rider 2.B. UB Authority, Admin Allocation (2016-17 GAA)	\$0	\$(150,000)	\$150,000	\$0	\$0

2.B. Summary of Base Request by Method of Finance
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

8/5/2016 10:12:47AM

Agency code: 211		Agency name: Court of Criminal Appeals				
METHOD OF FINANCING		Exp 2015	Est 2016	Bud 2017	Req 2018	Req 2019
<u>GENERAL REVENUE FUND - DEDICATED</u>						
Rider 2.B. UB Authority, Admin Allocation (2018-19 GAA)		\$0	\$0	\$0	\$(150,000)	\$150,000
<i>TRANSFERS</i>						
Art IX, Sec 17.06 Salary Increase for General State Employees (2014-15 GAA)		\$2,216	\$0	\$0	\$0	\$0
Art IX, Sec 18.02, Salary Increase for General State Employees (2016-17)		\$0	\$2,612	\$2,612	\$0	\$0
TOTAL,	Judicial and Court Personnel Training Fund No. 540	\$8,571,455	\$9,633,642	\$9,932,367	\$9,633,642	\$9,932,367
TOTAL, ALL	GENERAL REVENUE FUND - DEDICATED	\$8,571,455	\$9,633,642	\$9,932,367	\$9,633,642	\$9,932,367
TOTAL,	GR & GR-DEDICATED FUNDS	\$13,767,680	\$15,635,592	\$16,030,778	\$15,441,815	\$15,740,541

FEDERAL FUNDS

555 Federal Funds

REGULAR APPROPRIATIONS

Art. IX Sec. 8.02, Federal Funds/Block Grants (2016-17 GAA)

2.B. Summary of Base Request by Method of Finance
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

8/5/2016 10:12:47AM

Agency code: 211		Agency name: Court of Criminal Appeals				
METHOD OF FINANCING		Exp 2015	Est 2016	Bud 2017	Req 2018	Req 2019
<u>FEDERAL FUNDS</u>		\$0	\$122,500	\$122,500	\$0	\$0
<i>RIDER APPROPRIATION</i>						
Art. IX Sec. 8.02, Federal Funds/Block Grants (2014-15 GAA)		\$75,059	\$0	\$0	\$0	\$0
<i>LAPSED APPROPRIATIONS</i>						
Art. IX Sec. 8.02, Federal Funds/Block Grants (2016-17 GAA)		\$0	\$(122,500)	\$(122,500)	\$0	\$0
TOTAL,	Federal Funds	\$75,059	\$0	\$0	\$0	\$0
TOTAL, ALL	FEDERAL FUNDS	\$75,059	\$0	\$0	\$0	\$0

OTHER FUNDS

573 Judicial Fund No. 573

REGULAR APPROPRIATIONS

Regular Appropriations from MOF Table (2014-15 GAA)

\$333,251	\$0	\$0	\$0	\$0
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2.B. Summary of Base Request by Method of Finance
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

8/5/2016 10:12:47AM

Agency code: 211		Agency name: Court of Criminal Appeals				
METHOD OF FINANCING		Exp 2015	Est 2016	Bud 2017	Req 2018	Req 2019
<u>OTHER FUNDS</u>						
	Regular Appropriations from MOF Table (2016-17 GAA)	\$0	\$333,251	\$333,251	\$0	\$0
	Regular Appropriations from MOF Table (2018-19 GAA)	\$0	\$0	\$0	\$333,251	\$333,251
TOTAL,	Judicial Fund No. 573	\$333,251	\$333,251	\$333,251	\$333,251	\$333,251
<u>666</u>	Appropriated Receipts					
	<i>REGULAR APPROPRIATIONS</i>					
	Regular Appropriations from MOF Table (2014-15 GAA)	\$672,000	\$0	\$0	\$0	\$0
	Regular Appropriations from MOF Table (2016-17 GAA)	\$0	\$4,500	\$4,500	\$0	\$0
	Regular Appropriations from MOF Table (2018-19 GAA)	\$0	\$0	\$0	\$4,500	\$4,500
	<i>RIDER APPROPRIATION</i>					

2.B. Summary of Base Request by Method of Finance
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

8/5/2016 10:12:47AM

Agency code: 211		Agency name: Court of Criminal Appeals				
METHOD OF FINANCING		Exp 2015	Est 2016	Bud 2017	Req 2018	Req 2019
<u>OTHER FUNDS</u>						
Art IX, Sec 8.03, Reimbursements and Payments (2014-15 GAA)		\$15	\$0	\$0	\$0	\$0
<i>LAPSED APPROPRIATIONS</i>						
Lapsed Appropriations		\$(548,574)	\$0	\$0	\$0	\$0
TOTAL,	Appropriated Receipts	\$123,441	\$4,500	\$4,500	\$4,500	\$4,500
<u>777</u> Interagency Contracts						
<i>REGULAR APPROPRIATIONS</i>						
Regular Appropriations from MOF Table (2014-15 GAA)		\$30,000	\$0	\$0	\$0	\$0
Regular Appropriations from MOF Table (2016-17 GAA)		\$0	\$30,000	\$30,000	\$0	\$0
Regular Appropriations from MOF Table (2018-19 GAA)		\$0	\$0	\$0	\$30,000	\$30,000

2.B. Summary of Base Request by Method of Finance
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

