

Hunt Juvenile Board Plan

Preamble

11/01/2023

FILED FOR RECORD
at 2:22 o'clock P M

OCT 30 2023

BECKY LANDRUM
County Clerk, Hunt County, Tex.
By [Signature]

Prompt Detention Hearings

11/01/2023

HUNT COUNTY ALTERNATIVE PROGRAM AND
STANDING RULES AND ORDERS FOR
PROCEDURES FOR PROMPT DETENTION HEARINGS
FOR INDIGENT ACCUSED JUVENILE PERSONS IN
HUNT COUNTY, TEXAS

EFFECTIVE DATE-NOVEMBER 1, 2023

Be it remembered that on this date the undersigned, being a majority of the members of the Juvenile Board for Hunt County, Texas, hereby adopt, order, establish and order published these countywide procedures, rules, and orders for the timely and fair appointments of all counsel for indigent accused juveniles charged in Hunt County, Texas. This document is the Hunt County Juvenile Board's Alternative Program to conform with the requirements of S.B. 7 passed by the Texas Legislature and signed into law in 2001 (Hereinafter referred to as the Fair Defense Act).

Unless the court finds that the appointment of counsel is not feasible due to exigent circumstances, the court shall appoint counsel within a reasonable time before the first detention hearing is held to represent the child at that hearing.

- A. A child taken into custody must either be brought to a juvenile processing office without unnecessary delay where they may not be detained for longer than six hours pursuant to §52.025, Family Code, or another disposition authorized by §52.02, Family Code, including referral to the office designated by the juvenile board as intake for the juvenile court. The intake officer shall process the child according the requirement of §53.01, Family Code, and shall also inform the child and the child's parents of the right to appointed counsel if they are indigent and provide a form for the purpose of determining eligibility for appointment of counsel. If the child is not released by intake, then a Detention Hearing shall be held not later than the second

working day after the child is taken into custody unless the child is detained on a Friday, Saturday or listed holiday in which case the detention hearing shall be held on the first working day after the child is taken into custody.

- B. Prior to the detention hearing the court shall inform the parties of the child's right to counsel and to appointed counsel if they are indigent, and of the child's right to remain silent as to the alleged conduct.
- C. The detention hearing may be conducted without the presence of the child's parent(s) or other responsible adult(s), however, in these cases the court must immediately appoint counsel or a guardian ad litem to represent the child.
- D. The court shall provide the attorney for the child access to all written matter to be considered by the Court in making the detention decision.

Indigence Determination Standards

11/01/2023

HUNT COUNTY ALTERNATIVE PROGRAM AND
STANDING RULES AND ORDERS FOR
HUNT COUNTY ALTERNATIVE PROGRAM AND
STANDING RULES AND ORDERS FOR
PROCEDURES FOR INDIGENCE DETERMINATION STANDARDS
FOR INDIGENT ACCUSED JUVENILE PERSONS IN
HUNT COUNTY, TEXAS

EFFECTIVE DATE - NOVEMBER 1, 2023

Be it remembered that on this date the undersigned, being a majority of the members of the Juvenile Board for Hunt County, Texas, hereby adopt, order, establish and order published these countywide procedures, rules, and orders for the timely and fair appointments of all counsel for indigent accused juveniles charged in Hunt County, Texas. This document is the Hunt County Juvenile Board's Alternative Program to conform with the requirements of S.B. 7 passed by the Texas Legislature and signed into law in 2001 (Hereinafter referred to as the Fair Defense Act).

A. Eligibility for Appointment

- i. A child is presumed indigent if any of the following conditions or factors are present:
 - 1. At the time of requesting appointed counsel, a child is presumed indigent if the child's parent(s) or other person(s) determined responsible for the support of the child is eligible to receive food stamps, Medicaid, Temporary Assistance for Needy Families, Supplemental Security Income, or public housing.

2. The net household income of the child's parent(s) or other person(s) determined responsible for the support of the child does not exceed 125% of the Poverty Guidelines as revised annually by the United States Department of Health and Human Services and published in the Federal Register;
 3. The child's parent(s) or other person(s) determined responsible for the support of the child is currently serving a sentence in a correctional institution, is currently residing in a public mental health facility, or is subject to a proceeding in which admission or commitment to such a mental health facility is sought; or
- ii. The child who does not meet any of the standards above shall nevertheless be considered indigent if the child's parent(s) or other person(s) responsible for the child is unable to retain private counsel without substantial hardship. In considering if obtaining private counsel will create a substantial hardship, the appointing authority shall take into account:
1. the nature of the charge(s);
 2. anticipated complexity of the defense;
 3. the estimated cost of obtaining competent private legal representation for the matter(s) charged;
 4. the amount needed for the support of the child, the child's parent(s)/person(s) responsible, and other dependents of the child's parent(s)/person(s) responsible;
 5. child's parent(s)' income or the income of other person(s) determined responsible for the support of the child;
 6. source of income;
 7. assets and property owned by the child, child's parent(s), or other person(s) determined responsible for support of the child;
 8. outstanding obligations;
 9. necessary expenses; and
 10. the number and ages of any siblings of the child.
- iii. Factors NOT to be considered in determining indigence:
1. The resources available to friends or relatives of the child, other than the child's parent(s) or other person(s) deemed responsible for the child, may not be considered in determining whether the child is indigent.

