

SENATE BILL 7
INTERIM PLAN FOR DENTON COUNTY
JUVENILE APPOINTMENTS

I. GENERAL PRINCIPLES

A. CONTINUITY OF REPRESENTATION

1. If a child has been represented by a Denton County court-appointed attorney, preference will be given to appointment of the same attorney without regard to the attorney's place on the rotation list.
2. When an attorney is appointed, the attorney shall represent the child until the case is terminated or substitute counsel is appointed or hired.
3. Court-appointed attorneys shall obtain information at the initial meeting(s) with the child to enable the case to be properly terminated with the sealing of the case where appropriate. The attorney shall inform the child of the right to seal but that it is the child's responsibility, not the responsibility of appointed counsel, to file the motion to seal. The child shall receive a copy of the information necessary to seal.
4. With notice to the court and to the child, a court-appointed attorney may arrange with another attorney on the court appointment list or a member of the same law firm to have a substitute attorney for an individual hearing without a change of the attorney of record. Any attorney substituting for another will do so without regard to the rotation list.
5. With notice to the court and to the child, a court appointed attorney may request the court to appoint a substitute attorney for one hearing. Any attorney substituting for another will do so without regard to the rotation list.

D. CONFLICT OF INTEREST

1. An attorney who is a parent of a child may not represent the child or a co- respondent or a co-defendant of the child.
2. A court-appointed attorney representing a child may not also represent a co-respondent or co-defendant of the child except for judicial economy and the best interests of all parties.

D. GOOD CAUSE FOR APPOINTING AN ATTORNEY OUTSIDE THE ROTATION LIST

1. The interests of justice would be served by appointing an attorney already familiar to the child and the child's case(s).

2. An attorney has given notice he/she is not available due to illness, prior court scheduling, continuing legal education, vacation, military obligations, etc.
3. The client has special needs for interpretation such as language or physical impairment.
4. An attorney has specialized experience such as familiarity with mental health issues.
5. The child has an immediate need and the attorney appointed can attend the case immediately. Such an appointment can be for a limited purpose.
6. The child needs to be able to meet with an attorney geographically close to the child's home or school.
7. The child can work only with an attorney of a particular gender.

D. OTHER

1. A child with no parent in Denton County shall be presumed to require a court-appointed attorney until the parent/guardian provides an attorney.
2. The guardian/custodian of a child with no parent in Denton County shall be presumed to be unable to repay any of the costs of an attorney unless the court finds good cause for such reimbursement.
3. The court will not appoint an attorney to represent a parent.
4. The court will not appoint an attorney for a child if the parent(s) can afford to hire an attorney for the parent(s).
5. A person who has a court appointed-attorney on a criminal matter may request that the same attorney be appointed to any pending juvenile matter even if that attorney is not included on the juvenile appointment list. Any such appointment will not be made if an attorney on the juvenile appointment list has already prepared for trial or another contested hearing in the matter.
6. Notice to the court by attorneys in order to comply with these procedures is preferred to be by FAX or E-mail or hand delivery.
7. Attorneys shall present their request for payment no later than the final hearing of a child's case.