8/5/2016 10:12:47AM

Agency code: 211		Agency name: Court of Criminal Appeals				
METHOD OF FINANCING		Exp 2015	Est 2016	Bud 2017	Req 2018	Req 2019
<u>OTHER FUNDS</u>						
TOTAL,	Interagency Contracts	\$30,000	\$30,000	\$30,000	\$30,000	\$30,000
TOTAL, ALL	OTHER FUNDS	\$486,692	\$367,751	\$367,751	\$367,751	\$367,751
GRAND TOTAL		\$14,329,431	\$16,003,343	\$16,398,529	\$15,809,566	\$16,108,292
FULL-TIME-EQUIVALENT POSITIONS						
REGULAR APPROPRIATIONS						
	Regular Appropriations from MOF Table (2014-15 GAA)	71.0	0.0	0.0	0.0	0.0
	Regular Appropriations from MOF Table (2016-17 GAA)	0.0	71.0	71.0	0.0	0.0
	Regular Appropriations from MOF Table (2018-19 GAA)	0.0	0.0	0.0	71.0	71.0
UNAUTHORIZED NUMBER OVER (BELOW) CAP						
	Unauthorized Number Over(Below) Cap	(4.2)	0.0	0.0	0.0	0.0
TOTAL, ADJUSTED FTES		66.8	71.0	71.0	71.0	71.0

2.B. Summary of Base Request by Method of Finance
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

8/5/2016 10:12:47AM

Agency code: 211	Agency name: Court of Criminal Appeals				
METHOD OF FINANCING	Exp 2015	Est 2016	Bud 2017	Req 2018	Req 2019
NUMBER OF 100% FEDERALLY FUNDED FTEs	0.0	0.0	0.0	0.0	0.0

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

8/5/2016 10:12:47AM

85th Regular Session, Agency Submission, Version 1
Automated Budget and Evaluation System of Texas (ABEST)

211 Court of Criminal Appeals

OBJECT OF EXPENSE	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
1001 SALARIES AND WAGES	\$5,349,780	\$6,213,612	\$6,324,840	\$6,030,095	\$6,030,095
1002 OTHER PERSONNEL COSTS	\$178,939	\$152,040	\$129,217	\$127,217	\$127,218
2001 PROFESSIONAL FEES AND SERVICES	\$5,527	\$3,731	\$3,861	\$4,000	\$4,000
2003 CONSUMABLE SUPPLIES	\$16,825	\$13,340	\$15,250	\$15,530	\$15,530
2004 UTILITIES	\$4,174	\$4,377	\$3,400	\$3,500	\$3,500
2005 TRAVEL	\$20,481	\$22,414	\$43,777	\$45,777	\$45,777
2006 RENT - BUILDING	\$6,327	\$5,753	\$7,000	\$7,500	\$7,500
2007 RENT - MACHINE AND OTHER	\$23,620	\$24,636	\$26,762	\$27,561	\$27,561
2009 OTHER OPERATING EXPENSE	\$136,192	\$153,844	\$136,101	\$138,790	\$138,790
4000 GRANTS	\$8,567,665	\$9,409,596	\$9,708,321	\$9,409,596	\$9,708,321
5000 CAPITAL EXPENDITURES	\$19,901	\$0	\$0	\$0	\$0
OOE Total (Excluding Riders)	\$14,329,431	\$16,003,343	\$16,398,529	\$15,809,566	\$16,108,292
OOE Total (Riders)					
Grand Total	\$14,329,431	\$16,003,343	\$16,398,529	\$15,809,566	\$16,108,292

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

Date: **8/5/2016**
 Time: **10:12:47AM**

85th 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 2015	Estimated 2016	Budgeted 2017	Requested 2018	Requested 2019
2	Postage	\$10,506	\$9,171	\$6,000	\$6,000	\$6,000
5	Westlaw/Lexis	16,363	21,720	24,588	24,588	24,588
6	Registrations/Training	7,800	2,665	6,458	7,800	7,800
13	Furniture & Equipment (Expensed)	6,574	18,087	5,000	5,000	5,000
15	Printing & Reproduction	812	48	400	400	400
21	Materials & Supplies	1,629	0	300	300	300
24	Freight/Delivery	682	291	300	300	300
26	Books (expensed)	2,217	2,866	2,216	2,500	2,500
37	Computer Software / Upgrades	885	885	885	885	885
38	Computer Parts and Supplies	291	0	0	0	0
55	Computer Furn & Equip-Controlled	1,100	1,100	0	1,100	1,100
56	Computer Equipment - Expensed	592	0	0	0	0
61	Purchase of Contract Services	0	1,093	0	0	0
64	SORM Assessment	5,898	6,019	6,019	6,019	6,019
73	Maintenance-Repair Computer Equip	158	0	0	0	0
81	Professional Fees and Services	668	500	500	500	500
86	Capitol Complex Transfer	15,094	15,847	15,847	15,810	15,810
108	Publications	4,950	5,964	0	0	0
171	Insurance Premiums	5,283	5,442	5,442	5,442	5,442
182	Payroll Health Insurance	49,236	58,356	58,356	58,356	58,356
	Total, Operating Costs	\$130,738	\$150,054	\$132,311	\$135,000	\$135,000

85th 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 2015	Estimated 2016	Budgeted 2017	Requested 2018	Requested 2019
6	Registrations/Training	\$1,446	\$1,293	\$1,293	\$1,293	\$1,293
13	Furniture & Equipment (Expensed)	130	195	195	195	195
27	Membership Dues	57	0	0	0	0
37	Computer Software / Upgrades	261	185	185	185	185
45	Telephone/Communication Services	341	0	0	0	0
75	Maint. & Repair Computer Software	1,438	0	0	0	0
182	Payroll Health Insurance	1,781	2,116	2,116	2,116	2,116
	Total, Operating Costs	\$5,454	\$3,789	\$3,789	\$3,789	\$3,789

2.D. Summary of Base Request Objective Outcomes
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation system of Texas (ABEST)