2. Only the child's parent(s) or other person(s) responsible for the child and the child's financial circumstances as measured by the financial standards stated in this rule shall be used as the basis for determining indigence.

B. Indigence Proceedings:

- i. The appointing authority can require the child and the child's parent(s) or other person(s) responsible for the child to respond to questions about the child's household financial status, produce documentation supporting financial information provided, and/or order a court official to verify financial information provided.
- ii. Information gathered for determining indigence, both in the affidavit of indigence and through oral examination, may not be for any purpose other than:
 1. Determining if child is (or is not) indigent; or
 2. Impeaching direct testimony of the child or the child's parent(s)/person(s) responsible regarding the child's indigence.
- iii. A request by the appointing authority for additional information, documentation, and/or verification cannot delay appointment of counsel beyond the timelines specified in Parts I and IV of these rules.
- iv. A child determined to be indigent is presumed to remain indigent for the remainder of the case unless a material change in the child's financial circumstances occurs.
 1. A child's status as indigent or not indigent may be reviewed in a formal hearing at any stage of a court. The child's indigent status will be presumed not to have changed. The presumption can be rebutted in the review proceedings based on the following:
 - a. Evidence of a material change in the child's parent(s)/person(s) responsible and the child's financial circumstances; or
 - b. Additional information regarding the child's parent(s)/person(s) responsible and the child's financial circumstances that shows that they do not meet any of the standards for indigence contained in these rules.
 2. If a child previously determined to be indigent is subsequently determined not to be indigent, the attorney shall be compensated by the county according to the fee schedule for hours reasonably expended on the case.
- v. If the court determines that a child's parent(s) or other person(s) responsible for the child has financial resources that enable him to offset in part or in whole the costs of the legal services provided, including

any expenses and costs, the court shall order the child's parent(s) or other person(s) responsible for the child to pay during the pendency of the charges or, if found to have engaged in delinquent conduct or CINS, as court costs the amount that it finds the child's parent(s) or other person(s) responsible for the child is able to pay.

Minimum Attorney Qualifications

11/01/2023

**HUNT COUNTY ALTERNATIVE PROGRAM AND
STANDING RULES AND ORDERS FOR
PROCEDURES FOR MINIMUM ATTORNEY QUALIFICATIONS
FOR INDIGENT ACCUSED JUVENILE PERSONS IN
HUNT COUNTY, TEXAS**

EFFECTIVE DATE - NOVEMBER 1, 2023

Be it remembered that on this date the undersigned, being a majority of the members of the Juvenile Board for Hunt County, Texas, hereby adopt, order, establish and order published these countywide procedures, rules, and orders for the timely and fair appointments of all counsel for indigent accused juveniles charged in Hunt County, Texas. This document is the Hunt County Juvenile Board's Alternative Program to conform with the requirements of S.B. 7 passed by the Texas Legislature and signed into law in 2001 (Hereinafter referred to as the Fair Defense Act).

(I) QUALIFICATIONS FOR COURT APPOINTED COUNSEL

Minimum Attorney Qualifications for Juveniles

- A. The Juvenile Board shall establish attorney appointment lists for the following categories of offenses. Attorneys may apply for and be placed on multiple lists. To be eligible for an appointment list, an attorney must meet the following minimum requirements:
- i. General Requirements:
 1. All attorneys on the appointment list must ensure all information on their application is correct;
 2. An attorney must be a licensed practicing attorney and a member in good standing of the State Bar of Texas;
 3. All attorneys must comply with Section (D)(1) of the Fair Defense Plan for Hunt County Court at Law No. 1.
 4. An attorney shall complete a minimum of 6 hours of CLE in the area of juvenile law and procedure each year. All attorneys on the appointment list must file a certificate with the court administration office each year attesting to completion of the required CLE or submit documentation showing that the attorney is certified as a specialist in juvenile law. Continuing legal education activity completed with-in a one-year period immediately preceding an attorney's

initial reporting period may be used to meet the educational requirements for the initial year.

