



COMMISSIONERS COURT COMMUNICATION

REFERENCE NUMBER _____

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DATE: 02/21/2023

**SUBJECT: RECEIVE AND FILE THE FELONY ATTORNEY FEE SCHEDULE
FOR COUNTY CRIMINAL COURTS IN ACCORDANCE WITH
CODE OF CRIMINAL PROCEDURE ARTICLE 26.05(B)**

***** CONSENT AGENDA *****

COMMISSIONERS COURT ACTION REQUESTED

It is requested that the Commissioners Court receive and file the Felony Attorney Fee Schedule effective January 25, 2023 in accordance with Code of Criminal Procedure Article 26.05(b).

BACKGROUND

Code of Criminal Procedure Article 26.05(b) states that "all payments made under this article shall be paid in accordance with a schedule of fees adopted by formal action of the judges of the county courts, statutory county courts, and district courts trying criminal cases in each county. On adoption of a schedule of fees, as provided by this subsection, a copy of the schedule shall be sent to the commissioner's court of the county".

On November 1, 2021, the Tarrant County Criminal Courts filed the Felony and Misdemeanor Indigent Defense plans with the State of Texas. Incorporated within the plans are the fee schedules.

On November 16, 2021, the Commissioners Court, through Court Order #136851, received and filed the above-mentioned Felony and Misdemeanor Indigent Defense fee schedules.

As of March 1, 2022, the County Criminal Courts revised the Misdemeanor Attorney Fee Schedule as attached.

On March 8, 2022, the Commissioners Court, through Court Order #137650, received and filed the above-mentioned Revised Misdemeanor Indigent Defense fee schedules.

As of January 25, 2023, Criminal District Court Judges revised the Misdemeanor Attorney Fee Schedule as attached.

FISCAL IMPACT

In FY 2022, the Criminal District Courts expend \$14,928,902.00 in attorney fees. In FY 2023, \$18,812,400.00 is budgeted for indigent defense for Criminal District Courts.

SUBMITTED BY:	Criminal Courts	PREPARED BY: APPROVED BY:	Martinique Byrd
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