8/5/2016 10:12:48AM

211 Court of Criminal Appeals

Goal/ Objective / Outcome	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
1 Appellate Court Operations					
1 Appellate Court Operations					
KEY 1 Disposition Rate for PDR's Which Are Granted					
	99.00%	89.00%	100.00%	100.00%	100.00%
2 Disposition Rate for Application for Writs of Habeas Corpus					
	100.00%	98.00%	100.00%	100.00%	100.00%
KEY 3 Disposition Rate for Death Penalty Cases					
	38.00%	220.00%	140.00%	140.00%	140.00%
KEY 4 Avg Time (in Days) from the Time PDRs Are Granted until Disposition					
	250.00	321.00	280.00	280.00	280.00
KEY 5 Average Time from Time Filed to Disposition in Death Penalty Cases					
	656.00	742.00	646.00	646.00	646.00

2.E. Summary of Exceptional Items Request
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

DATE: 8/5/2016
 TIME : 10:12:48AM

Agency code: 211

Agency name: Court of Criminal Appeals

Priority	Item	2018			2019			Biennium	
		GR and GR/GR Dedicated	All Funds	FTEs	GR and GR Dedicated	All Funds	FTEs	GR and GR Dedicated	All Funds
1	Restore Funding	\$242,007	\$242,007		\$242,007	\$242,007		\$484,014	\$484,014
2	Salary parity	\$188,665	\$188,665	0.0	\$188,665	\$188,665	0.0	\$377,330	\$377,330
3	Additional funding for Grantees	\$337,500	\$337,500		\$337,500	\$337,500		\$675,000	\$675,000
4	GR Funding for 540 Revenue	\$2,530,126	\$2,530,126		\$2,530,126	\$2,530,126		\$5,060,252	\$5,060,252
Total, Exceptional Items Request		\$3,298,298	\$3,298,298	0.0	\$3,298,298	\$3,298,298	0.0	\$6,596,596	\$6,596,596

Method of Financing

General Revenue	\$2,960,798	\$2,960,798		\$2,960,798	\$2,960,798		\$5,921,596	\$5,921,596
General Revenue - Dedicated	337,500	337,500		337,500	337,500		675,000	675,000
Federal Funds								
Other Funds								
	\$3,298,298	\$3,298,298		\$3,298,298	\$3,298,298		\$6,596,596	\$6,596,596

Full Time Equivalent Positions

0.0 **0.0**

Number of 100% Federally Funded FTEs

0.0 **0.0**

2.F. Summary of Total Request by Strategy
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

DATE : 8/5/2016
 TIME : 10:12:49AM

Agency code: 211 Agency name: Court of Criminal Appeals

Goal/Objective/STRATEGY	Base 2018	Base 2019	Exceptional 2018	Exceptional 2019	Total Request 2018	Total Request 2019
1 Appellate Court Operations						
1 Appellate Court Operations						
1 APPELLATE COURT OPERATIONS	\$6,175,924	\$6,175,925	\$430,672	\$430,672	\$6,606,596	\$6,606,597
TOTAL, GOAL 1	\$6,175,924	\$6,175,925	\$430,672	\$430,672	\$6,606,596	\$6,606,597
2 Judicial Education						
1 Judicial Education						
1 JUDICIAL EDUCATION	9,633,642	9,932,367	2,867,626	2,867,626	12,501,268	12,799,993
TOTAL, GOAL 2	\$9,633,642	\$9,932,367	\$2,867,626	\$2,867,626	\$12,501,268	\$12,799,993
TOTAL, AGENCY STRATEGY REQUEST	\$15,809,566	\$16,108,292	\$3,298,298	\$3,298,298	\$19,107,864	\$19,406,590
TOTAL, AGENCY RIDER APPROPRIATIONS REQUEST						
GRAND TOTAL, AGENCY REQUEST	\$15,809,566	\$16,108,292	\$3,298,298	\$3,298,298	\$19,107,864	\$19,406,590

2.F. Summary of Total Request by Strategy
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

DATE : 8/5/2016
 TIME : 10:12:49AM

Agency code: 211 Agency name: Court of Criminal Appeals

Goal/Objective/STRATEGY	Base 2018	Base 2019	Exceptional 2018	Exceptional 2019	Total Request 2018	Total Request 2019
General Revenue Funds:						
1 General Revenue Fund	\$5,808,173	\$5,808,174	\$2,960,798	\$2,960,798	\$8,768,971	\$8,768,972
	\$5,808,173	\$5,808,174	\$2,960,798	\$2,960,798	\$8,768,971	\$8,768,972
General Revenue Dedicated Funds:						
540 Jud & Court Training Fd	9,633,642	9,932,367	337,500	337,500	9,971,142	10,269,867
	\$9,633,642	\$9,932,367	\$337,500	\$337,500	\$9,971,142	\$10,269,867
Federal Funds:						
555 Federal Funds	0	0	0	0	0	0
	\$0	\$0	\$0	\$0	\$0	\$0
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	\$15,809,566	\$16,108,292	\$3,298,298	\$3,298,298	\$19,107,864	\$19,406,590
FULL TIME EQUIVALENT POSITIONS	71.0	71.0	0.0	0.0	71.0	71.0

2.G. Summary of Total Request Objective Outcomes
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation system of Texas (ABEST)

Date : 8/5/2016
 Time: 10:12:49AM

Agency code: **211** Agency name: **Court of Criminal Appeals**

Goal/ Objective / Outcome

	BL 2018	BL 2019	Excp 2018	Excp 2019	Total Request 2018	Total Request 2019
1 Appellate Court Operations						
1 <i>Appellate Court Operations</i>						
KEY 1 Disposition Rate for PDR's Which Are Granted						
	100.00%	100.00%			100.00%	100.00%
2 Disposition Rate for Application for Writs of Habeas Corpus						
	100.00%	100.00%			100.00%	100.00%
KEY 3 Disposition Rate for Death Penalty Cases						
	140.00%	140.00%			140.00%	140.00%
KEY 4 Avg Time (in Days) from the Time PDRs Are Granted until Disposition						
	280.00	280.00			280.00	280.00
KEY 5 Average Time from Time Filed to Disposition in Death Penalty Cases						
	646.00	646.00			646.00	646.00

