FORT BEND COUNTY COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT COMMUNITY JUSTICE ASSISTANCE DIVISION FUNDED PROGRAM FUNDS

ANNUAL FINANCIAL AND COMPLIANCE REPORT

August 31, 2009



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Independent Auditors' Report

Michael Enax, Director Fort Bend County Community Supervision and Corrections Department Fort Bend County, Texas

We have audited the accompanying combined financial statements of Fort Bend County Community Supervision and Corrections Department, and the combining and individual funds of Fort Bend County Community Supervision and Corrections Department as of and for the year ended August 31, 2009, as listed in the table of contents. These financial statements are the responsibility of the management of the Fort Bend County Community Supervision and Corrections Department. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with generally accepted auditing standards and *Government Auditing Standards* issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

As described in Note 1, the financial statements are prepared using the prescribed basis of accounting that demonstrates compliance with the Texas Department of Criminal Justice – Community Justice Assistance Division's (TDCJ-CJAD's) financial reporting requirements, which is a comprehensive basis of accounting other than generally accepted accounting principles.

As discussed in Note 1, the financial statements present only the Fort Bend County Community Supervision and Corrections Department, and are not intended to present fairly the financial position of Fort Bend County, Texas and the results of its operations in conformity with generally accepted accounting principles.

In our opinion, the combined financial statements referred to in the first paragraph present fairly, in all material respects, the financial position of the Fort Bend County Community Supervision and Corrections Department, as of August 31, 2009, and the results of its operations for the year then ended, in conformity with the basis of accounting described in the Notes. Also, in our opinion, the combining and individual funds referred to above present fairly, in all material respects, the financial position of each of the individual funds of Fort Bend County Community Supervision and Corrections Department, as of August 31, 2009, and the results of operations of such funds for the year then ended in conformity with the basis of accounting described in the notes.

Fort Bend County Community Supervision and Corrections Department Page 2

In accordance with *Government Auditing Standards*, we have also issued our report dated February 10, 2010, on our consideration of the Department's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* and should be considered in assessing the results of our audit.

This report is intended solely for the information and use of the management, others within the organization, Fort Bend County Community Supervision and Corrections Department, and the Texas Department of Criminal Justice – Community Justice Assistance and is not intended to be and should not be used by anyone other than these specified parties.

Houston, Texas February 10, 2010

N/ull Zaison, P.C.

Financial Statements

COMBINED STATEMENT OF FINANCIAL POSITION

For the year ended August 31, 2009

	S	Basic upervision	mmunity rrections	iversion rogram	 TAIP/ Rider 84	Total
Assets						
Cash and cash equivalents	\$	830,841	\$ 57,307	\$ 16,669	\$ 214,168	\$ 1,118,985
Due from State				75,000		75,000
Fees receivable		171,458	13,319			184,777
Other receivable		1,328			 	 1,328
Total Assets	\$	1,003,627	\$ 70,626	\$ 91,669	\$ 214,168	\$ 1,380,090
Liabilities						
Accounts payable	\$	136,609	\$ 14,364	\$ 73,404	\$ 98,244	\$ 322,621
Accrued payroll		57,748	10,915	18,265	2,562	89,490
Due to State		9,076	 45,347		 113,362	167,785
Total Liabilities		203,433	70,626	91,669	214,168	 579,896
Fund Balance						
Fund Balance at August 31, 2009		800,194	 		 	 800,194
Total Liabilities and Fund Balance	\$	1,003,627	\$ 70,626	\$ 91,669	\$ 214,168	\$ 1,380,090

COMBINED STATEMENT OF REVENUE, EXPENDITURES AND CHANGES IN FUND BALANCE

For the year ended August 31, 2009

	Basic Supervision	Community Diversion Corrections Program		TAIP/ Rider 84	Total
Revenue					
State Aid	\$ 973,803	\$ 549,756	\$ 730,888	\$ 539,008	\$ 2,793,455
State Aid: SAFPF payments	54,227				54,227
Probation fees	1,820,961				1,820,961
Payments by program participants	308,969	152,857			461,826
Interest income	29,957				29,957
Other revenue	7,702				7,702
Total Revenue	3,195,619	702,613	730,888	539,008	5,168,128
Expenditures					
Salaries and fringe benefits	2,449,558	558,470	854,485	108,623	3,971,136
Travel and furnished transportation	120,559				120,559
Contract services	185,854	64,602	2,533	659,405	912,394
Professional fees	177,727	4,118	5,483	4,043	191,371
Supplies and operating expenditures	189,815	49,565	2,500		241,880
Equipment	114,403				114,403
Total Expenditures	3,237,916	676,755	865,001	772,071	5,551,743
Excess of Revenues over					
(under) Expenditures	(42,297)	25,858	(134,113)	(233,063)	(383,615)
Fund Balance - September 1, 2008	895,865	106,273	25,772	346,250	1,374,160
Prior period adjustment	(23,175)		435	175	(22,565)
Interfund transfer in (out)	(21,123)	(86,783)	107,906		
Fund balance before refund to TDCJ-CJAD	809,270	45,348		113,362	967,980
Refund due to TCDJ-CJAD	(9,076)	(45,348)		(113,362)	(167,786)
Fund Balance - August 31, 2009	\$ 800,194	\$	\$	\$	\$ 800,194

