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Agency Name: Hidalgo County
Grant/App: 4430803 **Start Date:** 9/1/2024 **End Date:** 8/31/2025

Project Title: Forensic Evidence Testing Grant
Status: Application Pending Submission

Profile Information

Applicant Agency Name: Hidalgo County
Project Title: Forensic Evidence Testing Grant
Division or Unit to Administer the Project: Administration/Felony
Address Line 1: 100 East Cano Street
Address Line 2: 2nd Floor
City/State/Zip: Edinburg Texas 78539-3563
Start Date: 9/1/2024
End Date: 8/31/2025

Regional Council of Governments(COG) within the Project's Impact Area: Lower Rio Grande Valley
Development Council
Headquarter County: Hidalgo
Counties within Project's Impact Area: Hidalgo

Grant Officials:

Authorized Official

Name: Richard F. Cortez
Email: countyjudge@co.hidalgo.tx.us
Address 1: 100 East Cano, 2nd Floor
Address 1:
City: Edinburg, Texas 78539
Phone: 956-318-2600 Other Phone:
Fax: 956-318-2699
Title: The Honorable
Salutation: Judge
Position: Hidalgo County Judge

Financial Official

Name: Leticia Chavez
Email: lettyg.chavez@auditor.co.hidalgo.tx.us
Address 1: 2808 S. Business Highway 281
Address 1:
City: Edinburg, Texas 78539
Phone: 956-318-2511 Other Phone:
Fax: 956-318-2577
Title: Ms.
Salutation: Ms.
Position: County Auditor

Project Director

Name: Toribio Palacios
Email: terry.palacios@da.co.hidalgo.tx.us
Address 1: 100 East Cano Street, 2nd Floor
Address 1:
City: Edinburg, Texas 78539
Phone: 956-292-7604 Other Phone: 956-318-2300
Fax: 956-318-2078
Title: The Honorable
Salutation: Mr.
Position: Criminal District Attorney

Grant Writer

Name: Toribio Palacios

Email: terry.palacios@da.co.hidalgo.tx.us

Address 1: 100 East Cano Street, 2nd Floor

Address 1:

City: Edinburg, Texas 78539

Phone: 956-292-7604 Other Phone: 956-318-2300

Fax: 956-318-2078

Title: The Honorable

Salutation: Mr.

Position: Criminal District Attorney

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Grant Vendor Information

Organization Type: County

Organization Option: applying to provide services to all others

Applicant Agency's State Payee Identification Number (e.g., Federal Employer's Identification (FEI) Number or Vendor ID): 17460007176041

Unique Entity Identifier (UEI): LHACK1UL6NR3

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Narrative Information

Introduction

The District Attorney Testing of Forensic Evidence Grant Program provides reimbursement to district attorney offices for costs associated with forensic analysis of physical evidence.

Certifications

In addition to the requirements found in existing statute, regulation, and the funding announcement, this program requires applicant organizations to certify compliance with the following:

Constitutional Compliance

Applicant assures that it will not engage in any activity that violates Constitutional law including profiling based upon race.

Cybersecurity Training Requirement

Local units of governments must comply with the Cybersecurity Training requirements described in Section 772.012 and Section 2054.5191 of the Texas Government Code. Local governments determined to not be in compliance with the cybersecurity requirements required by Section 2054.5191 of the Texas Government Code are ineligible for OOG grant funds until the second anniversary of the date the local government is determined ineligible. Government entities must annually certify their compliance with the training requirements using the [Cybersecurity Training Certification for State and Local Government](#). A copy of the Training Certification must be uploaded to your eGrants application. For more information or to access available training programs, visit the [Texas Department of Information Resources Statewide Cybersecurity Awareness Training](#) page.

Criminal History Reporting

Entities receiving funds from PSO must be located in a county that has an average of 90% or above on both adult and juvenile dispositions entered into the computerized criminal history database maintained by the Texas Department of Public Safety (DPS) as directed in the *Texas Code of Criminal Procedure, Chapter 66*. The disposition completeness percentage is defined as the percentage of arrest charges a county reports to DPS for which a disposition has been subsequently reported and entered into the computerized criminal history system.