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 2015	Est 2016	Bud 2017	BL 2018	BL 2019
Output Measures:						
1	Number of Cases Disposed	9,823.00	9,900.00	10,100.00	10,100.00	10,100.00
Efficiency Measures:						
1	Average time (Days) from the Time FD to Disp for Writs of Habeas Corp	24.00	32.00	30.00	30.00	0.00
2	Average Time from the Time Filed to Disposition for PDR	61.00	81.00	55.00	55.00	0.00
Objects of Expense:						
1001	SALARIES AND WAGES	\$5,171,655	\$6,002,000	\$6,113,228	\$5,818,483	\$5,818,483
1002	OTHER PERSONNEL COSTS	\$177,800	\$150,764	\$127,941	\$125,941	\$125,942
2001	PROFESSIONAL FEES AND SERVICES	\$5,527	\$3,731	\$3,861	\$4,000	\$4,000
2003	CONSUMABLE SUPPLIES	\$15,689	\$13,310	\$15,220	\$15,500	\$15,500
2004	UTILITIES	\$4,174	\$4,377	\$3,400	\$3,500	\$3,500
2005	TRAVEL	\$10,865	\$16,637	\$38,000	\$40,000	\$40,000
2006	RENT - BUILDING	\$6,327	\$5,753	\$7,000	\$7,500	\$7,500
2007	RENT - MACHINE AND OTHER	\$21,300	\$23,075	\$25,201	\$26,000	\$26,000
2009	OTHER OPERATING EXPENSE	\$130,738	\$150,054	\$132,311	\$135,000	\$135,000
5000	CAPITAL EXPENDITURES	\$19,901	\$0	\$0	\$0	\$0

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 2015	Est 2016	Bud 2017	BL 2018	BL 2019
TOTAL, OBJECT OF EXPENSE		\$5,563,976	\$6,369,701	\$6,466,162	\$6,175,924	\$6,175,925
Method of Financing:						
1	General Revenue Fund	\$5,196,225	\$6,001,950	\$6,098,411	\$5,808,173	\$5,808,174
SUBTOTAL, MOF (GENERAL REVENUE FUNDS)		\$5,196,225	\$6,001,950	\$6,098,411	\$5,808,173	\$5,808,174
Method of Financing:						
573	Judicial Fund	\$333,251	\$333,251	\$333,251	\$333,251	\$333,251
666	Appropriated Receipts	\$4,500	\$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)		\$367,751	\$367,751	\$367,751	\$367,751	\$367,751
TOTAL, METHOD OF FINANCE (INCLUDING RIDERS)					\$6,175,924	\$6,175,925
TOTAL, METHOD OF FINANCE (EXCLUDING RIDERS)		\$5,563,976	\$6,369,701	\$6,466,162	\$6,175,924	\$6,175,925
FULL TIME EQUIVALENT POSITIONS:		64.8	69.0	69.0	69.0	69.0
STRATEGY DESCRIPTION AND JUSTIFICATION:						

211 Court of Criminal Appeals

GOAL: 1 Appellate Court Operations
 OBJECTIVE: 1 Appellate Court Operations Service Categories:
 STRATEGY: 1 Appellate Court Operations Service: 01 Income: A.2 Age: B.3

CODE	DESCRIPTION	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
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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):

<u>STRATEGY BIENNIAL TOTAL - ALL FUNDS</u>		<u>BIENNIAL</u>	<u>EXPLANATION OF BIENNIAL CHANGE</u>	
Base Spending (Est 2016 + Bud 2017)	Baseline Request (BL 2018 + BL 2019)	CHANGE	\$ Amount	Explanation(s) of Amount (must specify MOFs and FTEs)
\$12,835,863	\$12,351,849	\$(484,014)	\$(484,014)	Elimination of 4 Law Clerk positions = 448,000 (General Revenue Fund 001) Reduction in Travel, Operating expenses, and Consumables = 36,014 (General Revenue Fund 001)
			\$(484,014)	Total of Explanation of Biennial Change

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 2015	Est 2016	Bud 2017	BL 2018	BL 2019
Output Measures:						
KEY 1	Total Number of Participants Trained in Judicial Education Courses	21,563.00	20,536.00	21,431.00	21,431.00	21,431.00
2	Number of Judges Trained in Judicial Education Courses	6,767.00	5,275.00	5,559.00	5,559.00	5,559.00
3	Number of Court Personnel Trained in Judicial Education Courses	7,321.00	6,108.00	6,491.00	6,491.00	6,491.00
4	Number of Constables Trained in Judicial Education Courses	881.00	670.00	970.00	970.00	970.00
5	Number of Prosecuting Attorneys and Their Personnel Trained	2,715.00	4,017.00	2,660.00	2,660.00	2,660.00
6	# Of Defense Attorneys And Personnel Trained In Judicial Education	3,092.00	4,077.00	5,024.00	5,024.00	5,024.00
7	Total Number of Law Students Trained in Judicial Education Courses	188.00	101.00	410.00	410.00	410.00
8	Total # Law Enforcement Officers Trained in Judicial Education Courses	168.00	147.00	138.00	138.00	138.00
9	Total Number of Public Defenders Trained in Judicial Education Courses	431.00	141.00	179.00	179.00	179.00
Objects of Expense:						
1001	SALARIES AND WAGES	\$178,125	\$211,612	\$211,612	\$211,612	\$211,612