BASIC SUPERVISION

 $STATEMENT\ OF\ REVENUE,\ EXPENDITURES\ AND\ CHANGES\\ IN\ FUND\ BALANCE\ -\ BUDGET,\ ACTUAL,\ AND\ PRIOR\ YEAR$

For the year ended August 31, 2009

			Variance	
	2009	2009	Favorable	2008
	Budget	Actual	(Unfavorable)	Actual
Revenue				
State Aid	\$ 973,80	973,8	803 \$	\$ 862,961
State Aid: SAFPF payments	65,00	00 54,2	(10,773)	21,315
Probation fees	1,764,6	1,820,9	56,343	1,720,278
Payments by program participants	311,42	23 308,9	069 (2,454)	306,743
Interest income	18,00	00 29,9	11,957	46,218
Other revenue	4,00	00 7,7	702 3,702	6,390
Total Revenue	3,136,84	3,195,6	58,775	2,963,905
Expenditures				
Salaries and fringe benefits	2,582,89	94 2,449,5	133,336	2,319,699
Travel and furnished transportation	160,7			41,213
Contract services	250,00			137,886
Professional fees	287,24			159,878
Supplies and operating expenditures	575,92	<i>'</i>		135,832
Utilities	7,00	,	7,000	,
Equipment	141,38		· · · · · · · · · · · · · · · · · · ·	12,426
Total Expenditures	4,005,15		_	2,806,934
Excess of Revenue over (under)				
Expenditures	(868,3)	10) (42,2	297) 826,013	156,971
Fund Balance - September 1, 2008	895,86			766,799
Prior period adjustment	0,5,00	(23,1		700,777
Interfund transfer in (out)	(27,55			(27,905)
Fund Balance before Refund				
to TDCJ-CJAD		809,2	270 809,270	895,865
Refund due to TDCJ-CJAD		(9,0	076) (9,076)	
Fund Balance - August 31, 2009	\$	\$ 800,1	94 \$ 800,194	\$ 895,865

COMMUNITY CORRECTIONS PROGRAM

PRE-TRIAL INTERVENTION

STATEMENT OF REVENUE, EXPENDITURES AND CHANGES IN FUND BALANCE - BUDGET, ACTUAL, AND PRIOR YEAR

For the year ended August 31, 2009

	2009 Budget	2009 Actual	Variance Favorable (Unfavorable)	2008 Actual
Revenue				
State Aid	\$ 237,938	\$ 237,938	\$	\$ 270,884
Payments by Program Participants	165,000	152,857	(12,143)	194,139
Total Revenue	402,938	390,795	(12,143)	465,023
Expenditures				
Salaries and Fringe Benefits	250,857	248,908	1,949	225,053
Contract Services	68,804	55,881	12,923	90,607
Professional Fees	1,779	1,779		1,775
Supplies and Operating Expenditures	47,091	44,025	3,066	
Total Expenditures	368,531	350,593	17,938	317,435
Excess of Revenue over (under) Expenditures	34,407	40,202	5,795	147,588
Fund Balance - September 1, 2008	74,732	74,732		
Interfund Transfer In (Out)	(109,139)	(74,327)	34,812	(72,856)
Fund Balance before Refund				
to TDCJ-CJAD		40,607	40,607	74,732
Refund Due to TCDJ-CJAD		(40,607)	(40,607)	
Fund Balance - August 31, 2009	\$	\$	\$	\$ 74,732

COMMUNITY CORRECTIONS PROGRAM
NON-ENGLISH SPEAKING CASELOAD
STATEMENT OF REVENUE, EXPENDITURES AND CHANGES
IN FUND BALANCE - BUDGET, ACTUAL, AND PRIOR YEAR
For the year ended August 31, 2009

		2009 Budget		2009 Actual	Fa	nriance vorable avorable)		2008 Actual
Revenue State Aid	\$	150,400	\$	150,400	\$		\$	151,672
Total Revenue	Φ	150,400	φ	150,400	<u> </u>		Φ	151,672
Expenditures								
Salaries and Fringe Benefits		155,126		153,101		2,025		134,920
Professional Fees		1,128		1,128				1,138
Supplies and Operating Expenditures		5,540		5,540				
Total Expenditures		161,794		159,769		2,025		136,058
Excess of Revenue over (under) Expenditures		(11,394)		(9,369)		2,025		15,614
Fund Balance - September 1, 2008		11,394		11,394				
Interfund Transfer In (Out)								(4,220)
Fund Balance before Refund								
to TDCJ-CJAD				2,025		2,025		11,394
Refund Due to TCDJ-CJAD	_			(2,025)		(2,025)		
Fund Balance - August 31, 2009	\$		\$		\$		\$	11,394

COMMUNITY CORRECTIONS PROGRAM

SEX OFFENDER CASELOAD

STATEMENT OF REVENUE, EXPENDITURES AND CHANGES

IN FUND BALANCE - BUDGET, ACTUAL, AND PRIOR YEAR

For the year ended August 31, 2009

	2009 Budget	2009 Actual	Variance Favorable (Unfavorable)	2008 Actual
Revenue				
State Aid	\$ 161,418	\$ 161,418	\$	\$ 143,671
Total Revenue	161,418	161,418		143,671
Expenditures				
Salaries and fringe benefits	158,553	156,461	2,092	105,880
Contract services	9,311	8,721	590	12,660
Professional fees	1,211	1,211		1,078
Supplies and operating expenditures	34		34	
Total Expenditures	169,109	166,393	2,716	119,618
Excess of Revenue over (under) Expenditures	(7,691)	(4,975)	2,716	24,053
Fund Balance - September 1, 2008	20,147	20,147		
Interfund Transfer In (Out)	(12,456)	(12,456)		(3,906)
Fund Balance before Refund				
to TDCJ-CJAD		2,716	2,716	20,147
Refund Due to TCDJ-CJAD		(2,716)	(2,716)	
Fund Balance - August 31, 2009	\$	\$	\$	\$ 20,147

