

Discuss, consider, and/or approve the Interlocal Cooperation Contract between the Department of Public Safety of the State of Texas (DPS) and the Municipal Court of the City of Bay City, TX.



EXECUTIVE SUMMARY

Interlocal Cooperation Contract (ICC) for Failure to Appear (FTA) Program

BACKGROUND:

Purpose of the Contract:

To continue to participate in the Texas Failure to Appear program which denies the renewal of a Texas Driver's License holder in the event that a person fails to appear for a complaint or citation or fails to pay or satisfy a judgment ordering payment of a fine and cost in the manner ordered by the Court.

Due to changes that occurred during the 88th Legislative Session, the Department revised the FTA contract (ICC). Notice was received from Texas Department of Public Safety to inform participating cities of the changes and the need to sign a new contract to continue in participating in the FTA Program. The signed contract must be returned within 90 days from the date of the notice from Texas DPS (January 29, 2024).

Changes in the ICC include:

- *Language and restructuring of the original ICC to provide clarity regarding the specific responsibilities held by each party.
- *Inclusion of indigency into the program as mandated by House Bill 291, 88th Legislative Session.
- *Language to account for future changes to the current statute, either federal or state, ensuring that the ICC remains in compliance with the latest legal requirements until a revised ICC is available.

FINANCIAL IMPLICATIONS:

Court will allocate \$6.00 of each \$10.00 reimbursement fee received for payment to the Vendor (Omnibase) and \$4.00 for credit to the general fund of the municipal or county treasury.

RECOMMENDATION: Recommend City Council approve contract for signature.

ATTACHMENTS: Copy of Contract