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 2015	Est 2016	Bud 2017	BL 2018	BL 2019
1002	OTHER PERSONNEL COSTS	\$1,139	\$1,276	\$1,276	\$1,276	\$1,276
2003	CONSUMABLE SUPPLIES	\$1,136	\$30	\$30	\$30	\$30
2005	TRAVEL	\$9,616	\$5,777	\$5,777	\$5,777	\$5,777
2007	RENT - MACHINE AND OTHER	\$2,320	\$1,561	\$1,561	\$1,561	\$1,561
2009	OTHER OPERATING EXPENSE	\$5,454	\$3,790	\$3,790	\$3,790	\$3,790
4000	GRANTS	\$8,567,665	\$9,409,596	\$9,708,321	\$9,409,596	\$9,708,321
TOTAL, OBJECT OF EXPENSE		\$8,765,455	\$9,633,642	\$9,932,367	\$9,633,642	\$9,932,367
Method of Financing:						
1	General Revenue Fund	\$0	\$0	\$0	\$0	\$0
SUBTOTAL, MOF (GENERAL REVENUE FUNDS)		\$0	\$0	\$0	\$0	\$0
Method of Financing:						
540	Jud & Court Training Fd	\$8,571,455	\$9,633,642	\$9,932,367	\$9,633,642	\$9,932,367
SUBTOTAL, MOF (GENERAL REVENUE FUNDS - DEDICATED)		\$8,571,455	\$9,633,642	\$9,932,367	\$9,633,642	\$9,932,367
Method of Financing:						
555	Federal Funds					
	16.746.000 Capital Case Litigation Initiative	\$75,059	\$0	\$0	\$0	\$0

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 2015	Est 2016	Bud 2017	BL 2018	BL 2019
CFDA Subtotal, Fund	555	\$75,059	\$0	\$0	\$0	\$0
SUBTOTAL, MOF (FEDERAL FUNDS)		\$75,059	\$0	\$0	\$0	\$0
Method of Financing:						
666	Appropriated Receipts	\$118,941	\$0	\$0	\$0	\$0
SUBTOTAL, MOF (OTHER FUNDS)		\$118,941	\$0	\$0	\$0	\$0
TOTAL, METHOD OF FINANCE (INCLUDING RIDERS)					\$9,633,642	\$9,932,367
TOTAL, METHOD OF FINANCE (EXCLUDING RIDERS)		\$8,765,455	\$9,633,642	\$9,932,367	\$9,633,642	\$9,932,367
FULL TIME EQUIVALENT POSITIONS:		2.0	2.0	2.0	2.0	2.0

STRATEGY DESCRIPTION AND JUSTIFICATION:

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 forms of grants to entities who conduct the education and training programs. The Court of Criminal Appeals controls the budgets of the entities who receive grants, audits the expenditure of funds provided, and tracks participation in the education and training programs.

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 2015	Est 2016	Bud 2017	BL 2018	BL 2019
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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 trained.

EXPLANATION OF BIENNIAL CHANGE (includes Rider amounts):

<u>STRATEGY BIENNIAL TOTAL - ALL FUNDS</u>		<u>BIENNIAL CHANGE</u>	<u>EXPLANATION OF BIENNIAL CHANGE</u>	
<u>Base Spending (Est 2016 + Bud 2017)</u>	<u>Baseline Request (BL 2018 + BL 2019)</u>		<u>\$ Amount</u>	<u>Explanation(s) of Amount (must specify MOFs and FTEs)</u>
\$19,566,009	\$19,566,009	\$0	\$0	2018-19 Authorized exception: General Revenue - Dedicated Judicial and Court Personnel Training Account No. 540
			\$0	Total of Explanation of Biennial Change

SUMMARY TOTALS:

OBJECTS OF EXPENSE:	\$14,329,431	\$16,003,343	\$16,398,529	\$15,809,566	\$16,108,292
METHODS OF FINANCE (INCLUDING RIDERS):				\$15,809,566	\$16,108,292
METHODS OF FINANCE (EXCLUDING RIDERS):	\$14,329,431	\$16,003,343	\$16,398,529	\$15,809,566	\$16,108,292
FULL TIME EQUIVALENT POSITIONS:	66.8	71.0	71.0	71.0	71.0

4.A. Exceptional Item Request Schedule
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

DATE: 8/5/2016
 TIME: 10:12:52AM

Agency code: 211

Agency name:
Court of Criminal Appeals

CODE	DESCRIPTION	Excp 2018	Excp 2019
	Item Name: Restore 4% base line budget Item Priority: 1 IT Component: No Anticipated Out-year Costs: Yes Involve Contracts > \$50,000: No Includes Funding for the Following Strategy or Strategies: 01-01-01 Appellate Court Operations		

OBJECTS OF EXPENSE:

1001	SALARIES AND WAGES	240,007	240,007
1002	OTHER PERSONNEL COSTS	2,000	2,000
TOTAL, OBJECT OF EXPENSE		\$242,007	\$242,007

METHOD OF FINANCING:

1	General Revenue Fund	242,007	242,007
TOTAL, METHOD OF FINANCING		\$242,007	\$242,007

DESCRIPTION / JUSTIFICATION:

The 4% reduction would result in the elimination of 4 Law Clerk positions. These positions play a crucial part in the processing of cases in the Court.

EXTERNAL/INTERNAL FACTORS:

none

DESCRIPTION OF ANTICIPATED OUT-YEAR COSTS :

above the baseline request for 2018/2019 to get back 4 law clerks

ESTIMATED ANTICIPATED OUT-YEAR COSTS FOR ITEM:

2020	2021	2022
\$242,007	\$242,007	\$242,007

4.A. Exceptional Item Request Schedule
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

DATE: 8/5/2016
 TIME: 10:12:52AM

Agency code: 211

Agency name:
Court of Criminal Appeals

CODE	DESCRIPTION	Excp 2018	Excp 2019
	Item Name: Parity with supreme court for executive assistant and clerk's office staff Item Priority: 2 IT Component: No Anticipated Out-year Costs: Yes Involve Contracts > \$50,000: No Includes Funding for the Following Strategy or Strategies: 01-01-01 Appellate Court Operations		

OBJECTS OF EXPENSE:

1001	SALARIES AND WAGES	185,877	185,877
1002	OTHER PERSONNEL COSTS	2,788	2,788
TOTAL, OBJECT OF EXPENSE		\$188,665	\$188,665

METHOD OF FINANCING:

1	General Revenue Fund	188,665	188,665
TOTAL, METHOD OF FINANCING		\$188,665	\$188,665

DESCRIPTION / JUSTIFICATION:

The funding for this exceptional item would allow the Court to increase non-attorney staff salaries. Funding for these salary increases would bring the Court's salaries more in line with the Supreme Court.