DIVERSION PROGRAM

DAY REPORTING CENTER

STATEMENT OF REVENUE, EXPENDITURES AND CHANGES

IN FUND BALANCE - BUDGET, ACTUAL, AND PRIOR YEAR

For the year ended August 31, 2009

	1	2009 Budget	 2009 Actual	Fav	riance orable vorable)	2008 Actual
Revenue						
State Aid	\$	44,079	\$ 44,079	\$		\$ 44,079
Total Revenue		44,079	44,079			44,079
Expenditures						
Salaries and fringe benefits		52,490	51,376		1,114	37,719
Professional fees		331	331			331
Supplies and operating expenditures		2,500	2,500			
Total Expenditures		55,321	54,207		1,114	 38,050
Excess of Revenue over (under) Expenditures Fund Balance - September 1, 2008		(11,242) 6,479	(10,128) 6,479		1,114	6,029
Interfund Transfer In (Out)		4,763	3,649		(1,114)	450
Fund Balance before Refund to TDCJ-CJAD Refund Due to TCDJ-CJAD		,	,			6,479
Fund Balance - August 31, 2009	\$		\$	\$		\$ 6,479

DIVERSION PROGRAM

DRUG COURT

STATEMENT OF REVENUE, EXPENDITURES AND CHANGES IN FUND BALANCE - BUDGET, ACTUAL, AND PRIOR YEAR

For the year ended August 31, 2009

			Variance	
	2009	2009	Favorable	2008
	Budget	Actual	(Unfavorable)	Actual
Revenue				
State Aid	\$ 88,511	\$ 88,511	\$	\$ 88,511
Total Revenue	88,511	88,511		88,511
Expenditures				
Salaries and fringe benefits	110,471	109,944	527	101,161
Professional fees	664	664		664
Total Expenditures	111,135	110,608	527	101,825
Excess of Revenue over (under)				
Expenditures	(22,624)	(22,097)	527	(13,314)
Fund Balance - September 1, 2008	2,242	2,242		
Interfund Transfer In (Out)	20,382	19,855	(527)	15,556
Fund Balance - August 31, 2009	\$	\$	\$	\$ 2,242

The accompanying notes are an integral part of these financial statements.

DIVERSION PROGRAM

DWI COURT

STATEMENT OF REVENUE, EXPENDITURES AND CHANGES IN FUND BALANCE - BUDGET, ACTUAL, AND PRIOR YEAR For the year ended August 31, 2009

					Varia	ance	
	2	2009		2009	Favoi	rable	2008
	B	udget	Actual		(Unfavorable)		Actual *
Revenue							
State Aid	\$	75,000	\$	75,000	\$		\$
Total Revenue		75,000		75,000			
Expenditures							
Salaries and fringe benefits		72,479		71,904		575	
Contract services		1,958		2,533		(575)	
Professional fees		563		563			
Total Expenditures		75,000		75,000			
Excess of Revenue over (under) Expenditures							
Fund Balance - September 1, 2008							
Fund Balance - August 31, 2009	\$		\$		\$		\$

^{*} DWI Court was implemented this fiscal year, therefore, there are no 2008 actual amounts to disclose.

DIVERSION PROGRAM

MENTAL IMPAIRMENT CASELOAD

STATEMENT OF REVENUE, EXPENDITURES AND CHANGES

IN FUND BALANCE - BUDGET, ACTUAL, AND PRIOR YEAR

For the year ended August 31, 2009

		2009		2009		iance	2008
					Favorable (Unfavorable)		
D.	В	udget		Actual	(Uniav	orable)	 Actual
Revenue							
State Aid	\$	83,136	\$	83,136	\$		\$ 83,136
Total Revenue		83,136		83,136			 83,136
Expenditures							
Salaries and Fringe Benefits		103,529		102,829		700	79,669
Professional Fees		624		624			624
Total Expenditures		104,153		103,453		700	80,293
Excess of Revenue over (under)							
Expenditures		(21,017)		(20,317)		700	2,843
Fund Balance - September 1, 2008		2,843		2,843			
Interfund Transfer In (Out)		18,174		17,474		(700)	
Fund Balance - August 31, 2009	\$		\$		\$		\$ 2,843

DIVERSION PROGRAM

PROGRESSIVE SANCTIONS

 ${\it STATEMENT~OF~REVENUE,~EXPENDITURES~AND~CHANGES}$

 $IN\ FUND\ BALANCE\ -\ BUDGET,\ ACTUAL,\ AND\ PRIOR\ YEAR$

For the year ended August 31, 2009

			Variance	
	2009	2009	Favorable	2008
	Budget	Actual	(Unfavorable)	Actual
Revenue				
State Aid	\$ 329,89	2 \$ 329,892	\$	\$ 329,892
Total Revenue	329,89	2 329,892		329,892
Expenditures				
Salaries and fringe benefits	403,61	0 398,885	4,725	368,539
Professional fees	2,47	4 2,474		2,474
Total Expenditures	406,08	401,359	4,725	371,013
Excess of Revenue over (under)				
Expenditures	(76,19	2) (71,467)	4,725	(41,121)
Fund Balance - September 1, 2008	12,77	4 12,774		
Prior Period Adjustment		435	435	
Interfund Transfer In (Out)	63,41	8 58,258	(5,160)	53,895
Fund Balance August 31, 2009	\$	\$	\$	\$ 12,774