- B. Approval for Juvenile Appointment Lists - An attorney must be approved by the Judge of the County Court at Law No. 1 of Hunt County.

174.4 Emergency Appointment: If no attorney who meets the continuing legal education or board certification requirements contained in this Subchapter is available by the time an attorney must be appointed in the case, another attorney may be appointed. The person making an appointment under this Section shall give priority to an attorney with experience in criminal or juvenile law respectively.

Prompt Appointment of Counsel

11/01/2023

HUNT COUNTY ALTERNATIVE PROGRAM AND STANDING RULES AND ORDERS FOR PROCEDURES FOR PROMPT APPOINTMENT OF COUNSEL FOR INDIGENT ACCUSED JUVENILE PERSONS IN HUNT COUNTY, TEXAS

EFFECTIVE DATE-NOVEMBER 1, 2023

Be it remembered that on this date the undersigned, being a majority of the members of the Juvenile Board for Hunt County, Texas, hereby adopt, order, establish and order published these countywide procedures, rules, and orders for the timely and fair appointments of all counsel for indigent accused juveniles charged in Hunt County, Texas. This document is the Hunt County Juvenile Board's Alternative Program to conform with the requirements of S.B. 7 passed by the Texas Legislature and signed into law in 2001 (Hereinafter referred to as the Fair Defense Act).

(1.) ESTABLISHING PROCEDURES TO ENSURE PROMPT APPOINTMENT OF COUNSEL

The Juvenile Court Judge, or the District or County Judge designated to serve in his or her absence, shall comply with all the terms of Section 51 and 54, Texas Family Code, in timely interviewing all juvenile detained within the jurisdiction of Hunt County, Texas, and make proper determination as to indigency.

If the child was not represented by an attorney at the detention hearing and determination was made to obtain the child, the child shall immediately be entitled to representation by an attorney.

If the juvenile is not initially detained, or is released by intake, then the Juvenile Court Judge, or Judge designated to serve in his or her absence, shall appoint an attorney to represent said juvenile within (5) days of said juvenile being served with an original petition if it has been determined that the juvenile is indigent.

If a motion to modify probation is filed, the Judge of the Juvenile Court, or Judge designated to serve in his or her absence, shall determine indigency and if necessary, appoint an attorney to represent the juvenile within (5) days of the motion to modify being filed. If at all possible, the attorney who formally represented the juvenile shall continue to represent said juvenile until all juvenile proceedings filed against said juvenile are resolved.

Appointed Attorneys contact their clients - Fair Defense Act requires appointed attorneys to make every reasonable effort to contact their clients by the end of the first working day after the attorney receives notice of appointment and to interview the defendant as soon as practicable after the attorney is appointed if the juvenile client is in detention.

Attorney Selection Process*11/01/23***HUNT COUNTY ALTERNATIVE PROGRAM AND
STANDING RULES AND ORDERS FOR
PROCEDURES FOR ATTORNEY SELECTION PROCESS
FOR INDIGENT ACCUSED JUVENILE PERSONS IN
HUNT COUNTY, TEXAS**

EFFECTIVE DATE - NOVEMBER 1, 2023

Be it remembered that on this date the undersigned, being a majority of the members of the Juvenile Board for Hunt County, Texas, hereby adopt, order, establish and order published these countywide procedures, rules, and orders for the timely and fair appointments of all counsel for indigent accused juveniles charged in Hunt County, Texas. This document is the Hunt County Juvenile Board's Alternative Program to conform with the requirements of S.B. 7 passed by the Texas Legislature and signed into law in 2001 (Hereinafter referred to as the Fair Defense Act).

(1) PROCEDURES FOR APPOINTMENT OF COUNSEL

The Hunt County Juvenile Judge, or judge designated to serve in his or her absence, shall appoint attorneys from a list composed of those attorneys who filed an application and were approved. The judge shall appoint attorneys in the order their names appear on the list, unless the unavailability of that attorney or the seriousness of the crime charged dictate skipping the next named attorney on the list. An attorney who is not appointed in the order in which the attorney's name appears on the list shall remain next in order on the list.