EXTERNAL/INTERNAL FACTORS:

none

DESCRIPTION OF ANTICIPATED OUT-YEAR COSTS :

out year costs for salary parity for clerks and executive assistants

ESTIMATED ANTICIPATED OUT-YEAR COSTS FOR ITEM:

2020	2021	2022
\$185,877	\$185,877	\$185,877

4.A. Exceptional Item Request Schedule
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

DATE: 8/5/2016
 TIME: 10:12:52AM

Agency code: 211 Agency name: Court of Criminal Appeals

CODE	DESCRIPTION	Excp 2018	Excp 2019
	Item Name: Additional Funding for Grantees Item Priority: 3 IT Component: No Anticipated Out-year Costs: Yes Involve Contracts > \$50,000: No Includes Funding for the Following Strategy or Strategies: 02-01-01 Judicial Education		

OBJECTS OF EXPENSE:

4000	GRANTS	337,500	337,500
TOTAL, OBJECT OF EXPENSE		\$337,500	\$337,500

METHOD OF FINANCING:

540	Jud & Court Training Fd	337,500	337,500
TOTAL, METHOD OF FINANCING		\$337,500	\$337,500

DESCRIPTION / JUSTIFICATION:

For two grantees of which \$300,000 (\$150,000 each fiscal year) is to fund two new positions, a staff attorney at \$100,000 each fiscal year and a part-time administrative assistant position at \$50,000 each fiscal year. The remaining \$375,000 (\$187,500 each fiscal year) would be provided to the grantees for training events for judges and court staff on topics of mental health, pre-trial diversion, court costs, bail and indigent defendants, and also a judicial mentoring program focusing on post judgment practices with regards to fair treatment and access under Texas laws.

EXTERNAL/INTERNAL FACTORS:

none

DESCRIPTION OF ANTICIPATED OUT-YEAR COSTS :

For two grantees of which \$300,000 (\$150,000 each fiscal year) is to fund two new positions, a staff attorney at \$100,000 each fiscal year and a part-time administrative assistant position at \$50,000 each fiscal year. The remaining \$375,000 (\$187,500 each fiscal year) would be provided to the grantees for training events for judges and court staff on topics of mental health, pre-trial diversion, court costs, bail and indigent defendants, and also a judicial mentoring program focusing on post judgment practices with regards to fair treatment and access under Texas laws.

ESTIMATED ANTICIPATED OUT-YEAR COSTS FOR ITEM:

2020	2021	2022
\$337,500	\$337,500	\$337,500

Agency code: **211**

Agency name:
Court of Criminal Appeals

CODE	DESCRIPTION	Excp 2018	Excp 2019
	Item Name: General Revenue Funding in the Event of a Shortfall in Fund 540 Revenue Item Priority: 4 IT Component: No Anticipated Out-year Costs: Yes Involve Contracts > \$50,000: No Includes Funding for the Following Strategy or Strategies: 02-01-01 Judicial Education		

OBJECTS OF EXPENSE:

4000	GRANTS	2,530,126	2,530,126
TOTAL, OBJECT OF EXPENSE		\$2,530,126	\$2,530,126

METHOD OF FINANCING:

1	General Revenue Fund	2,530,126	2,530,126
TOTAL, METHOD OF FINANCING		\$2,530,126	\$2,530,126

DESCRIPTION / JUSTIFICATION:

In order to maintain an ongoing delivery of necessary judicial and court personnel training programs, it is essential that sufficient revenues are generated from court fees to cover the appropriation. A downward trend in estimated revenues in Fund 540 for the next biennium is being anticipated in the range of 30-50%. In the event revenues are insufficient to cover the appropriation, it is requested that the GR fund cover any shortfall up to 25% of the appropriation amount for Judicial Education, including the amount requested in Exceptional Item 1. Therefore, an amount of \$5,060,252 (\$2,530,126 for each fiscal year) [(\$19,566,009 + \$675,000)X 25%] is requested from the General Revenue Fund.

EXTERNAL/INTERNAL FACTORS:

none

DESCRIPTION OF ANTICIPATED OUT-YEAR COSTS :

In order to maintain an ongoing delivery of necessary judicial and court personnel training programs, it is essential that sufficient revenues are generated from court fees to cover the appropriation. A downward trend in estimated revenues in Fund 540 for the next biennium is being anticipated in the range of 30-50%. In the event revenues are insufficient to cover the appropriation, it is requested that the GR fund cover any shortfall up to 25% of the appropriation amount for Judicial Education, including the amount requested in Exceptional Item 1. Therefore, an amount of \$5,060,252 (\$2,530,126 for each fiscal year) [(\$19,566,009 + \$675,000)X 25%] is requested from the General Revenue Fund.