DIVERSION PROGRAM

SUBSTANCE ABUSE CASELOAD

STATEMENT OF REVENUE, EXPENDITURES AND CHANGES

IN FUND BALANCE - BUDGET, ACTUAL, AND PRIOR YEAR

For the year ended August 31, 2009

	2009 Budget	2009 Actual	Variance Favorable (Unfavorable)	2008 Actual
Revenue				
State Aid	\$ 110,270	\$ 110,270	\$	\$ 110,270
Total Revenue	110,270	110,270		110,270
Expenditures				
Salaries and fringe benefits	119,860	119,547	313	146,995
Professional fees	827	827		827
Total Expenditures	120,687	120,374	313	147,822
Excess Revenue over (under)				
Expenditures	(10,417)	(10,104)	313	(37,552)
Fund Balance - September 1, 2008	1,434	1,434		
Interfund Transfer In (Out)	8,983	8,670	(313)	38,986
Fund Balance - August 31, 2009	\$	\$	\$	\$ 1,434

TREATMENT ALTERNATIVE TO INCARCERATION/RIDER 84 STATEMENT OF REVENUE, EXPENDITURES AND CHANGES IN FUND BALANCE - BUDGET, ACTUAL, AND PRIOR YEAR For the year ended August 31, 2009

	2009 Budget		2009 Actual	Variance Favorable (Unfavorable)	2008 Actual	
Revenue						
State Aid	\$ 539,0	008 \$	539,008	\$	\$	922,581
Total Revenue	539,0	008	539,008			922,581
Expenditures						
Salaries and fringe benefits	110,9	966	108,623	2,343		57,708
Contract services	786,3	192	659,405	126,987		511,529
Professional fees	1,1	72	4,043	(2,871)		7,094
Supplies and operating expenditures	20,1	58		20,158		
Total Expenditures	918,6	588	772,071	146,617		576,331
Excess Revenue over (under)						
Expenditures	(379,6	580)	(233,063)	146,617		346,250
Fund Balance - September 1, 2008	346,2	250	346,250			
Prior period adjustment			175	175		
Interfund Transfer In (Out)	33,4	30		(33,430)		
Fund Balance before Refund						
to TDCJ-CJAD			113,362	113,362		346,250
Refund due to TCDJ-CJAD			(113,362)	(113,362)		·
Fund Balance August 31, 2009	\$	\$		\$	\$	346,250

NOTES TO FINANCIAL STATEMENTS

Note 1 - Summary of Significant Accounting Policies

A. Reporting Entity

The accompanying financial statements include only certain special revenue funds of Fort Bend County, Texas, which include the Texas Department of Criminal Justice Community Justice Assistance Division Funded Programs (CJAD Programs) administered by the Fort Bend County Community Supervision and Corrections Department (Department). These financial statements include the Department's revenue, local fees collected for its use, and the expenditure of those funds. All other financial activities and funds of the Department and of Fort Bend County, Texas (County), the primary government of which the Department is a part, have been excluded from these financial statements.

B. Fund Accounting

The accounts of individual CJAD Programs are organized on the basis of funds, each of which is considered a separate accounting entity. The operations of each fund are accounted for with a separate set of self-balancing accounts that comprises its assets, liabilities, fund balances, revenues and expenditures.

C. Basis of Accounting

The accounts of these funds are maintained, and the financial statements have been prepared, on the modified accrual basis of accounting. Under this basis of accounting, revenues are recognized when they become susceptible to accrual (i.e., both measurable and available) and expenditures are recognized in the accounting period in which the fund liability is incurred. Available means collected within the current year or soon enough thereafter to be used to pay the liabilities of the current year. TDCJ-CJAD requires that expenditures are paid and revenues received by October 31st in order to be accrued.

Under the Basic Supervision Program, a refund formula is calculated by the TDCJ-CJAD. The balance of unexpended monies multiplied by the percentage of TDCJ-CJAD Basic Supervision State aid to the total revenue earned will be refunded to TDCJ-CJAD at the end of the biennium. The Department calculated the amount due for the 2008-2009 biennium to be \$9,076.

For the Community Correction Programs, Diversion Programs, and Treatment Alternative to Incarceration Programs, remaining fund balances for all programs are refunded at the end of the biennium.

D. Estimates

The preparation of financial statements in conformity with TDCJ-CJAD's financial reporting requirements, which is a comprehensive basis of accounting other than generally accepted accounting principles, requires management to make estimates and assumptions that affect certain reported amounts and disclosures. Accordingly, actual results could differ from those estimates.

NOTES TO FINANCIAL STATEMENTS (continued)

Note 1 - Summary of Significant Accounting Policies (continued)

E. Budgets and Budgetary Accounting

The budget presentations in the financial statements reflect annual budgets prepared by the Chief Adult Probation Officer or Director as approved by the Texas Department of Criminal Justice Community Justice Assistance Division (TDCJ-CJAD) in accordance with the TDCJ-CJAD Program agreements and guidelines pursuant to TDCJ-CJAD's Financial Management Manual. The annual budgets are prepared on the modified accrual basis of accounting. The budgets are prepared individually for the Basic Supervision Program, the Treatment Alternatives to Incarceration Program and all programs under the Community Corrections Program and the Diversion Program.

The TDCJ-CJAD requires that the CSCDs submit budgets biennially and are approved for the two-year period at the beginning of each biennium. The CSCD must submit information to the TDCJ-CJAD regarding approval for budget adjustments prior to the expenditure of funds for the following situations that apply to the CSCD:

- Line item changes that exceed \$15,000 or 15%, whichever is greater, of the approved line item amount (including interfund transfers to other programs or for cash-matching grants from other agencies);
- New equipment purchases from Community Correction Programs and the Diversion Program funds exceeding \$5,000 (cumulatively);
- New equipment purchases, regardless of cost, from Treatment Alternative to Incarceration Program funds;
- For Diversion Program funded residential facilities, receive prior approval from the TDCJ-CJAD
 for any increases of the annual salary of individual personnel positions or for the number of
 personnel positions or for the total salaries' line item;
- Basic Supervision expenditures of facilities, utilities or equipment which require the TDCJ-CJAD
 approval of the county's certification of inability to provide funds for such items for expansion
 purposes and for increases in lease payments during an approved fixed-year period of
 certification:
- Matching funds for grants from agencies other than TDCJ-CJAD; and
- Consultant and computer programming development contracts.

