

Inter-County Transfer of Probation Supervision QUICK REFERENCE CHART

Sending County (SC)		Receiving County (RC)	
Mandatory Actions	<p>If a child on probation moves or intends to move from one county to another county and intends to remain there for at least 60 days, the Sending County (SC) shall: Section 51.072(b)*</p> <ul style="list-style-type: none"> - Step 1: Initiate request for Interim Supervision (IS) of the child by emailing Inter-County Transfer Officer (ICTO) in Receiving County (RC). Section 51.072(d) See <i>Request to Initiate Interim Supervision TJPC-ICT-03-06</i> <ul style="list-style-type: none"> • Include all eight (8) required pieces of information in attachment to email. Section 51.072(e) See <i>Child and Family Identifying Information TJPC-ICT-04-06</i> - Step 2: Immediately, but no later than ten (10) business days after acceptance of interim supervision by RC, send copies of 18 mandatory categories of documents to RC. Section 51.072(f) See <i>Child Transfer Packet Checklist TJPC-ICT-07-06</i> - Step 3: Be financially responsible for any special treatment programs or placements that juvenile court of SC requires as a condition of probation if juvenile's family is financially unable to pay. Section 51.072(l) - Step 4 (If Applicable): Upon receipt of directive from RC to resume supervision of child per Sections 51.072(i) (2), 51.072(m-1) or 51.074(c) arrange for prompt transportation of child back to SC at expense of SC. Section 51.072(j) See <i>Directive to Resume Supervision TJPC-ICT-08-06</i> - Step 5: Provide the <i>Order to Transfer Permanent Supervision</i> to SC after 180 days of IS (if determinate sentence probation, IS lasts until child completes greater of 180 days or one-third of probation term plus any extension). Section 51.072(n) and Section 51.073(b) See <i>Order to Transfer Permanent Supervision TJPC-ICT-11-08-06 and TJPC-ICT-10-06</i> (Determinate Sentence) <p style="text-align: center;">Go to www.tjpc.state.tx.us for statewide listing of ICT Officers and all referenced sample forms and pleadings.</p>	<p>Upon receipt of an electronic communication (i.e., email) from the Sending County (SC) requesting Interim Supervision (IS) of a child, the Receiving County (RC) shall: Section 51.072(c)</p> <ul style="list-style-type: none"> - Step 1 (Option 1): Immediately refuse IS by replying to email from SC. See <i>Refusal of Request for Interim Supervision TJPC-ICT-06-06</i> <ul style="list-style-type: none"> • RC can refuse IS only if: 1) the residence of the child in the RC is a residential placement facility arranged by the SC; or 2) the residence of the child in the RC is a foster care placement arranged by the Texas Department of Family & Protective Services (TDFPS). Section 51.072(c). Also, no requirement to request interim supervision in multi-county jurisdictions or judicial districts served by one probation department Section 51.072(b). - Step 1 (Option 2): Immediately accept IS by replying to email from SC. See <i>Acceptance of Request for Interim Supervision TJPC-ICT-05-06</i>. - Step 2: Provide IS: Supervise child under probation conditions imposed by SC and provide services similar to those provided to child on probation under same condition in RC; Collect supervision fees and collect and distribute restitution. Section 51.072(k) - Step 3: Provide 90-day progress reports during term of IS. Section 51.072(o) - Step 4: On receipt of <i>Order to Transfer Permanent Supervision</i> from SC, ensure order, petition, order of adjudication, order of disposition and probation conditions filed with clerk of juvenile court in RC. <ul style="list-style-type: none"> • Enter an <i>Agreed Permanent Supervision Probation Order</i> or require the juvenile to be brought before juvenile court in order to impose new or different conditions of probation. If a hearing is held, the child must be represented by counsel. Section 51.072(c) - Step 5 (If Applicable): Upon receipt of a transfer order related to a parent or other eligible person, require the parent(s) or other eligible person to appear before the court to notify the person of the existence and terms of the order. Failure to require appearance renders order unenforceable. Section 61.0031(d) 	Mandatory Actions
Discretionary Actions	<p>The Sending County (SC) may take the following discretionary actions:</p> <ul style="list-style-type: none"> - Revoke probation for violation of SC's probation conditions if not modified by RC. Section 51.072(h) - Issue Directive to Apprehend (DTA) for violation of condition of probation of SC. Section 51.072(l) - Grant early transfer of permanent supervision. Section 51.072(m) - If the parent(s) or other eligible persons move to the county where the child moves, transfer an order entered per Chapter 61 against the parent(s) or other eligible person to the RC. Section 61.0031(b) See <i>Transfer of Order Affecting Parent or other Eligible Person TJPC-ICT-13-06</i> <ul style="list-style-type: none"> • SC shall provide written notice of the transfer. Notice must identify the court to which the order has been transferred. Section 61.0031(c) 	<p>The Receiving County (RC) may take the following discretionary actions:</p> <ul style="list-style-type: none"> - Modify probation conditions and impose new conditions using Section 54.05. RC shall designate cause number for modification proceedings. Section 51.072(g) <ul style="list-style-type: none"> • May not modify financial probation condition imposed by SC. • May not modify length of child's probation term unless child violates conditions. Section 51.072(g) For violations of probation, RC may modify condition of probation, extend probation term or require SC to resume direct supervision of child. Section 51.072(l) The RC must provide written documentation regarding probation violations. Section 51.072(j) See <i>Directive to Resume Supervision of a Child TJPC-ICT-08-06</i> - Issue Directive to Apprehend (DTA) for violation of condition of probation of SC or RC. Section 51.072(l) - Revoke probation for violation of condition of probation RC has modified or imposed. Section 51.072(h) - Request early transfer of permanent supervision. Section 51.072(m) - Modify, extend, or enforce an order against a parent or other eligible person transferred to RC if personal appearance initially required of parent or other eligible person. Section 61.0031(e) 	Discretionary Actions
Sending County (SC)		Receiving County (RC)	

* This information must be provided in the initial request for interim supervision pursuant to TFC Section 51.072(e).