Counties applying for grant awards from the Office of the Governor must commit that the county will report at least 90 percent of convictions within five business days to the Criminal Justice Information System at the Department of Public Safety.

Uniform Crime Reporting (UCR)

Eligible applicants operating a law enforcement agency must be current on reporting complete UCR data and the Texas specific reporting mandated by 411.042 TGC, to the Texas Department of Public Safety (DPS) for inclusion in the annual Crime in Texas (CIT) publication. To be considered eligible for funding, applicants must have submitted a full twelve months of accurate data to DPS for the most recent calendar year by the deadline(s) established by DPS. Due to the importance of timely reporting, applicants are required to submit complete and accurate UCR data, as well as the Texas-mandated reporting, on a no less than monthly basis and respond promptly to requests from DPS related to the data submitted.

Entities That Collect Sexual Assault/Sex Offense Evidence or Investigate/Prosecute Sexual Assault or Other Sex Offenses

In accordance with Texas Government Code, Section 420.034, any facility or entity that collects evidence for sexual assault or other sex offenses or investigates or prosecutes a sexual assault or other sex offense for which evidence has been collected, must participate in the statewide electronic tracking system developed and implemented by the Texas Department of Public Safety. Visit DPS's [Sexual Assault Evidence Tracking Program](#) website for more information or to set up an account to begin participating. Additionally, per Section 420.042 "A law enforcement agency that receives evidence of a sexual assault or other sex offense...shall submit that evidence to a public accredited crime laboratory for analysis no later than the 30th day after the date on which that evidence was received." A law enforcement agency in possession of a significant number of Sexual Assault Evidence Kits (SAEK) where the 30-day window has passed may be considered noncompliant.

Compliance with State and Federal Laws, Programs and Procedures

Local units of government, including cities, counties and other general purpose political subdivisions, as appropriate, and institutions of higher education that operate a law enforcement agency, must comply with all aspects of the programs and procedures utilized by the U.S. Department of Homeland Security ("DHS") to: (1) notify DHS of all information requested by DHS related to illegal aliens in Agency's custody; and (2) detain such illegal aliens in accordance with requests by DHS. Additionally, counties and municipalities may NOT have in effect, purport to have in effect, or make themselves subject to or bound by, any law, rule, policy, or practice (written or unwritten) that would: (1) require or authorize the public disclosure of federal law enforcement information in order to conceal, harbor, or shield from detection fugitives from justice or aliens illegally in the United States; or (2) impede federal officers from exercising authority under 8 U.S.C. § 1226(a), § 1226(c), § 1231(a), § 1357(a), § 1366(1), or § 1366(3). Lastly, eligible applicants must comply with all provisions, policies, and penalties found in Chapter 752, Subchapter C of the Texas Government Code.

Each local unit of government, and institution of higher education that operates a law enforcement agency, must download, complete and then upload into eGrants the [CEO/Law Enforcement Certifications and Assurances Form](#) certifying compliance with federal and state immigration enforcement requirements. This Form is required for each application submitted to OOG and is active until August 31, 2025 or the end of the grant period, whichever is later.

Overall Certification

Each applicant agency must certify to the specific requirements detailed above as well as to comply with all requirements within the PSO Funding Announcement, the *Guide to Grants*, the *Grantee Conditions and Responsibilities*, any authorizing or applicable state and federal statutes and regulations to be eligible for this program.

I certify to all of the application content & requirements.

Project Abstract :

This project will allow the Hidalgo County Criminal District Attorney's Office to fund independent forensic testing of evidence in pending felony criminal prosecutions. In doing so, the Hidalgo County Criminal District Attorney's Office will be able to expedite such cases for trial, resulting in shorter delays, reduced backlog at other forensic laboratories and will help bring closure to victims and their families.