The Juvenile Board of Hunt County, Texas approves and adopts this Plan for Appointing Attorneys to Defend Indigent Accused Juvenile. Said Board further designates the Sitting Juvenile Court Judge, or the Judge designated by him or her to serve in his absence, to implement the above plan in all particulars, including but not limited to:

- a. Reviewing financial statements of families to determine eligibility for appointment of counsel
- b. Maintain and update a list of qualified attorneys to serve herein
- c. Receive and review attorney's application to be included on the appointment of counsel list
- d. Maintain rotation schedule of attorneys
- e. Supervise and monitor appointed attorney fees payments
- f. Assist in reporting requirements
- g. Perform all other duties as designated by the Juvenile Board

Fee and Expense Payment Process*11/01/2023***HUNT COUNTY ALTERNATIVE PROGRAM AND
STANDING RULES AND ORDERS FOR
PROCEDURES FOR FEE AND EXPENSE PAYMENT PROCESS
FOR INDIGENT ACCUSED JUVENILE PERSONS IN
HUNT COUNTY, TEXAS**

EFFECTIVE DATE - NOVEMBER 1, 2023

Be it remembered that on this date the undersigned, being a majority of the members of the Juvenile Board for Hunt County, Texas, hereby adopt, order, establish and order published these countywide procedures, rules, and orders for the timely and fair appointments of all counsel for indigent accused juveniles charged in Hunt County, Texas. This

document is the Hunt County Juvenile Board's Alternative Program to conform with the requirements of S.B. 7 passed by the Texas Legislature and signed into law in 2001 (Hereinafter referred to as the Fair Defense Act).

Fee and Expense Payment Process for Juveniles

- A. Court appointed counsel shall be compensated for all reasonable and appropriate services rendered in representing the accused. Compensation shall be reasonable for time and effort expended and will be in accordance with a fee schedule adopted and approved by the Juvenile Board.
- B. Payment Process - No payment of attorney's fees will be made other than in accordance with the rules set forth below.
- i. An appointed attorney shall fill out and submit a fee voucher to the court for services rendered.
 - ii. The trial judge presiding over the proceedings shall review the request for compensation and either approve or disapprove of the amount requested.
 1. If a judge disapproves a request for compensation, the judge shall make written findings, stating the amount of payment that the judge approves and each reason for approving an amount different from the requested amount.
 2. An attorney whose request for payment is disapproved or is not otherwise acted on by the 60th day after the date the request for payment is submitted may appeal the disapproval or failure to act by filing a motion with the presiding judge of this administrative judicial region.
- B. Payment of Expenses:
- i. Courtappointed counsel will be reimbursed for reasonable and necessary expenses incurred, including expenses for investigation and for mental health and other experts. Expenses incurred with and without prior approval shall be paid according to the procedures set forth below. Whenever possible prior court approval should be obtained before expenses are incurred.
 - ii. Procedure with Prior CourtApproval:
 1. Appointed Counsel may file with the trial court a pretrial ex parte confidential request for advance payment of investigative and expert expenses. The request for expenses must state the below, as applicable:
 - a. The type of investigation to be conducted or the type of expert to be retained;
 - b. Specific facts that suggest the investigation will result in admissible evidence or that the services of an expert are reasonably necessary to assist in the preparation of a potential defense; and

- c. An itemized list of anticipated expenses for each investigation and/or each expert.
 2. The court shall grant the request for advance payment of expenses in whole or in part if the request is reasonable. If the court denies in whole or in part the request for expenses, the court shall:
 - a. State the reasons for the denial in writing;
 - b. Attach the denial to the confidential request; and
 - c. Submit the request and denial as a sealed exhibit to the record.
- iii. Procedure Without Prior Court Approval:
 1. Appointed counsel may incur investigative or expert expenses without prior approval of the court. On presentation of a claim for reimbursement, the court shall order reimbursement of counsel for the expenses, if the expenses are reasonably necessary and reasonably incurred. Unreasonable or unnecessary expenses will not be approved.

Plan Documents

Hunt Juvenile Board Affidavit of Indigence.pdf (Effective 11/1/2023) [view](#)

Hunt Juvenile Board Attorney Application for Appointment.pdf (Effective 11/1/2023) [view](#)

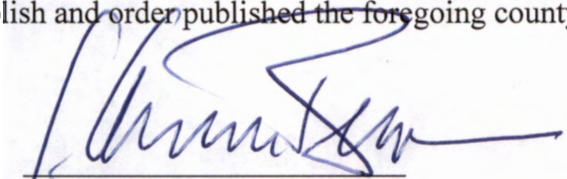
Hunt Juvenile Board Attorney Fee Schedule.pdf (Effective 10/28/2021) [view](#)

Hunt Juvenile Board Attorney Fee Voucher.pdf (Effective 11/1/2023) [view](#)

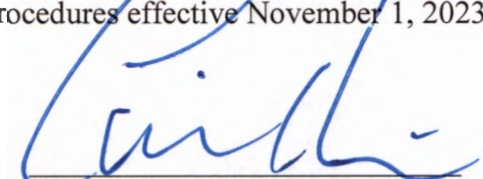
Hunt Juvenile Board Magistrate's Juvenile Warning.pdf (Effective 11/1/2023) [view](#)

Hunt Juvenile Board Plan—2023

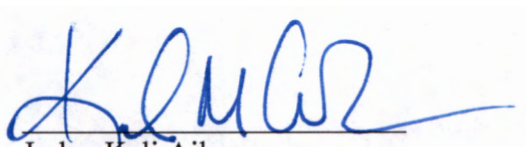
The undersigned, being a majority of the members of the Juvenile Board for Hunt County, Texas, hereby adopt, order, establish and order published the foregoing countywide procedures effective November 1, 2023.