The Department complied, in all material respects, with the annual program budgets as provided by the program agreements, for the year ended August 31, 2009.

NOTES TO FINANCIAL STATEMENTS (continued)

Note 2 - Cash and Cash Equivalents

The County, as part of the County's overall cash management program, manages the CJAD Programs' cash and cash equivalents. As a result, the CJAD Programs' demand deposits, at August 31, 2009, were entirely covered by federal depository insurance or by pledged collateral held at a third-party bank (the County's agent) in the County's name as prescribed by state statutes.

State statutes authorize the County to invest in fully collateralized or insured time deposits, direct debt securities of the United States and fully collateralized repurchase agreements. The repurchase agreements must be purchased pursuant to a master repurchase agreement that specifies the rights and obligations of both parties and requires that the securities involved in the transaction be held in a safekeeping account subject to the control and custody of the County. Investments in security repurchase agreements may be made only with the County's depository bank or with state or national banks domiciled in the State of Texas.

During the year ended August 31, 2009, the CJAD Programs' investments consisted entirely of demand deposits in Prosperity Bank. The carrying value, which approximates market value, of the CJAD Programs' cash and cash equivalents at year-end was \$1,118,985.

Note 3 - Funding Sources - State Aid

The CJAD Programs consist of the following programs:

Basic Supervision Program is a multi-level system of supervision that achieves public protection through control, rehabilitation and reintegration of offenders placed on community supervision for determinant periods of time. This state funding is a per capita allocation based on statistics from the previous full calendar year. For example, fiscal year 2009 funding (September 1, 2008 through August 31, 2009) is calculated on statistics from Calendar Year 2007. The per capita formula includes felony and misdemeanor direct cases as well as felony pre-trial cases and is calculated by first allocating misdemeanor funding based on the number of misdemeanor placements of the previous calendar year times \$ 0.70 per day for 182 days. Then, the felony allocation is based on the proportion of the state's felons under direct community supervision and the pretrial supervision for the previous calendar year times funds remaining. Basic Supervision is distributed on to CSCDs.

Government Code 509.011 authorizes TDCJ-CJAD to withhold Basic Supervision (per capita) funds from CSCDs that have over six months of operating funds in their fund balance at the end of a biennium. TDCJ-CJAD may adopt policies permitting a CSCD to maintain reserves in amounts greater than otherwise permitted to cover certain costs. TDCJ-CJAD may distribute these unallocated funds to other CSCDs.

Community Corrections Programs Funding (CCP) – This appropriation line item is also allocation based. The funding is based on two equally assigned factors: the percentage of the state's population residing in the counties served by the department and the percentage of all felony defendants in the state under direct community supervision by the department. CSCDs are the only entities eligible for CCP funds. The CCP programs administered within Fort Bend County include Pre-Trial Intervention, Non-English Speaking and Sex Offenders.

Government Code 509.011 authorizes TDCJ-CJAD to withhold Community Corrections Programs (formula) funds from CSCDs that have over six (6) months of Basic Supervision operating funds in their fund balance at the end of a biennium. TDCJ-CJAD may distribute these unallocated funds to other CSCDs.

NOTES TO FINANCIAL STATEMENTS (continued)

Note 3 - Funding Sources - State Aid (continued)

Diversion Programs Funding (DP) – This appropriation line item funding is awarded on a competitive basis. The priorities for distribution are determined biennially. All requests are reviewed by TDCJ-CJAD staff and approved by management. Municipalities, non-profit organizations, state agencies, CSCDs and counties are eligible to receive DP funds. DP funds are not to be used for Basic Supervision services. The DP programs administered within Fort Bend County include Day Reporting Center, Mental Impairment, Drug Court, DWI Court, Substance Abuse Treatment, and Progressive Sanctions.

Substance Abuse Felony Punishment Facility (SAFPF) aftercare caseloads are funded on a per case basis and must meet specific supervision requirements set by TDCJ-CJAD. Funding for SAFPF aftercare caseloads is allocated by TDCJ-CJAD through the DP line item but is budgeted and reported by CSCDs as state aid under Basic Supervision.

Treatment Alternatives to Incarceration Programs (TAIP) – This substance abuse funding is awarded on a competitive basis. The priorities for distribution are determined biennially; however, TAIP grants are awarded annually. All requests are reviewed by TDCJ-CJAD staff and approved by management. CSCDs are the only entities eligible for TAIP funds. Included in TAIP, are activities associated with the Rider 84 program.

Note 4 – Interfund Activities

Transfers between funds for the year ended August 31, 2009 consisted of the following:

	Transfers Out:										
	Pre-Trial		C	CP - Non-	CCP-Sex		Basic				
Transfers In:		Diversion		English	Of	fender	Su	pervision		Total	
Mental Impairment	\$		\$		\$		\$	17,474	\$	17,474	
Substance Abuse		8,670								8,670	
Drug Court		19,855								19,855	
Day Reporting Center								3,649		3,649	
Progressive Sanctions		45,802				12,456				58,258	
Total	\$	74,327	\$		\$	12,456	\$	21,123	\$	107,906	

Note 5 - Risk Management

The Department is exposed to various risks of loss related to torts: theft of, damage to and destruction of assets; errors and omissions, personal injuries; and natural disasters. The risk of loss is covered by Fort Bend County under their risk management plan. The CSCD has additional insurance coverage for property loss under the Texas Association of Counties (TAC) Comprehensive General Liability Coverage policy. There have been no significant reductions in insurance coverage. Settlement amounts have not exceeded insurance coverage for the current year or the three prior years.