II. APPOINTMENT OF COUNSEL FOR CHILDREN IN DETENTION

A. INITIAL DETENTION HEARING

1. Upon a decision by juvenile intake services to refer a child to the juvenile court for a detention hearing, the child's parent/guardian/custodian shall be informed of the child's right to hire an attorney immediately or the right to apply for a court-appointed attorney IF the child is detained by the court and IF the child's family cannot afford to provide an attorney.
2. The court may appoint an attorney as counsel or as a guardian ad litem for the first detention hearing without a Motion for a Court-Appointed Attorney if there is no parent who appears with the child at the initial detention hearing. Such appointment shall remain in effect until there is a review of the family's ability to pay for an attorney or until the parent/guardian/custodian provides an attorney for the child and that attorney notifies the court of his/her representation of the child. The appointment shall otherwise continue from hearing to hearing.
3. If the juvenile is detained and the family has established it cannot afford an attorney, an attorney shall be appointed immediately. Prior to the appointment, the clerk of the court shall inform the court if the child has already been represented by a Denton County court-appointed attorney. If the child already has been represented, the same attorney shall again be appointed, except for good cause shown, without regard to the attorney's place on the rotation list.
4. If a family can afford an attorney, the court shall immediately ORDER the family to provide an attorney for the child within two working days of the child's detention or appear in court to show why the adult(s) should not be held in contempt.
5. If the family does not qualify for a court-appointed attorney and has not provided an attorney within two working days after the child has been detained, the family must appear in court and may immediately submit a motion for a court-appointed attorney or show cause why they have not provided an attorney for the child. Upon a showing of good cause, the court may appoint an attorney limited to the date of the child's next detention hearing or may appoint an attorney who is to represent the child until the case is terminated.
6. If a child is released prior to the initial detention hearing, the detention staff shall inform the child's parent/guardian/custodian of the child's right to move for court appointed counsel if charges are filed against the child. Forms to request a court-appointed attorney shall be provided to the juvenile or the juvenile's parent/guardian/custodian upon request.
7. Upon appointment at a detention hearing, or later if good cause is shown by the parents ordered but unable to provide an attorney, the court administrator shall notify the attorney by FAX or E-mail of the appointment.

8. The appointed attorney shall contact a child in detention by the end of the first working day after receiving the notice of appointment or inform the court that the appointment cannot be accepted. Contacting the child in detention may be by personal visit or by phone. Contacting the court may be by FAX, E-mail, phone or personal visit.
9. A court-appointed attorney shall contact the child by personal visit, including a visit during a detention hearing, no less than once every ten working days the child remains in detention.
10. Court-appointed attorneys shall make every effort to comply with the Texas State Bar Code of Ethics for communication with a client.

B. SUBSEQUENT DETENTION HEARINGS

1. If a child is not represented by counsel at a subsequent detention hearing, the court may appoint an attorney limited to the date of the detention hearing.

III. APPOINTMENT OF COUNSEL FOR CHILDREN NOT IN DETENTION

1. The court, upon motion and a finding that the family cannot afford an attorney, shall appoint an attorney on or before the fifth working day after the date a petition for adjudication, or for transfer/certification to criminal court, or a motion to modify disposition has been served upon the child.
2. If the family does not submit a motion for court-appointed attorney prior to the first court appearance after a petition has been filed, a determination of the need for a court appointed attorney shall be made at the first court appearance in response to the summons for appearance and an attorney shall be appointed immediately.
3. If a motion to modify disposition is filed, the attorney appointed on the original case shall be immediately re-appointed if the attorney is available and such appointment shall be without regard to the rotation list.
4. The court administrator shall notify the attorney of the appointment no later than the end of the first working day after the appointment.
5. The attorney shall contact the child within five working days after receiving notice of the appointment or shall within that time notify the court that the attorney cannot accept the appointment.
6. At a Pre-trial setting with multiple families summonsed to appear, the court may utilize a separate rotation list and may appoint an attorney to multiple cases for the docket on a particular day. The court will maintain a separate rotation list for multiple pre-trial hearings docket. The list will include all attorneys eligible for appointment of delinquent conduct cases.

IV. QUALIFICATIONS

A. GENERAL QUALIFICATIONS

1. Attorneys certified in Juvenile Law or Criminal Law by the Texas Board of Legal Specialization are qualified for any appointment.
2. All attorneys must be licensed by the State of Texas and in good standing with the Texas State Bar.
3. All attorneys must have an office in Denton County.
4. All attorneys must have a method of regularly receiving telephoned messages.
5. All attorneys must have either a functioning FAX machine, E-mail, or some electronic method of receiving and sending written messages.
6. All attorneys must have a technical means of producing typed motions and/or orders.
7. All attorneys must promptly notify the juvenile board and juvenile court of any changes to the information on file with the juvenile board.
8. All attorneys shall promptly notify the juvenile board and juvenile court of any matter that would disqualify the attorney from receiving appointments under these guidelines or under any other law, regulation or rule.
9. All attorneys shall file a copy of his/her Continuing Legal Education annual report form (or a list of CLE completed if the attorney has been licensed less than one year). Such report shall reflect a minimum of five hours of juvenile law beginning with the report for 2003. Such report shall be filed annually with the juvenile board no later than thirty days after receipt by the attorney of the form from the State Bar of Texas.
10. Beginning in 2002 all attorneys must provide some of their pro bono hours to juvenile matters with preference to representing a person on a total of any two cases of the following annually:
 - (a) sealing records
 - (b) guardian ad litemThe attorney shall report the two pro bono cases annually along with the filing of CLE.
11. All attorneys must be approved by majority vote at a juvenile board meeting.
12. All attorneys must agree to be bound by and accept as a condition of their appointment the schedule for court-appointed attorneys fees for the juvenile court of Denton County.