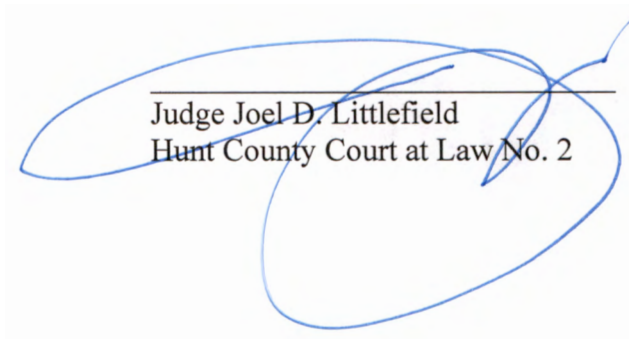
Judge J. Andrew Bench
196th Judicial District Court



Judge Timothy S. Linden
Hunt County Court at Law No. 1



Judge Keli Aiken
354th Judicial District Court



Judge Joel D. Littlefield
Hunt County Court at Law No. 2

CAUSE NO. _____

THE STATE OF TEXAS
VS.

§ ☐ CCAL 1 ☐ CCAL 2
 § ☐ 196TH ☐ 354TH
 § OF HUNT COUNTY, TEXAS

AFFIDAVIT OF INDIGENCE (APPLICATION FOR COURT APPOINTED ATTORNEY)

Name:	Email Address:	
Home Address: (Homeless ☐)	Date of Birth:	DL#:
	Place of Birth: (City, State)	DL Issuing State:
	Race:	Height:
Mailing Address: (Same as home ☐)	Sex: ☐ M ☐ F	Weight:
	Home Phone #:	Hair Color:
	Cell Phone #:	Eye Color:
Name of Nearest Relative:	Relationship to Relative:	
Address of Nearest Relative:	Phone Number of Nearest Relative:	
Employed: ☐ Full Time ☐ Part-Time ☐ Unemployed	Wages: \$ ☐ weekly ☐ monthly ☐ yearly	
Name of Employer:	Work Phone #:	

Marital Status: ☐ Single ☐ Married ☐ Divorced ☐ Separated I support _____ minor children.I RECEIVE: ☐ MEDICAID ☐ SSI ☐ SNAP ☐ TANF ☐ PUBLIC HOUSING

MONTHLY INCOME (Estimate if necessary)		MONTHLY EXPENSES (Estimate if necessary)	
My net income (take home pay)	\$	Rent / Mortgage	\$
Spouse's net income (take home pay)	\$	Utilities (Elec., Gas, Water)	\$
Child Support (Received)	\$	Child Expenses (Including Child Support Paid)	\$
Other Income	\$	Total Food Expenses	\$
TOTAL MONTHLY INCOME	\$	Transportation Costs	\$
ASSETS		Medical Expenses / Health Insurance	\$
Savings \$	Home Equity \$	TOTAL MONTHLY EXPENSES	\$

Defendant's Unsworn Declaration (\$132.001 CPRC)

I **CERTIFY** the above information is true and correct and that I am without means to employ counsel of my own choosing and hereby request the Court to appoint counsel for me. Alternatively, I believe that the interest of justice requires court appointed representation. I understand that if I intentionally or knowingly give false information either in this affidavit or during the hearing on this motion, that I may be prosecuted for the offense of aggravated perjury, a third degree felony, punishable by imprisonment not to exceed (10) years or less than 2 years and a fine not to exceed ten thousand dollars (\$10,000.00). My name is _____ . My date of birth is _____ .

My address is: _____

If currently incarcerated, my inmate identifying number, if any, is _____. I am presently incarcerated at _____.

I **DECLARE** under penalty of perjury that the foregoing is true and correct. Executed in Hunt County, State of Texas, on _____._____
Defendant's Signature**TO BE COMPLETED BY JUDGE ONLY**APPLICATION IS: ☐ APPROVED ☐ PARTIALLY APPROVED ☐ DENIED

- If approved, Court appoints, as Court Appointed Attorney: _____.
- If partially approved, Defendant shall make monthly payments of \$ _____ on the 1st of each month beginning on ____/01/202____ to the Hunt County Treasurers office until further Order of the Court to reimburse the taxpayers of Hunt County for their court appointed attorney's fees.
- Defendant's next court setting is on ____/____/202____ at _____: _____ ☐ AM ☐ PM.