Problem Statement :

Currently in Hidalgo County, there is a large number of felony criminal cases awaiting laboratory testing of evidence. The delay in being able to test such evidence results in cases taking several months, if not years, to get to court for trial, with defendants waiting in county jail (at taxpayer expense) in many cases. Additionally, the court system in Hidalgo County has experienced a significant backlog in obtaining dispositions on criminal cases over the past three years due to the COVID-pandemic. This project will assist in mitigating said backlog as the court system begins a return to normalcy.

Supporting Data :

Hidalgo County has 13 district courts (soon to be 14) that handle adult felony cases. Each of these courts have cases awaiting forensic testing of evidence. Some of these cases include continuous sexual assault of a child, adult sexual assault and murder. Defendants in many of these cases have been incarcerated in Hidalgo County awaiting trial for over a year.

Project Approach & Activities:

This project will allow the Hidalgo County Criminal District Attorney's Office to contract with non-government, non-State of Texas funded accredited forensic laboratories to test evidence for comparison, including, but not limited to, DNA, other biological evidence and ballistics. Evidence currently awaiting testing at Texas Department of Public Safety Laboratories would be transferred to contracted laboratories for expedited forensic analysis or sent directly if backlog is confirmed.

Capacity & Capabilities:

Felony trial prosecutors would ascertain pending felony criminal cases, giving priority to cases involving

incarcerated defendants and cases with long-delays. Then, working in conjunction with the investigative agencies and the Texas Department of Public Safety laboratories, evidence awaiting testing would be transferred to accredited laboratories who have signed contracts with the grantee for expedited forensic testing. Once the results of said testing are received, said evidentiary reports will be forwarded to counsel for defense in the respective cases. The felony cases will then advance to trial.

Performance Management :

Identifying success for this project will be measured by the reduction in time awaiting disposition of criminal cases. Many of the criminal prosecutions that will be subject to this grant have been awaiting forensic analysis for months. It is anticipated that by contracting with outside laboratories utilizing grant funds, lab results can be achieved on average in less than 30 days.

Target Group :

The services provided under this proposed project will be directed to pending felony criminal prosecutions and it is believed it will result in reduced delays in the Hidalgo County court system.

Evidence-Based Practices:

The forensic laboratories of the Texas Department of Public Safety are currently over-whelmed with pending requests for analysis of evidence, especially in the area of DNA-testing. In many instances, results of such testing is of a vital evidentiary nature, and many times those cases are the most serious felony cases prosecuted in Texas, (1st degree felonies i.e. sexual assault of a child, continuous sexual abuse, aggravated kidnapping, murder). Bringing such cases to trial allows the community to see justice at work and brings closure to victims, adult and child sexual assault, families and witnesses.

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Project Activities Information

Introduction

This section contains questions about your project. It is very important for applicants to review their funding announcement for guidance on how to fill out this section. Unless otherwise specified, answers should be about the EXPECTED activities to occur during the project period.

Selected Project Activities:

ACTIVITY	PERCENTAGE:	DESCRIPTION
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CJD Purpose Areas

PERCENT DEDICATED	PURPOSE AREA	PURPOSE AREA DESCRIPTION
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Measures Information

Objective Output Measures

OUTPUT MEASURE	TARGET LEVEL
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Objective Outcome Measures

OUTCOME MEASURE	TARGET LEVEL
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Custom Output Measures

CUSTOM OUTPUT MEASURE	TARGET LEVEL
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Custom Outcome Measures

CUSTOM OUTCOME MEASURE	TARGET LEVEL
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Budget Details Information

Budget Information by Budget Line Item:

CATEGORY	SUB CATEGORY	DESCRIPTION	OOG	CASH MATCH	IN-KIND MATCH	GPI	TOTAL	UNIT/%
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Source of Match Information

Detail Source of Match/GPI:

DESCRIPTION	MATCH TYPE	AMOUNT
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Summary Source of Match/GPI:

Total Report	Cash Match	In Kind	GPI Federal Share	GPI State Share
\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