13. All attorneys must be familiar with the paper work required for various hearings and must not use court staff to complete paper work.
14. All attorneys must maintain records in a form adequate for application for taking the specialization exam for juvenile law.
15. Unless board certified in juvenile law or service on the juvenile appointment list for at least three years prior to January 1, 2002, meet with the juvenile court judge to demonstrate knowledge of the collateral consequences of a juvenile court record on a person and to demonstrate knowledge of the forms used for the various court hearings.
16. The court appointment list in effect on December 31, 2001, shall continue to be used until the juvenile board meets and approves attorneys to be placed on a list for juvenile court appointments. Such meeting shall be within the first quarter of 2002.

B. CINS:

1. Six months experience in juvenile law.
2. Observation of or participation in at least 10 detention hearings, 5 agreed adjudication/disposition hearings and 2 contested adjudication and/or modification hearings.
3. Good working relationship with juvenile court staff and juvenile probation department.
4. After six months on the CINS appointment list an attorney will be automatically moved to the delinquent conduct list unless a juvenile court judge has suspended the attorney from the list and submitted the name to the juvenile board for removal from the list. If not removed from the CINS list, the attorney will be placed on the delinquent conduct list.

C. DELINQUENT CONDUCT, including determinate sentences, certification/transfer hearings

1. Meet the requirements for the CINS list plus an additional 6 months experience in criminal and/or juvenile law.
2. Five hours of annual CLE in juvenile law plus five additional hours of annual CLE in juvenile or criminal law beginning with the annual report for 2003.

D. APPEALS

1. Attorneys for appeals shall comply with Family Code, Chapter 56, and supply the needed affidavits.

2. A respondent whose family is found to be unable to afford an attorney shall be presumed to remain unable to afford an attorney for an appeal unless there has been a material change in the family's circumstances.
3. Notwithstanding that preference shall be given to the attorney who represented the child before the decision to appeal was made, attorneys appointed for an appeal shall have five years of juvenile law experience or one year of juvenile law experience with five years of criminal law experience.

V. DETERMINATION OF INABILITY TO AFFORD AN ATTORNEY

- A. The juvenile's family is presumed to be unable to afford an attorney if either parent's household income falls within the current Federal Poverty Guidelines as published in the Federal Register from time to time. The guidelines shall apply separately to each parent of the child if the parents do not live in the same household.
- B. If the parents do not live in the same household, each parent subject to the court's jurisdiction shall complete the motion and affidavit for court appointed attorney.
- C. No family whose income comes within the Federal poverty guidelines shall be ordered to reimburse Denton County for attorney fees. The poverty guidelines shall apply separately to each parent of the child if the parents do not live in the same household.
- D. A family is presumed to be eligible for a court-appointed attorney if the parent/guardian/custodian of the household in which the child resides has been determined to be eligible to receive food stamps, Medicaid, Temporary Assistance for Needy Families, Supplemental Security Income, or public housing.
- E. If a family's income does not fall within the Federal Poverty Guidelines, the juvenile court shall deny the motion for a court-appointed attorney and shall order the family to retain counsel for the child. The family may immediately re-urge the motion and the judge may appoint an attorney in the interest of justice. The interest of justice shall be presumed if the family income does not exceed 125% of the Federal Poverty Guidelines as established and revised annually by the Department of Health and Human Services and published in the Federal Register.
- F. The court may appoint an attorney in disregard of the financial guidelines when the interests of justice so require
- G. Any order for reimbursement of attorney fees shall have a beginning date effective after restitution has been paid unless the issue of restitution is severed for a separate hearing or mediation.