PRESIDING JUDGE _____/_____/202____

IN THE 196TH JUDICIAL DISTRICT COURT;

IN THE 354TH JUCICIAL DISTRICT COURT;

IN THE COUNTY COURT AT LAW NO 1;

IN THE COUNTY CLURT AT LAW NO. 2

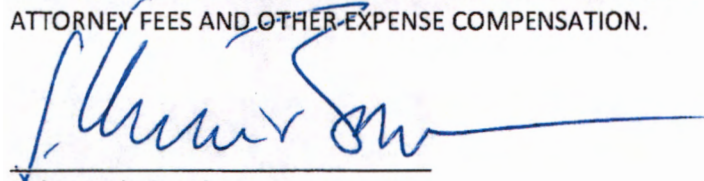
OF HUNT COUNTY, TEXAS

**STANDING ORDER FOR COMPENSATION
(ATTORNEY FEE SCHEDULE)**

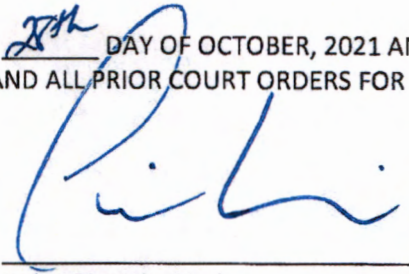
Effective October 28, 2021 the County Courts at Law & the District Court Judges with Jurisdiction amend the schedule of fees to the Court Appointed Counsel as follows:

- i. Felony and Misdemeanor Motion to Revoke cases shall be compensated at \$100 per hour.
- ii. Felony cases, Juvenile cases, Mental Commitment cases, and Misdemeanor cases shall be compensated at \$100 per hour
- iii. Capital Murder cases in which the State elects to seek the death penalty shall be compensated at \$110 per hour for lead counsel (1st chair qualification required) and \$100 per hour for second counsel (2nd chair qualification required).
- iv. Attorneys appointed on CPS cases shall be paid \$100 per hour.
- v. Standard payment amounts without providing supporting hourly documentation will be as follows:
 - a. Misdemeanors \$200
 - b. Felony \$250
 - c. MTR (felony or misdemeanor) \$200
 - d. Juvenile \$200
 - e. Mental \$200
- vi. Appointed counsel shall be reimbursed for reasonable expenses incurred, excluding investigative and expert services, in the course of representing a client, with or without prior court approval. Reasonable expenses will be in addition to attorney fees. Expenses for investigative and expert services REQUIRE PRIOR COURT APPROVAL, and no such fees shall be paid unless approved by prior court order as to the amount incurred. Except as otherwise provided herein, on presentation of a claim for reimbursement the Court shall order the reimbursement of counsel for the expenses if the expenses are reasonably necessary and reasonably incurred.
- vii. Interpreter compensation is authorized for up to \$500 per Defendant without prior Court Approval.
- viii. Request for payment is governed by a separate order and forms.
- ix. Any payment request submitted 6 months or more from the date of the last reasonable and necessary action on the case is subject to being denied by the Court.

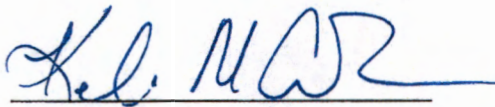
THIS STANDING ORDER FOR COMPENSATION IS SIGNED ON THE 28th DAY OF OCTOBER, 2021 AND IS EFFECTIVE FROM SAID DATE. SAID ORDER SUPERSEDES ANY AND ALL PRIOR COURT ORDERS FOR ATTORNEY FEES AND OTHER EXPENSE COMPENSATION.



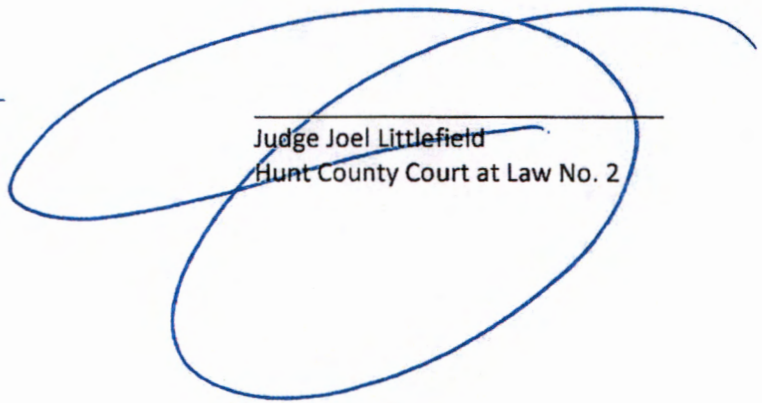
Judge Andy Bench
196th Judicial District Court