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Budget Summary Information

Budget Summary Information by Budget Category:

CATEGORY	OOG	CASH MATCH	IN-KIND MATCH	GPI	TOTAL
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Budget Grand Total Information:

OOG	CASH MATCH	IN-KIND MATCH	GPI	TOTAL
\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

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[Print This Page](#)**Agency Name:** Hidalgo County**Grant/App:** 4430803 **Start Date:** 9/1/2024 **End Date:** 8/31/2025**Project Title:** Forensic Evidence Testing Grant**Status:** Application Pending Submission**Resolution from Governing Body**

Applications from nonprofit corporations, local units of governments, and other political subdivisions must include a resolution that contains the following:

1. Authorization by your governing body for the submission of the application to the Public Safety Office (PSO) that clearly identifies the name of the project for which funding is requested;
2. A commitment to provide all applicable matching funds;
3. A designation of the name and/or title of an authorized official who is given the authority to apply for, accept, reject, alter, or terminate a grant (Note: If a name is provided, you must update the PSO should the official change during the grant period.); and
4. A written assurance that, in the event of loss or misuse of grant funds, the governing body will return all funds to PSO.

Upon approval from your agency's governing body, upload the approved resolution to eGrants by clicking on the **Upload Files** sub-tab located in the **Summary** tab.

Contract Compliance

Will PSO grant funds be used to support any contracts for professional services?

Select the appropriate response:

- Yes
 No

For applicant agencies that selected **Yes** above, describe how you will monitor the activities of the sub-contractor(s) for compliance with the contract provisions (including equipment purchases), deliverables, and all applicable statutes, rules, regulations, and guidelines governing this project.

Enter a description for monitoring contract compliance:

Lobbying

For applicant agencies requesting grant funds in excess of \$100,000, have any federally appropriated funds been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant loan, or cooperative agreement?

Select the appropriate response:

- Yes
 No
 N/A

For applicant agencies that selected either **No** or **N/A** above, have any non-federal funds been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress in connection with this federal contract, loan, or cooperative agreement?

Select the appropriate response:

- Yes
 No
 N/A

Fiscal Year

Provide the begin and end date for the applicant agency's fiscal year (e.g., 09/01/20xx to 08/31/20xx).

Enter the Begin Date [mm/dd/yyyy]:

Enter the End Date [mm/dd/yyyy]:

Sources of Financial Support

Each applicant must provide the amount of grant funds expended during the most recently completed fiscal year for the following sources:

Enter the amount (in Whole Dollars \$) of Federal Grant Funds expended:

Enter the amount (in Whole Dollars \$) of State Grant Funds expended:

Single Audit

Applicants who expend less than \$750,000 in federal grant funding or less than \$750,000 in state grant funding are exempt from the Single Audit Act and cannot charge audit costs to a PSO grant. However, PSO may require a limited scope audit as defined in 2 CFR Part 200, Subpart F - Audit Requirements.

Has the applicant agency expended federal grant funding of \$750,000 or more, or state grant funding of \$750,000 or more during the most recently completed fiscal year?

Select the appropriate response:

- Yes
 No

Applicant agencies that selected **Yes** above, provide the date of your organization's last annual single audit, performed by an independent auditor in accordance with the State of Texas Single Audit Circular; or CFR Part 200, Subpart F - Audit Requirements.

Enter the date of your last annual single audit:

Debarment

Each applicant agency will certify that it and its principals (as defined in 2 CFR Part 180.995):

- Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal Court, or voluntarily excluded from participation in this transaction by any federal department or agency;
- Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state, or local) transaction or contract under a public transaction; violation of federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; or
- Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state, or local) with commission of any of the offenses enumerated in the above bullet; and have not within a three-year period preceding this application had one or more public transactions (federal, state, or local) terminated for cause or default.

Select the appropriate response:

- I Certify
 Unable to Certify

If you selected **Unable to Certify** above, please provide an explanation as to why the applicant agency cannot certify the statements.

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