H. No statement of an adult or a child during the application for an attorney process shall be used against the child at any adjudicatory or dispositional phase of a child's case.

III. REMOVAL FROM THE LIST

- A. An attorney subjected to discipline by the State Bar of Texas Code of Conduct shall immediately inform the juvenile court and the juvenile board in writing of the nature and the reason for the discipline.
- B. The juvenile court may temporarily suspend, subject to juvenile board action, an attorney from the list for the following reasons:
 - (a) noncompliance with the SBOT Code of Conduct
 - (b) failure to communicate with the child client
 - (c) inappropriate interaction with a child
 - (d) grossly deficient representation of a child
 - (e) repeated failure to promptly attend hearings or to arrange a substitute attorney
 - (f) other good cause
- C. The fact of temporary suspension shall be reported immediately to the members of the juvenile board and placed on the next juvenile board agenda for action. Upon majority vote of the juvenile board, the attorney shall be removed from the court appointment list for no less than three months. The juvenile court judge shall not participate in the juvenile board decision to remove an attorney. The attorney temporarily suspended by the juvenile court shall be given notice of the juvenile board meeting at which his suspension is to be considered and shall be given an opportunity to address the juvenile board before the decision regarding removal is made.

VI. COMPENSATION

- A. Attorneys will be paid a flat fee based on the petition filed according to the following schedule unless good cause is shown for paying an hourly rate:
 - 1. Board certified in juvenile law/criminal law:

Detention/furlough hearings	\$60
Guardian ad litem	\$35
Agreed misdemeanor adjudication	\$110
Agreed felony adjudication	\$120
Uncontested disposition	\$110
Uncontested modification	\$200
Certification/Transfer	
Hearing, agreed	\$220
Post-disposition de-registration	
for cases disposed before 9/1/01	\$220

2. Not board certified:

Detention/furlough hearings	\$50
Guardian ad litem	\$25
Agreed misdemeanor adjudication	\$100
Agreed felony adjudication	\$110
Uncontested disposition	\$100
Uncontested modification	\$200
Certification/Transfer	
Hearing, agreed	\$200
Post disposition de-registration for cases disposed before 9/1/01	\$100

3. The presumed maximum for investigation/expert fees is \$500 with prior court approval of the employment. "Experts" do not include appointment of psychologists or psychiatrists mandatory for the hearing.
4. Incidental expenses related to research, jail visits, conferences with clients and/ or witnesses including parents, mail and copying expenses, courier fees or any other miscellaneous expense(s) associated with your appointed case will not be paid separately. All expenses, except expert fees or investigation expenses, are included in the rates set out above.
5. Upon good cause shown, the Court may approve an amount which exceeds the above rates for compensating a court-appointed attorney based upon the time and labor required, the complexity of the case, and the experience and ability of the appointed counsel.
6. If multiple cases for a child are on the docket and heard at the same time, an additional \$30 for board certified and \$25 for other attorneys shall be added for each case adjudicated, considered or consolidated or heard at the same hearing.
7. For contested hearings the following rates may apply:

Hourly Rates

<u>Activity</u>	<u>Minimum</u>	<u>Maximum</u>
Out of Court Services	\$75/hr	\$100/hr
In Court Services	\$75/hr	\$100/hr
Appeals	\$75/hr	\$100/hr

IN THE MATTER
OF

§
§
§
§
§

IN THE COUNTY COURT AT LAW
NO. 1
DENTON COUNTY, TEXAS

**FINDING REGARDING INABILITY TO PAY
AND ORDER TO APPEAR WITH ATTORNEY**

On the date signed below, the court considered a motion for an appointed attorney and FINDS:

A. FAMILY INABILITY TO PAY, WITHOUT REIMBURSEMENT

The Court finds that the child’s household and family fall within federal poverty guidelines and/or a household supervising adult or the child is eligible for Medicaid, food stamps, Supplemental Social Security, public housing, or Temporary Assistance for Needy Families and in the interests of justice the child is entitled to the appointment of counsel. The Court further finds that the child’s household family has insufficient financial resources at the present time to offset in whole or in part the cost of legal services and related expenses to be provided by this order. If the Court later finds that the child’s household financial status changes during the pendency of this case or if a parent appears who does not fall within federal poverty guidelines, the Court may order a parent to pay for all or part of the expense of appointed counsel

B. FAMILY NOT WITHIN FEDERAL GUIDELINES

The Court finds that the child’s household family or a parent does not fall within the financial guidelines set out in “A” above and the motion for a court-appointed attorney is DENIED and _____ is /are ORDERED to retain counsel for the child.

C. RE-URGING MOTION

Upon re-urging of the Motion for Appointed Counsel, the Court finds the child’s household parent is unable to pay for retained counsel and/or in the interests of justice the child is entitled to appointed counsel. The Court further finds the child’s household parent has sufficient financial resources to offset in whole or in part the cost of legal services and related expenses. If the Court finds that a parent not in the child’s household can pay all or part of the cost of appointed counsel and other expenses, that parent may be ordered to pay any costs related to the case.

D. NO INABILITY TO PAY

The child’s family has sufficient financial resources to employ counsel. The motion is DENIED at this time.

E. NO PARENT

The child has no parent available and in the interests of justice is entitled to appointed counsel at the present time. If the Court subsequently finds that a parent appearing does not fall within federal poverty guidelines, that parent can be ordered to retain counsel and/or to pay in whole or in part the expense of appointed counsel.

ORDER TO APPEAR

_____ The respondent, and the respondent’s parents/guardian having been found ineligible for a court-appointed attorney, are ORDERED to be appear in the courtroom of County Court At Law No. 1 with an attorney of his or her own choosing at on the ____ day of _____, 200____, at _____ o’clock, ____ m. or the parents/guardian shall SHOW CAUSE why they should not be held in contempt of court.

ORDER OF APPOINTMENT AND ORDER TO APPEAR

The Court hereby appoints _____ to represent the child herein until the child is acquitted, appeals are exhausted, or the court, after entering a finding of good cause on the record, relieves the attorney and/or replaces the attorney with other counsel.

_____ The respondent and the respondent’s parents/guardian and the attorney appointed by order of even date are ORDERED to appear in the courtroom of County Court At Law No.1 on the _____ day of _____, 200____, at _____ o’clock, ____ m.

_____The attorney has previously represented the child. _____ The attorney represents the child in Cause No. _____

SIGNED this _____ day of _____, 200_____ at _____ o'clock _____ m.

JUDGE PRESIDING

I agree to appear in court on the date and time written above.

Signature of Respondent

Date

Signature of Mother

Date

Signature of Father

Date

**MOTION AND AFFIDAVIT FOR COURT-APPOINTED ATTORNEY
AND FINANCIAL AFFIDAVIT**

I am the (parent/guardian/custodian) of _____, a child detained at the Denton County Juvenile Detention Center and/or against whom a petition has been filed.

1. My full legal name is _____ and I am fully competent to make this affidavit.

2. I live at: _____

3. Social Security Number: _____ Phone Number: _____

4. Age: _____ Date of Birth: _____ Place of Birth: _____

5. Names and relationship of those persons who live with me or who are otherwise dependent upon me for support:

Name	Relationship	Age
_____	_____	_____
_____	_____	_____
_____	_____	_____

6. Number of years in same household with a person listed above:- _____

7. I am (a) unemployed (b) employed at: _____ How long: _____

8. Employer's Address: _____

9. Work telephone number: _____ Supervisor's Name: _____

10. If unemployed, my last job was & the date(s) I was employed: _____

11. My average TOTAL monthly gross income from all sources \$ _____

12. Average TOTAL gross income of spouse/significant other \$ _____

13. Identify and list any and all other sources of income \$ _____
not considered in questions 15 and 16. (including child support, allowance, scholarships, gifts etc.)

