

COUNTY OF TRAVIS

INTERAGENCY COOPERATION CONTRACT

THIS CONTRACT AND AGREEMENT is entered into between the state agencies shown below as Contracting Parties, pursuant to the provisions of the Interagency Cooperation Act, Tex. Gov't Code § 771.001 *et seq.*, and Tex. Gov't Code § 2003.021(b)(4).

I. CONTRACTING PARTIES:

Receiving Agency: TEXAS JUVENILE JUSTICE DEPARTMENT

Performing Agency: STATE OFFICE OF ADMINISTRATIVE HEARINGS

II. STATEMENT OF SERVICES TO BE PERFORMED:

Performing Agency shall conduct for Receiving Agency all administrative hearings in contested cases under Tex. Gov't Code § 2001.001 *et seq.* and handle all matters related thereto, including pre-hearing and post-hearing matters, the issuance of a permanency order or proposal for decision, and if required, shall appear before Receiving Agency to present the permanency order or proposal for decision.

During the term of this Contract as set forth in Section VI below, Performing Agency shall act pursuant to Tex. Gov't Code § 2003.001 *et seq.*, Tex. Gov't Code § 2001.001 *et seq.*, and all other applicable law.

III. CONTRACT AMOUNT:

The total amount of this Contract for the biennium is \$12,000.00 for services provided by Performing Agency (\$6,000 for each fiscal year). Receiving Agency will pay the Performing Agency from General Revenue.

IV. PAYMENT FOR SERVICES:

Pursuant to Tex. Gov't Code § 2003.024(a), the Receiving Agency shall pay \$6,000.00 to the Performing Agency for fiscal year 2016 on or before September 30, 2015, and the Receiving Agency shall pay \$6,000.00 to the Performing Agency for fiscal year 2017 on or before September 30, 2016. Performing Agency shall issue an invoice for the amount due at the start of each fiscal year.

The Receiving Agency shall pay for services received from appropriation items or accounts of the Receiving Agency from which like expenditures would normally be paid. Payments received by the Performing Agency shall be credited to its current appropriation item(s) of account(s) from which the expenditures of that character were originally made.

V. TERM OF CONTRACT:

This Contract is to begin September 1, 2015, and shall terminate August 31, 2017.

VI. AUDIT OF CONTRACT:

Performing Agency understands that acceptance of funds under this contract acts as acceptance of the authority of the State Auditor's Office, or any successor agency, to conduct an audit or investigation in connection with those funds. Performing Agency further agrees to cooperate fully with the State Auditor's Office or its successor in the conduct of the audit or investigation, including providing all records requested. Performing Agency will ensure that this clause concerning the authority to audit funds received indirectly by subcontractors through Performing Agency and the requirement to cooperate is included in any subcontract it awards.

VII. DISPUTE RESOLUTION:

The dispute resolution process provided for in Tex. Gov't Code ch. 2009 must be used by Performing Agency and Receiving Agency to attempt to resolve all disputes arising under this contract.

THE CONTRACTING PARTIES do hereby certify that (1) the services specified in this Contract are necessary and essential for activities that are properly within the statutory functions and programs of the affected agencies of state government; (2) the proposed arrangements serve the interest of efficient and economical administration of state government; and (3) the services, supplies, or materials contracted for are not required by Tex. Const. art. XVI, § 21 to be supplied under contract given to the lowest responsible bidder.

RECEIVING AGENCY further certifies that it has the authority to contract for Performing Agency's services by the authority granted in Tex. Gov't Code § 771.003.

PERFORMING AGENCY further certifies that it has the authority to perform the services contracted for by the authority granted in Tex. Gov't Code § 771.003 and in Tex. Gov't Code § 2001.001 *et seq.*, and Tex. Gov't Code § 2003.021(b)(4).

RECEIVING AGENCY

Texas Juvenile Justice Department

Chelsea B. for D. Reilly
David Reilly

Executive Director
Title

Date: 8/13/15

PERFORMING AGENCY

State Office of Administrative Hearings

Cathleen Parsley
Cathleen Parsley

Chief Administrative Law Judge
Title

Date: 8.14.15
Approved as to form

Thomas H. Walston
Thomas H. Walston, General Counsel

Date: 8/14/15