NOTES TO FINANCIAL STATEMENTS (continued)

Note 6 - Associate Judge Salary Being Paid From CJAD Funds

The Special Sanctions Court (Progressive Sanctions Program) is funded through a TDCJ-CJAD Diversion Program Grant which was approved by TDCJ-CJAD as an exclusive pilot program for the State of Texas on June 22, 2004. The purpose of the program is for exploring new sentencing practices on non-violent felony offenders traditionally sentenced to jail or prison for technically violating their probation supervision. The program's budget was approved on December 10, 2008 and includes a portion of the salary of a part-time judge.

Note 7 - Vendors for Offender Services Contracts

Vendors for offender service contracts with the County with a value of \$100,000 or above are listed below. The County has entered a valid contract with all vendors listed.

Vendor name	Contract Amount
Brazoria County Alcoholic Recovery Center	\$120,000
* Fort Bend Regional Council on Substance Abuse	337,750
Pathway To Recovery, Inc	271,000
Pro Tech Monitoring, Inc.	110,000

^{*}This vendor contract was funded with TDCJ-CJAD funds, as well as, other sources

Note 8 - Funds Collected by the CSCD from Sources Other Than TDCJ-CJAD

The Department received the following sources during the 2009 fiscal period. Management believes that any limitations regarding the use of such funds were complied with.

Source	Amount	Restrictions for use				
Fort Bend County	\$507,173	none				
Office of the Governor CJD Drug						
Court Grant	150,000	criminal justice planning				
VOCA (Office of the Governor CJD						
Grant)	35,540	crime victim assistance				
Edward Byrne Memorial Justice						
Assistance Grant	23,137	mental health consultation				
Drug Court Program	300	substance abuse rehabilitation				
DWI Program	950	substance abuse rehabilitation				
Total	\$717,100					
	, , , , , ,					



Independent Auditors' Report on Compliance and on Internal Control Based on an Audit of Financial Statements Performed in Accordance with *Government Auditing Standards*

Michael Enax, Director Fort Bend County Community Supervision and Corrections Department Fort Bend County, Texas

We have audited the accompanying financial statements of Fort Bend County Community Supervision and Corrections Department, as of and for the year ended August 31, 2009, and have issued our report thereon dated February 10, 2010. We conducted our audit in accordance with generally accepted auditing standards and the *Government Auditing Standards*, issued by the Comptroller General of the United States.

Compliance and Other Matters

As part of obtaining reasonable assurance about whether Fort Bend County Community Supervision and Corrections Department's financial statements are free of material misstatement, we performed tests of its compliance with certain provision of laws, regulations, contracts and grants, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit and, accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance that are required to be reported under *Government Auditing Standards*.

Internal Control over Financial Reporting

In planning and performing our audit, we considered Fort Bend County Community Supervision and Corrections Department's internal control over financial reporting in order to determine our auditing procedures for the purpose of expressing our opinion on the financial statements and not to provide an assurance on the internal control over financial reporting. Our consideration of the internal control over financial reporting would not necessarily disclose all matters in the internal control over financial reporting that might be material weaknesses. A material weakness is a condition in which the design or operation of one or more of the internal control components does not reduce to a relatively low level the risk that misstatements in amounts that would be material in relation to the financial statements being audited may occur and not be detected within a timely period by employees in the normal course of performing their assigned functions. We noted no matters involving the internal control over financial reporting and its operation that we consider to be material weaknesses.

This report is intended solely for the information of management and others within the organization, Fort Bend Community Supervision and Corrections Department and the Texas Department of Criminal Justice and is not intended to be and should not be used by anyone other than these specified parties.

Houston, Texas February 10, 2010

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COMMUNITY JUSTICE ASSISTANCE DIVISION FUNDED PROGRAM FUNDS COMPLIANCE REQUIREMENTS CHECKLIST

The following checklist indicates whether the compliance requirements have been met.

Yes	No	
X		Separate accountability is maintained for TDCJ-CJAD funds.
X		Revenues and Expenditures reported to TDCJ-CJAD are in agreement with, or reconcilable to, the funding recipient's accounting records and with audited expenditures in each budget category.
X		TDCJ-CJAD funds and locally generated revenues are expended in accordance with The Financial Management Manual for TDCJ-CJAD Funding, TDCJ-CJAD Funding and Fiscal Management Updates, TDCJ-CJAD Standards, TDCJ-CJAD Field Correspondence, TDCJ-CJAD Policy Statements and applicable laws.
X		Proper cut-off procedures are to be observed at the end of each fiscal period. The cutoff date for revenues recognition and expenditure payment of FY 2009 is October 31, 2009. The modified accrual basis of accounting must be used in preparing the fourth quarterly reports for submission to TDCJ-CJAD.
N /A	A	If the CSCD serves both juveniles and adults, expenditures that benefit both adults and juveniles are prorated on an equitable basis. Determination of the method of prorating such expenditures must be supported by adequate documentation.
	X	TDCJ-CJAD funds are not used to pay judges' salaries, (unless specifically approved by TDCJ-CJAD in a Program Budget; i.e. DWI Courts), community justice council members' salaries or other court related expenses. (See Note 6)
X		Expenditures and revenues are supported by adequate documentation.
X		If the CSCD determines that an increase or decrease in revenue or expenditures is required, budget adjustments are submitted to TDCJ-CJAD in accordance with the Financial Management Manual for TDCJ-CJAD Funding .
X		Idle funds are invested according to Vernon's Texas Codes Annotated Local Government Code Section 140.003(f).
X		All employees with access to funds are covered by a surety bond.
X		Locally generated funds, and other collections, are documented with a proper receipt system.
X		All non-CJAD funded program fees are expended in accordance with applicable limitations.
X		All equipment is physically inventoried and adequately supported with an inventory form. Surplus equipment is disposed of in accordance with TDCJ-CJAD guidelines.
X		Victim restitution funds are accounted for in accordance with <u>Vernon's Texas Codes</u> <u>Annotated Government Code</u> , Section 76.013.
X		TDCJ-CJAD policies regarding contracts with vendors have been followed.
N /2	A	All leases have received TDCJ-CJAD approval prior to the expenditure of funds.