Judge Timothy Linden
Hunt County Court at Law No. 1



Judge Keli Aiken
354th Judicial District Court



Judge Joel Littlefield
Hunt County Court at Law No. 2



COURT APPOINTED ATTORNEY FEE VOUCHER

For Hunt County Auditor Use Only:

Vendor # _____

Line Item _____

1. CASE STYLE				2. COURT	
CAUSE NO.				☐ 196 th District Court	
☐ Criminal:	State of Texas	VS		☐ 354 th District Court	
☐ Writ:	State of Texas	VS		☒ County Court at Law No. 1	
☐ Juvenile:	In the Matter	of		☐ County Court at Law No. 2	
☐ Mental:	In the Best Interest	of			
☐ Guardian:	In the Guardianship	of		3. APPEAL	
☐ Civil / CPS:				☐ YES	☐ NO
4. HOURLY RATE FEE (Required: Attach detailed Invoice)				5. FLAT FEE (No documentation needed)	
TOTAL HOURS	x	☐ Standard Fee \$100/hr		☐ Misdemeanor	\$200
		☐ Capital Fee \$110/hr		☐ Felony	\$250
TOTAL FEE:	\$			☐ MTR (F/M)	\$200
				☐ Juvenile	\$200
				☐ Mental	\$200
6. OTHER EXPENSES (Required: Attach supporting documentation)					
Amount Claimed		\$			
7. CRIMINAL CASES ONLY					
INCARCERATION STATUS		DISPOSITION			
☐ In Custody	☐ Out on Bond	☐ Jail/Prison	☐ Probation	____ Month(s) ____ Year(s)	☐ Non-Paying Supervision
					☐ Dismissed ☐ PIP
Plea Date:		Defendant's Email:			
8. ATTORNEY CERTIFICATION					
☐ FINAL PAYMENT (Must select reason below)			☐ PARTIAL PAYMENT (Must select reason below)		
☐ CASE DISPOSED / ☐ REMOVED FROM CASE			☐ Writ / ☐ PIP Plea		
TIME PERIOD OF SERVICES RENDERED From _____ to _____					
I, the undersigned attorney, certify that I was appointed by the Court in the above referenced case. The compensation and expenses claimed were reasonable and necessary to provide effective assistance of counsel. The county auditor has been provided my current address & TIN on IRS form W-9.					
SIGNATURE			DATE		
PRINT NAME: _____			STATE BAR NO. _____		
COURT APPROVED FEES AND EXPENSES					
Fee	\$	Other Expenses	\$		
It is ORDERED that the above Fees and Other Expenses are to be INCLUDED in the Bill of Costs.					
SIGNED ON _____, 20____.					
JUDGE PRESIDING					
The Court APPROVES the above Fees and Other Expenses and ORDERS the Hunt County Auditor to issue payment of the above amounts.					
SIGNED ON _____, 20____.					
JUDGE PRESIDING					
Court's reason for denial or variation, if any:					

MAGISTRATE'S JUVENILE WARNING
Texas Family Code 51.095

THE STATE OF TEXAS

IN THE JUSTICE COURT

VS.

PRECINCT _____, PLACE _____

HUNT COUNTY, TEXAS

_____, a juvenile, age _____, date of birth _____, personally appeared before me, the undersigned official, acting in the capacity of magistrate, at _____m. on the _____ day of _____, _____, at _____, in the _____, in Greenville, Hunt County, Texas.

You are charged by the State of Texas with the offense of _____ which is a _____ (degree of charge).

- ___ 1. You may remain silent and not make any statement at all;
- ___ 2. Any statement that you make may be used in evidence against you;
- ___ 3. You have the right to an attorney;
- ___ 4. You have the right to have an attorney present to advise you before or during questioning;
- ___ 5. If you are unable to employ an attorney, you have the right to have an attorney appointed for you;
- ___ 6. You have the right to have the attorney counsel you before or during any interviews with peace officers or attorneys representing the state; and
- ___ 7. You have the right to terminate the interview at any time.
- ___ 8. Do you understand these rights? _____
- ___ 9. Do you have any questions? _____

Signature of Juvenile

Date

Time

The above Magistrate's Juvenile Warning is mandatory; however, the following Acknowledgment by the Juvenile is not required. This procedure is optional at the discretion of the magistrate. This form is not a Waiver of Rights as provided for by the Texas Family Code Section 51.09.