TOTAL VALUE of 15 thru 17 \$ _____

14. Total of cash on hand, checking accounts, savings accounts, certificates of deposit, stocks, mutual funds, etc. \$ _____

15. Value of real estate owned less amount owed \$ _____

(other than family residence)

20. Make model and year of automobile(s) _____

Value of automobile, less amount owed \$ _____

TOTAL VALUE of 18 thru 20 \$ _____

21. Monthly rent or house payment \$ _____

22. Total monthly utilities \$ _____

23. Total monthly vehicle payments \$ _____

24. List all other monthly expenses:

Type of Debt	
_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____

TOTAL MONTHLY DEBTS AND EXPENSES of 21 thru 24 \$ _____

25. Are you currently or are your dependents currently receiving any governmental assistance such as food stamps, Medicaid, Temporary Assistance for Needy Families, Supplemental Security Income, or public housing? Please circle which apply.

26. I am currently (circle one) In jail On bond On Adult Probation/Parole

I _____ have _____ have not attempted to hire an attorney in this case.

The names of the attorneys I have contacted are: _____

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).

I certify the above financial affidavit to be correct and further certify that I have been advised of my child's rights to representation by counsel and that I am without means to employ counsel of my own choosing and hereby move the Court to appoint counsel for my child.

Parent/Guardian/Custodian

Sworn to and subscribed before me this _____ day of _____, 200_____

Presiding Judge / Magistrate / Notary Public

APPLICATION/AFFIDAVIT
Attorney Appointment List for Juvenile Cases

PLEASE COMPLETE THIS ENTIRE FORM

Date of application: _____

Name: _____

Bar card no.: _____

Business (physical) address: _____

Home phone: _____

Mobile phone: _____

Business phone: _____

Fax No. _____

E-mail address: _____

Pager No. _____

*Note: You will receive notification of appointment by fax and/or e-mail.

EDUCATION

1. Undergraduate School: _____ Date graduated: _____

2. Law School: _____ Date graduated: _____

3. Date licensed to practice law in Texas: _____

4. Are you fluent in any language other than English? _____ Yes _____ No Which language(s)? _____

5. Have you attended the Advanced Criminal Law Course or Juvenile Law Seminar within the last four years? _____ Yes _____ No

6. Have you had at least five hours of CLE in juvenile law in the last calendar year?
_____ Yes _____ No If "yes" where and when:

7. In addition to five hours of juvenile law, have you had at least five hours in criminal law or juvenile law?
_____ Yes _____ No If "yes" where and when:

CHARACTER, REPUTATION AND CONFLICTS

1. Are you currently a member in good standing of the State Bar of Texas
_____ Yes _____ No

2. Have you been sanctioned or reprimanded by the State Bar of Texas within the last 3 years?
_____ Yes _____ No If yes, attach decisions by the committee and, if desired, any written explanations.

3. Do you have a judgment or outstanding debt owed to any governmental entity or federally insured program (including any student loans, SBA loans, or taxes)?
 _____ Yes _____ No If yes, please explain

4. Are you a magistrate, city judge, assistant city judge, or any city, county, or state official? _____
 Yes _____ No If "yes" where and what capacity and is there any conflict of
 interest in representing juveniles?

5. Are you currently under indictment or charged with a criminal offense other than class "C" traffic offenses? _____ Yes _____ No If "yes," where and when:

6. Have you ever been convicted or placed on deferred adjudication for any offense other than traffic? _____ Yes _____ No If yes, attach copies of all final orders (or those deferring adjudication) and judgments.
7. Have you ever admitted, or been found, in connection with an official proceeding, to having provided ineffective assistance of counsel? _____ Yes _____ No If so, explain by attaching any applicable documents and, if desired, any written explanations.

EXPERIENCE-GENERAL

Briefly describe your legal experience and the type of law you have practiced including what percentage has been juvenile law:

EXPERIENCE – CRIMINAL

Have you ever served in a criminal prosecutor's office? _____ Yes _____ No

If "yes," where and when:

Have you ever served as the lead counsel in the defense or prosecution of juvenile case?