COMMUNITY JUSTICE ASSISTANCE DIVISION FUNDED PROGRAM FUNDS COMPLIANCE REQUIREMENTS CHECKLIST

X		All purchases adhere to the requirements of the <u>Vernon's Texas Codes Annotated</u> <u>Local Government Code</u> , Section 262.023 regarding competitive bids.
X		The CSCD has a policy regarding eligibility for employee salary merit increases.
X		The CSCD has an existing policy on budget approval, operates by the policy, and the policy has been approved in an open meeting by the judges charged with oversight of the CSCD (Government Code, Section 76.002, and TDCJ-CJAD's Financial Management Manual.
	X	Does the CSCD allow offenders to pay a fee in lieu of performing community service restitution (CSR) work hours, and does the CSCD have an applicable written policy allowing this?

COMMUNITY JUSTICE ASSISTANCE DIVISION FUNDED PROGRAM FUNDS SCHEDULE OF FINDINGS AND QUESTIONED COSTS FOR THE YEAR ENDED AUGUST 31, 2009

Findings: None

BASIC SUPERVISION PROGRAM SCHEDULE OF DIFFERENCES BETWEEN AUDIT REPORTS AND CSCD REPORTS

	 Audit	 Per CSCD Reports	Diff	erence*
Revenue				
State aid	\$ 973,803	\$ 973,803	\$	
SAFPF payments	54,227	54,227		
Probation fees	1,820,961	1,820,961		
Payments by program participants	308,969	308,969		
Interest income	29,957	29,957		
Other revenue	7,702	7,702		
Total Revenue	3,195,619	3,195,619		
Expenditures				
Salaries	2,449,558	2,449,558		
Travel	120,559	120,559		
Contract service for offenders	185,854	185,854		
Professional fees	177,727	177,727		
Supplies and operating	189,815	189,815		
Equipment	114,403	114,403		
Total Expenditures	3,237,916	3,237,916		
Excess Revenues over (under) Expenditures	(42,297)	(42,297)		
Fund Balance - September 1, 2008	895,865	895,865		
Prior period adjustment	(23,175)	(23,175)		
Transfers in (out)	 (21,123)	 (21,123)		
Fund Balance before Refund				
to TDCJ-CJAD	809,270	809,270		
Refund due to TDCJ-CJAD	 (9,076)	 		(9,076)
Fund Balance - August 31, 2009	\$ 800,194	\$ 809,270	\$	(9,076)

^{*} The difference is due to the refund formula calculation representing amounts due to TDCJ-CJAD by the Department. This calculation was done subsequent to the submission of the quarterly report for the period ending August 31, 2009.

COMMUNITY CORRECTIONS PROGRAM
PRE-TRIAL
SCHEDULE OF DIFFERENCES BETWEEN
AUDIT REPORTS AND CSCD REPORTS

	Audit		er CSCD Reports	Difference
Revenue		'	<u> </u>	
State aid	\$ 237,938	\$	237,938	\$
Payments by participants	152,857		152,857	
Total Revenue	390,795		390,795	
Expenditures				
Salaries	248,908		248,908	
Contract service for offenders	55,881		55,881	
Professional fees	1,779		1,779	
Supplies and operating	44,025		44,025	
Total Expenditures	350,593		350,593	
Excess Revenues over (under) Expenditures	40,202		40,202	
Fund Balance - September 1, 2008	74,732		74,732	
Transfers in (out)	(74,327)		(74,327)	
Fund Balance before Refund				
to TDCJ-CJAD	40,607		40,607	
Refund due to TDCJ-CJAD	(40,607)		(40,607)	
Fund Balance - August 31, 2009	\$	\$		\$

COMMUNITY CORRECTIONS PROGRAM NON-ENGLISH SPEAKING SCHEDULE OF DIFFERENCES BETWEEN AUDIT REPORTS AND CSCD REPORTS

	Audit	r CSCD Reports	Difference
Revenue			
State aid	\$ 150,400	\$ 150,400	\$
Total Revenue	150,400	150,400	
Expenditures			
Salaries	153,101	153,101	
Professional fees	1,128	1,128	
Supplies & Operating Expenditures	5,540	5,540	
Total Expenditures	 159,769	159,769	
Excess Revenues over (under) Expenditures	(9,369)	(9,369)	
Fund Balance - September 1, 2008	 11,394	 11,394	
Fund Balance before Refund			
to TDCJ-CJAD	2,025	2,025	
Refund due to TDCJ-CJAD	(2,025)	(2,025)	
Fund Balance - August 31, 2009	\$ 	\$	\$

COMMUNITY CORRECTIONS PROGRAM SEX OFFENDERS SCHEDULE OF DIFFERENCES BETWEEN AUDIT REPORTS AND CSCD REPORTS

	Audit		er CSCD Reports	Difference
Revenue				
State aid	\$	161,418	\$ 161,418	\$
Total Revenue		161,418	 161,418	
Expenditures				
Salaries		156,461	156,461	
Contract services for offenders		8,721	8,721	
Professional fees		1,211	 1,211	
Total Expenditures		166,393	166,393	
Excess Revenues over (under) Expenditures		(4,975)	(4,975)	
Fund Balance - September 1, 2008		20,147	20,147	
Transfers in (out)		(12,456)	 (12,456)	
Fund Balance before Refund				
to TDCJ-CJAD		2,716	2,716	
Refund due to TDCJ-CJAD		(2,716)	 (2,716)	
Fund Balance - August 31, 2009	\$		\$	\$