JUVENILE'S ACKNOWLEDGMENT

I have carefully listened to and understand each of the rights and warnings listed on page one of this Magistrate's Juvenile Warning. The rights and warnings were read and explained to me. I have asked the magistrate any questions that I had regarding these rights and the magistrate has answered my questions to my satisfaction.

Answer "yes" or "no"

Signature of Juvenile

a.m. / p.m.

Date

Time

MAGISTRATE'S CERTIFICATE

_____, a juvenile, age _____, date of birth _____, personally appeared before me in my official capacity as Justice of the Peace sitting as a magistrate on _____, _____.

I certify that the statutory rights and warnings listed on page one of this Magistrate's Juvenile Warning were read and explained to the juvenile. I have determined that the juvenile understands the nature and contents of the warning, and voluntarily signed the above Acknowledgment.

ISSUED this the _____ day of _____, 20____.

Magistrate
Justice of the Peace
Precinct _____, Place _____
Hunt County, Texas

STATEMENT OF : _____, age _____

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

Juvenile

Magistrate

Date _____ Time _____ a.m. / p.m.

**MAGISTRATE'S VERIFICATION OF ADMISSIBILITY OF JUVENILE'S
STATEMENT**
Texas Family Code 51.095

THE STATE OF TEXAS

IN THE JUSTICE COURT

V.S.

PRECINCT _____, PLACE _____

HUNT COUNTY, TEXAS

_____, a juvenile, age _____, date of birth _____
personally appeared before me, the undersigned official, acting in the capacity of
magistrate, at _____ .m. on the _____ day of _____, _____, at
_____, in the _____, in
Greenville, Hunt County, Texas. The following rights and warnings were read and
explained to the juvenile:

You are charged by the State of Texas with the offense of _____
which is a _____ (degree of charge).

- ☐ 1. You may remain silent and not make any statement at all;
- ☐ 1. Any statement that you make may be used in evidence against you;
- ☐ 3. You have the right to an attorney;
- ☐ 4. You have the right to have an attorney present to advise you before or during questioning;
- ☐ 5. If you are unable to employ an attorney, you have the right to have an attorney appointed for you;
- ☐ 6. You have the right to have the attorney counsel you before or during any interviews with peace officers or attorneys representing the state; and
- ☐ 7. You have the right to terminate the interview at any time.

The juvenile was asked if the rights and warning were understood and any questions asked by the juvenile were answered.

Admissibility of Juvenile's Statement

The Juvenile's Statement is admissible in evidence in accordance with the provisions of Sec. 51.095, Texas Family Code because the statement:

- ☐ 1. is in writing or in video;
- ☐ 2. was made when (check one):
 - ☐ (a) the juvenile was in a detention facility or other place of confinement;
(continue)

- ☐ (b) when the juvenile was in the custody of an officer; or
- ☐ (c) during or after the interrogation of the child by an officer if the child is in the possession of the department of Protective and Regulatory Services and is suspected to have engaged in conduct that violates a penal law of this state; and
- ☐ (d) the statement was signed in the presence of a magistrate with no law enforcement officer or prosecuting attorney present except that a magistrate may require a bailiff or a law enforcement officer if a bailiff is not available to be present if the magistrate determines the presence of the bailiff or law enforcement officer is necessary for the personal safety of the magistrate or other court personnel, however, in such a case a bailiff or law enforcement officer did not carry a weapon in the presence of the child; and
- ☐ 3. The statement shows that the juvenile received the Magistrate's Juvenile Warning some time before the making of the statement.
- ☐ 4. I am fully convinced that the juvenile understands the nature and contents of the statement;
- ☐ 5. The juvenile signed the statement voluntarily;
- ☐ 6. The juvenile knowingly, intelligently, and voluntarily waived the rights listed on the Magistrate's Juvenile Warning form;
- ☐ 7. I have spoken with and examined the juvenile independent of any law enforcement officer or prosecuting attorney, except as required to ensure the personal safety of the magistrate or other court personnel, and I have determined that the juvenile understands the nature and contents of the statement and has knowingly, intelligently, and voluntarily waived these rights.

MAGISTRATE'S CERTIFICATE

I certify that the statutory rights and warnings listed on page one of this Magistrate's Verification were read and explained to the juvenile before the making of the attached statement.

I further certify that the procedures and requirements of the Admissibility of a Statement of a child were properly performed as required by Section 51.095, Texas Family Code.

WITNESS by my signature on this the _____ day of _____, 20_____.

 Magistrate
 Justice of the Peace
 Precinct _____, Place _____
 Hunt County, Texas