4.A. Exceptional Item Request Schedule
85th Regular Session, Agency Submission, Version 1
Automated Budget and Evaluation System of Texas (ABEST)

DATE: 8/5/2016
TIME: 10:12:52AM

Agency code: 211

Agency name:

Court of Criminal Appeals

CODE DESCRIPTION

Excp 2018

Excp 2019

ESTIMATED ANTICIPATED OUT-YEAR COSTS FOR ITEM:

<u>2020</u>	<u>2021</u>	<u>2022</u>
\$2,530,126	\$2,530,126	\$2,530,126

Agency code: **211** Agency name: **Court of Criminal Appeals**

Code	Description	Excp 2018	Excp 2019
Item Name: Restore 4% base line budget			
Allocation to Strategy: 1-1-1 Appellate Court Operations			
OBJECTS OF EXPENSE:			
1001	SALARIES AND WAGES	240,007	240,007
1002	OTHER PERSONNEL COSTS	2,000	2,000
TOTAL, OBJECT OF EXPENSE		\$242,007	\$242,007
METHOD OF FINANCING:			
1	General Revenue Fund	242,007	242,007
TOTAL, METHOD OF FINANCING		\$242,007	\$242,007

Agency code: **211** Agency name: **Court of Criminal Appeals**

Code	Description	Excp 2018	Excp 2019
Item Name: Parity with supreme court for executive assistant and clerk's office staff			
Allocation to Strategy:		1-1-1	Appellate Court Operations
OBJECTS OF EXPENSE:			
1001	SALARIES AND WAGES	185,877	185,877
1002	OTHER PERSONNEL COSTS	2,788	2,788
TOTAL, OBJECT OF EXPENSE		\$188,665	\$188,665
METHOD OF FINANCING:			
1 General Revenue Fund		188,665	188,665
TOTAL, METHOD OF FINANCING		\$188,665	\$188,665
FULL-TIME EQUIVALENT POSITIONS (FTE):		0.0	0.0

Agency code: **211** Agency name: **Court of Criminal Appeals**

Code	Description	Excp 2018	Excp 2019
Item Name: Additional Funding for Grantees			
Allocation to Strategy: 2-1-1 Judicial Education			
OBJECTS OF EXPENSE:			
4000	GRANTS	337,500	337,500
TOTAL, OBJECT OF EXPENSE		\$337,500	\$337,500
METHOD OF FINANCING:			
540	Jud & Court Training Fd	337,500	337,500
TOTAL, METHOD OF FINANCING		\$337,500	\$337,500

Agency code: **211** Agency name: **Court of Criminal Appeals**

Code	Description	Excp 2018	Excp 2019
Item Name:	General Revenue Funding in the Event of a Shortfall in Fund 540 Revenue		
Allocation to Strategy:	2-1-1 Judicial Education		
OBJECTS OF EXPENSE:			
4000 GRANTS		2,530,126	2,530,126
TOTAL, OBJECT OF EXPENSE		\$2,530,126	\$2,530,126
METHOD OF FINANCING:			
1 General Revenue Fund		2,530,126	2,530,126
TOTAL, METHOD OF FINANCING		\$2,530,126	\$2,530,126

4.C. Exceptional Items Strategy Request
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

DATE: 8/5/2016
TIME: 10:12:53AM

Agency Code: **211** Agency name: **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	Excp 2018	Excp 2019
OBJECTS OF EXPENSE:		
1001 SALARIES AND WAGES	425,884	425,884
1002 OTHER PERSONNEL COSTS	4,788	4,788
Total, Objects of Expense	\$430,672	\$430,672
METHOD OF FINANCING:		
1 General Revenue Fund	430,672	430,672
Total, Method of Finance	\$430,672	\$430,672

EXCEPTIONAL ITEM(S) INCLUDED IN STRATEGY:

Restore 4% base line budget

Parity with supreme court for executive assistant and clerk's office staff

4.C. Exceptional Items Strategy Request
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

DATE: 8/5/2016
TIME: 10:12:53AM

Agency Code: **211** Agency name: **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	Excp 2018	Excp 2019
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OBJECTS OF EXPENSE:

4000 GRANTS	2,867,626	2,867,626
Total, Objects of Expense	\$2,867,626	\$2,867,626

METHOD OF FINANCING:

1 General Revenue Fund	2,530,126	2,530,126
540 Jud & Court Training Fd	337,500	337,500
Total, Method of Finance	\$2,867,626	\$2,867,626

EXCEPTIONAL ITEM(S) INCLUDED IN STRATEGY:

Additional Funding for Grantees

General Revenue Funding in the Event of a Shortfall in Fund 540 Revenue

6.A. Historically Underutilized Business Supporting Schedule
 85th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

Date: **8/5/2016**
 Time: **10:12:53AM**

Agency Code: **211** Agency: **Court of Criminal Appeals**

COMPARISON TO STATEWIDE HUB PROCUREMENT GOALS

A. Fiscal Year 2014 - 2015 HUB Expenditure Information

Statewide HUB Goals	Procurement Category	% Goal	HUB Expenditures FY 2014			Total Expenditures FY 2014		HUB Expenditures FY 2015			Total Expenditures FY 2015	
			% Actual	Diff	Actual \$	% Goal	% Actual	Diff	Actual \$	FY 2015		
23.7%	Professional Services	0.0 %	0.0%	0.0%	\$0	\$1,950	0.0 %	0.0%	0.0%	\$0	\$2,430	
26.0%	Other Services	0.0 %	0.0%	0.0%	\$0	\$27,302	0.0 %	5.6%	5.6%	\$1,642	\$29,369	
21.1%	Commodities	0.0 %	41.4%	41.4%	\$19,023	\$45,952	0.0 %	22.4%	22.4%	\$8,679	\$38,762	
	Total Expenditures		25.3%		\$19,023	\$75,204		14.6%		\$10,321	\$70,561	

B. Assessment of Fiscal Year 2014 - 2015 Efforts to Meet HUB Procurement Goals

Attainment:

The Court attained or exceeded one of three, or 33% of the applicable statewide HUB procurement goals in FY 2014 and FY 2015.

Applicability:

The Heavy Construction, Building Construction and Special Trade Construction categories are not applicable to Court operations in either fiscal year 2014 or fiscal year 2015. The Court did not have any strategies or programs related to construction.