Yes _____ No _____ If "yes," how many times? _____ Misd. _____ Felony

How many juvenile jury trials have you tried as lead counsel?

_____ Misdemeanor _____ Felony In the last 12 months: _____

Check those that apply.

_____ Have malpractice insurance.

_____ Have you ever been sanctioned for failure to appear before a court.

If so, explain by attaching any applicable documents and, if desired, any written explanations.

_____ Have an employee proficient in any language?

If so, please identify the employee and the language of proficiency.

EXPERIENCE – APPELLATE

Do you want to be assigned appellate appointments? _____ Yes _____ No

Number of briefs filed: _____ Number of oral arguments: _____

SPECIAL QUALIFICATIONS

Are you board certified in juvenile or criminal law? _____ Yes _____ No

If you possess any additional special qualifications to represent juvenile respondents please state them briefly:

Do you want to be listed as a Spanish-speaking attorney? _____ Yes _____ No

By my signature I attest that I have read, understand and agree to abide by the duties owed to an accused under the Denton County Interim Fair Defense Act, the requirements of the Code of Criminal Procedure and the Juvenile Justice Code and the rules of ethics promulgated by the State Bar of Texas, the schedule for Court-Appointed attorneys fees for the County Courts of Denton County, and affirm that the information I have provided in this application is true and correct.

Signature of Applicant

Date

ATTORNEY FEES EXPENSE CLAIM FORM – JUVENILE COURT

Under Article 26.05 Code of Criminal Procedure as Amended and Family Code §51.10 and §51.101

INSTRUCTIONS

Show only one respondent and types of cases per claim before payment can be authorized. **Each item must be completed legibly in ink.** For investigations, paid bills must be submitted by the attorney for expenses claimed. Forward completed claim to the presiding judge for approval no later than the final hearing.

COURT APPEARANCE INFORMATION

RESPONDENT'S INITIALS _____

CAUSE NUMBER(S)	TYPE OF CASE(S) Note Felony or Misd.			CHECK HOW DISPOSED						OUT OF COURT HOURS	IN COURT HOURS	Investigator or Expert Fees	AMOUNT REQUESTED
	DTN	CINS	DC	DTN	RLS	Plea	TBC	JT	NS				
												\$	\$

In the space below itemize the hours, dates, and types of services performed or attach a bill containing this information.

Dates	Explanation of Services Performed	Time

PERSONAL INFORMATION

ATTORNEY NAME (PRINTED) _____	Board Certified Yes/No
MAILING ADDRESS (Number) (Street) (if Changed) (Suite) (City) (State) (Zip)	

CERTIFICATION

I, swear or affirm to the Court and the County Auditor, that the information contained above is true and correct and payment would not be contrary to the fee schedule adopted by the Juvenile Board pursuant to Article 26.04 and 26.05 of the Code of Criminal Procedure and Family Code §5 1.10 and §51.101 effective January 1, 2002 or any subsequent amendments thereto. I further swear or affirm that I have not received nor will I receive any other money or anything else of value for representing the accused.

Attorney at Law (signature)

Original – Auditor Canary – Court Administrator Pink – Attorney

ORDER AUTHORIZING PAYMENT

I do hereby certify to the Commissioners Court of Denton County, Texas that the above-named respondent was charged as a child in need of supervision or a child engaged in delinquent conduct. The Court found the respondent's family unable to pay for an attorney and/or in the interests of justice was entitled to appointment of counsel. That said counsel is entitled to the reasonable sum authorized below as compensation for such services to be paid from the General Fund of Denton County, Texas, pursuant to Article 26.05 of the Code of Criminal Procedure of the State of Texas and Family Code §51.10 and §51.101.

Entered and Certified on this _____ day of _____, 200_____.

AMOUNT AUTHORIZED: \$ _____
Presiding Judge, Sitting as a Juvenile Court

Attorney Please Initial One

I APPROVE THE AMOUNT AUTHORIZED _____ I REJECT THE AMOUNT AUTHORIZED AND REQUEST TO APPEAL _____

YOU MUST PRINT ALL INFORMATION LEGIBLY OR YOUR BILL WILL BE REJECTED