DIVERSION PROGRAM
DAY REPORTING CENTER
SCHEDULE OF DIFFERENCES BETWEEN
AUDIT REPORTS AND CSCD REPORTS

	Audit		Per CSCD Reports		Difference
Revenue					
State aid	\$	44,079	\$	44,079	\$
Total Revenue		44,079		44,079	
Expenditures Salaries Professional fees Supplies and operating Total Expenditures		51,376 331 2,500 54,207		51,376 331 2,500 54,207	
Excess Revenues over (under) Expenditures		(10,128)		(10,128)	
Fund Balance - September 1, 2008		6,479		6,479	
Transfers in (out)		3,649		3,649	
Fund Balance - August 31, 2009	\$		\$		\$

DIVERSION PROGRAM
DRUG COURT
SCHEDULE OF DIFFERENCES BETWEEN
AUDIT REPORTS AND CSCD REPORTS

	Audit		Per CSCD Reports		Difference	
Revenue						
State aid	\$	88,511	\$	88,511	\$	
Total Revenue		88,511		88,511		
Expenditures						
Salaries		109,944		109,944		
Professional fees		664		664		
Total Expenditures		110,608		110,608		
Excess Revenues over (under) Expenditures		(22,097)		(22,097)		
Fund Balance - September 1, 2008		2,242		2,242		
Transfers in (out)		19,855		19,855		
Fund Balance - August 31, 2009	\$		\$		\$	

DIVERSION PROGRAM
DWI COURT
SCHEDULE OF DIFFERENCES BETWEEN
AUDIT REPORTS AND CSCD REPORTS

	 Audit	r CSCD eports	Difference
Revenue			
State aid	\$ 75,000	\$ 75,000	\$
Total Revenue	75,000	 75,000	
Expenditures Salaries Contract service for offenders Professional fees	71,904 2,533 563	 71,904 2,533 563	
Total Expenditures	 75,000	 75,000	
Excess Revenues over (under) Expenditures Fund Balance - September 1, 2008	 	 	
Fund Balance - August 31, 2009	\$ 	\$ 	\$

DIVERSION PROGRAM
MENTAL IMPAIRMENT
SCHEDULE OF DIFFERENCES BETWEEN
AUDIT REPORTS AND CSCD REPORTS

	Audit	Per CSCD Reports	Difference
Revenues			
State aid	\$ 83,136	\$ 83,136	\$
Total Revenue	83,136	83,136	
Expenditures			
Salaries	102,829	102,829	
Professional fees	624	624	
Supplies and operating			
Total Expenditures	103,453	103,453	
Excess Revenues over (under) Expenditures	(20,317)	(20,317)	
Fund Balance - September 1, 2008	2,843	2,843	
Transfers in (out)	17,474	17,474	
Fund Balance - August 31, 2009	\$	\$	\$

DIVERSION PROGRAM
PROGRESSIVE SANCTIONS
SCHEDULE OF DIFFERENCES BETWEEN
AUDIT REPORTS AND CSCD REPORTS

	Audit		Per CSCD Reports		Difference	
Revenues						
State aid	\$	329,892	\$	329,892	\$	
Total Revenue		329,892		329,892		
Expenditures						
Salaries		398,884		398,884		
Professional fees		2,474		2,474		
Total Expenditures		401,358		401,358		
Excess Revenues over (under) Expenditures		(71,466)		(71,466)		
Fund Balance - September 1, 2008		12,774		12,774		
Prior Period Adjustments		435		435		
Transfers in (out)		58,257		58,257		
Fund Balance - August 31, 2009	\$		\$		\$	

DIVERSION PROGRAM
SUBSTANCE ABUSE TREATMENT
SCHEDULE OF DIFFERENCES BETWEEN
AUDIT REPORTS AND CSCD REPORTS

	Audit		Per CSCD Reports		Difference
Revenue		_	'		
State aid	\$	110,270	\$	110,270	\$
Total Revenue		110,270		110,270	
Expenditures Salaries Professional fees		119,547 827		119,547 827	
Total Expenditures		120,374		120,374	
Excess Revenues over (under) Expenditures Fund Balance - September 1, 2008 Transfers in (out)		(10,104) 1,434 8,670		(10,104) 1,434 8,670	
Fund Balance - August 31, 2009	\$		\$		\$

COMMUNITY CORRECTIONS PROGRAM
TREATMENT ALTERNATIVE TO INCARCERATION/RIDER 84
SCHEDULE OF DIFFERENCES BETWEEN
AUDIT REPORTS AND CSCD REPORTS

	Audit		Per CSCD Reports		Difference
Revenue					
State aid	\$	539,008	\$	539,008	\$
Total Revenue		539,008		539,008	
Expenditures					
Salaries		108,623		108,623	
Contract service for offenders		659,405		659,405	
Professional fees		4,043		4,043	
Total Expenditures		772,071		772,071	
Excess Revenues over (under) Expenditures		(233,063)		(233,063)	
Fund Balance - September 1, 2008		346,250		346,250	
Prior Period Adjustment		175		175	
Fund Balance before Refund					
to TDCJ-CJAD		113,362		113,362	
Refund due to TDCJ-CJAD		(113,362)		(113,362)	
Fund Balance - August 31, 2009	\$		\$		\$