Factors Affecting Attainment:

In both fiscal year 2014 and fiscal year 2015, the goal of the "Other Services" category was not met since the only purchase in this category was made with a vendor offering the lowest price and best value.

"Good-Faith" Efforts:

The Court has made good faith efforts to comply with the statewide HUB procurement goals per 34 TAC Section 20.13(d):

- ensure that contract specifications, terms, and conditions reflected the Courts actual requirements, where clearly stated, and did not impose unreasonable or unnecessary contract requirements.
- a vast majority of our supplies are purchased from TIBH (The Central Store)for which we do not receive HUB credit.

6.I. Percent Biennial Base Reduction Options

10 % REDUCTION

85th Regular Session, Agency Submission, Version 1
Automated Budget and Evaluation System of Texas (ABEST)

Date: 8/5/2016
Time: 10:12:53AM

Agency code: 211 Agency name: Court of Criminal Appeals

Item Priority and Name/ Method of Financing	REVENUE LOSS			REDUCTION AMOUNT			TARGET
	2018	2019	Biennial Total	2018	2019	Biennial Total	
1 12.7% pay reduction for staff							
Category: Across the Board Reductions							
Item Comment: A 12.7% reduction in staff pay (excluding Judges)							
Strategy: 1-1-1 Appellate Court Operations							
<u>General Revenue Funds</u>							
1 General Revenue Fund	\$0	\$0	\$0	\$580,817	\$580,818	\$1,161,635	
General Revenue Funds Total	\$0	\$0	\$0	\$580,817	\$580,818	\$1,161,635	
Item Total	\$0	\$0	\$0	\$580,817	\$580,818	\$1,161,635	
FTE Reductions (From FY 2018 and FY 2019 Base Request)							
AGENCY TOTALS							
General Revenue Total				\$580,817	\$580,818	\$1,161,635	\$1,161,635
Agency Grand Total	\$0	\$0	\$0	\$580,817	\$580,818	\$1,161,635	
Difference, Options Total Less Target							
Agency FTE Reductions (From FY 2018 and FY 2019 Base Request)							

Agency code: **211**

Agency name: **Court of Criminal Appeals**

Strategy	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
1-1-1 Appellate Court Operations					
OBJECTS OF EXPENSE:					
1001 SALARIES AND WAGES	\$303,217	\$343,829	\$343,829	\$343,829	\$343,829
1002 OTHER PERSONNEL COSTS	10,668	9,046	7,677	7,557	7,557
2001 PROFESSIONAL FEES AND SERVICES	111	75	77	80	80
2003 CONSUMABLE SUPPLIES	314	266	304	310	310
2004 UTILITIES	83	87	68	70	70
2005 TRAVEL	217	333	760	800	800
2006 RENT - BUILDING	127	115	140	150	150
2007 RENT - MACHINE AND OTHER	426	462	504	520	520
2009 OTHER OPERATING EXPENSE	2,615	3,001	2,646	2,700	2,700
Total, Objects of Expense	\$317,778	\$357,214	\$356,005	\$356,016	\$356,016
METHOD OF FINANCING:					
1 General Revenue Fund	317,778	357,214	356,005	356,016	356,016
Total, Method of Financing	\$317,778	\$357,214	\$356,005	\$356,016	\$356,016
FULL-TIME-EQUIVALENT POSITIONS (FTE):	3.8	3.8	3.8	3.8	3.8
DESCRIPTION					

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

Agency code: **211**

Agency name: **Court of Criminal Appeals**

Strategy	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
2-1-1 Judicial Education					
OBJECTS OF EXPENSE:					
1001 SALARIES AND WAGES	\$178,125	\$211,612	\$211,612	\$211,612	\$211,612
1002 OTHER PERSONNEL COSTS	2,340	1,276	1,276	1,276	1,276
 Total, Objects of Expense	\$180,465	\$212,888	\$212,888	\$212,888	\$212,888
METHOD OF FINANCING:					
540 Jud & Court Training Fd	180,465	212,888	212,888	212,888	212,888
 Total, Method of Financing	\$180,465	\$212,888	\$212,888	\$212,888	\$212,888
FULL-TIME-EQUIVALENT POSITIONS (FTE):	2.0	2.0	2.0	2.0	2.0

DESCRIPTION

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

Agency code: **211**

Agency name: **Court of Criminal Appeals**

	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
GRAND TOTALS					
Objects of Expense					
1001 SALARIES AND WAGES	\$481,342	\$555,441	\$555,441	\$555,441	\$555,441
1002 OTHER PERSONNEL COSTS	\$13,008	\$10,322	\$8,953	\$8,833	\$8,833
2001 PROFESSIONAL FEES AND SERVICES	\$111	\$75	\$77	\$80	\$80
2003 CONSUMABLE SUPPLIES	\$314	\$266	\$304	\$310	\$310
2004 UTILITIES	\$83	\$87	\$68	\$70	\$70
2005 TRAVEL	\$217	\$333	\$760	\$800	\$800
2006 RENT - BUILDING	\$127	\$115	\$140	\$150	\$150
2007 RENT - MACHINE AND OTHER	\$426	\$462	\$504	\$520	\$520
2009 OTHER OPERATING EXPENSE	\$2,615	\$3,001	\$2,646	\$2,700	\$2,700
Total, Objects of Expense	\$498,243	\$570,102	\$568,893	\$568,904	\$568,904
Method of Financing					
1 General Revenue Fund	\$317,778	\$357,214	\$356,005	\$356,016	\$356,016
540 Jud & Court Training Fd	\$180,465	\$212,888	\$212,888	\$212,888	\$212,888
Total, Method of Financing	\$498,243	\$570,102	\$568,893	\$568,904	\$568,904
Full-Time-Equivalent Positions (FTE)	5.8	5.8	5.8	5.8	5.8