

MAYOR AND COUNCIL COMMUNICATION

DATE: February 20, 2024

TO: Mayor and Council

FROM: Tiffany Arizola, Court Administrator

THROUGH: Dr. Crystal Caldera, City Manager

SUBJECT: Interlocal Cooperation Contract (ICC) for the Failure to Appear (FTA) program with Texas Department of Public Safety (TxDPS).

SPONSOR(S): N/A

PURPOSE & BACKGROUND

The Leon Valley Municipal Court (LVMC) submits an FTA report to OMNIbase Services of Texas, LP when a person fails to appear or fails to pay or satisfy a judgment as required by law. DPS uses the FTA system to deny renewal of a driver license to a person who is the subject of an FTA system entry generated from an FTA report.

On February 4, 2004, the Council signed the ICC, and it was in effect from and after this date automatically renewed on a yearly basis.

The Municipal Court received notice from TxDPS of changes occurring in the 88th Legislative Session and the need to sign a new contract to continue our participation in the FTA program.

Per TxDPS the following changes have been made to the ICC:

- Changes to language and restructuring of the original ICC to provide clarity regarding the specific responsibilities held by each party.
- Inclusion of indigency into the programs 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.

FISCAL IMPACT

\$4.00 of the \$10.00 Reimbursement Fee could no longer be credited to the general fund of the City of Leon Valley. Outstanding fines and fees can potentially remain unsatisfied.

RECOMMENDATION

Sign the updated contract to continue utilizing the FTA program. The program holds defendants responsible to satisfy their offenses with LVMC by denying renewal of their driver license.

APPROVED: _____ DISAPPROVED: _____

APPROVED WITH THE FOLLOWING AMENDMENTS:

ATTEST:

SAUNDRA PASSAILAIGUE, TRMC
City Secretary