



CITY COUNCIL CONSIDERATION ITEM

CITY OF FAIR OAKS RANCH, TEXAS

AGENDA TOPIC: Consideration and possible action to approve a resolution updating an Interlocal Cooperation Contract (ICC) for the Failure to Appear (FTA) Program with the Texas Department of Public Safety

DATE: March 7, 2024

DEPARTMENT: Municipal Court

PRESENTED BY: Ricardo Bautista, Court Administrator

INTRODUCTION/BACKGROUND:

Due to changes occurring in the 88th Legislative Session, the Texas Department of Public Safety (DPS) revised the Failure to Appear (FTA) Program – Interlocal Cooperation Contract (ICC). The following changes were made to the program:

- changes to language and restructuring to provide clarity regarding the responsibilities of each party
- inclusion of indigency into the program
- language for future changes to state statutes.

The Municipal Court needs to sign the revised contract (**Attachment A**) acknowledging the changes to continue our participation in the FTA program.

POLICY ANALYSIS/BENEFIT(S) TO CITIZENS:

The Municipal Court participates in the FTA program to assist in the collection of outstanding citations. The court submits FTA reports to DPS. If a defendant fails to appear or fails to pay or satisfy a judgment as required by law, the defendant may be denied renewal of the person's driver's license.

LONGTERM FINANCIAL & BUDGETARY IMPACT:

The Municipal Court collects a \$10 reimbursement fee for each violation. The court allocates \$6 of each \$10 reimbursement fee received for payment to the DPS Vendor and \$4 for credit to the general fund of the City.

LEGAL ANALYSIS:

Approved as to form by City Attorney.

RECOMMENDATION/PROPOSED MOTION:

I move to approve a resolution updating an Interlocal Cooperation Contract for Failure to Appear (FTA) Program with the Texas Department of Public Safety