



## Texas Juvenile Probation Commission State Financial Assistance Contract 2008-2009 Biennium

### Amendment Number Seven (All Counties)

This is Amendment Number Seven to the State Financial Assistance Contract for the 2008-2009 Biennium between the State of Texas, represented by and through the Texas Juvenile Probation Commission, hereinafter called "the Commission", and the juvenile board of «**countyname**» County hereinafter called the "Grantee". In consideration of the mutual agreements contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Commission and the Grantee, for the consideration hereinafter detailed, make the following amendment.

#### Article I. PURPOSE AND SCOPE OF AMENDMENT

The purpose of Amendment Number Seven, hereinafter referred to as, the "Amendment" between the Commission and the Grantee is to delineate the duties and responsibilities of both the Commission and the Grantee regarding distribution, receipt and expenditure of state financial assistance funding under the applicable individual grants referenced in the State Financial Assistance Contract for the 2008-2009 Biennium. All provisions in the 2008-2009 Biennium State Financial Assistance Contract and any fully executed amendments thereto that do not conflict with the provisions of Amendment Number Seven remain in full force and effect. The terms of Amendment Seven shall be retroactive to September 1, 2007.

#### Article II. Amendments to Article II INCORPORATED DOCUMENTS AND DOCUMENT INCORPORATED BY REFERENCE

Article II, Section 2.1, Subsection 2.1.1 is amended by adding Paragraph 2.1.1.8 to read as follows:

2.1.1.8 Exhibit H. *Juvenile Board Resolution (Amendment Seven).*

#### Article III. Amendments to Article II DOCUMENTS INCORPORATED BY REFERENCE

Article II, paragraph 2.2 Subsection 2.2.1 regarding the Texas Juvenile Probation Commission Compliance Resource Manual, is amended in Grant X – FY 2008-2009 – Intensive Community Based Program to read as follows:

Article I, Section A is amended by deleting the paragraph and substituting the following:

- A. The Intensive Community Based Program provides funding for services for a priority population of youth under the supervision of the juvenile court.

Article II, Section D is amended by deleting the sentence and substituting the following:

- D. **Priority Population.** The priority population for the Intensive Community Based Program consists of youth currently under supervision of the juvenile court for jailable misdemeanors or felony offenses, including youth on deferred prosecution.

Article III, Section A is amended by deleting the sentence and substituting the following:

- A. **Goal.** The goal of the Intensive Community Based Program is to create or enhance community-based programs to serve the priority population of juvenile offenders.

Article III, Section B is amended by deleting the sentence and substituting the following:

- B. **Program Objective.** The objective of the Intensive Community Based Program is to increase the resources available for juvenile probation departments to serve a priority population of juvenile offenders.

Article IV, Section B, Subsection 3 is amended by deleting the sentence and substituting the following:

- 3. **Eligibility Population.** The Grantee shall ensure that youth served in this program meet the priority population definition.

Article V, Section D, is amended by adding the following sentence:

- 1. **Diversionsary Placement Report.** The Grantee shall submit, via the Commission’s web-based program, an *Application Diversionsary Placement Report (Grant H)*. Upon application and placement of any juvenile in a facility utilizing funds under this grant, the Grantee shall promptly, but no later than five (5) calendar days, update the Commission’s online database in order to maintain current data as required under this Section. The following placement and post-placement information shall be entered and submitted:
  - a. Headquarter County, County Number, Region, Urban County;
  - b. Personal Identification Number (PID), Referral Number, Date Placed, Projected Exit Date;
  - c. Daily Rate, Amount Encumbered, Amount Funded;
  - d. Juvenile’s First and Last Name, Name of JPO;
  - e. Facility Name, Facility Type, County Phone Number;
  - f. Exit Date, Outcome

**Article IV.**

**Amendments to Article IV – State Financial Assistance Contract  
OBLIGATIONS AND RESPONSIBILITIES OF THE COMMISSION  
REIMBURSEMENT PAYMENTS**

Article IV, Section 4.1, Subsection 4.1.5, Paragraph 4.1.5.4 regarding Diversionsary Placement Fund (Grant “H”) shall be deleted.

Article IV, Section 4.1, is amended by adding Subsection 4.1.6 and Paragraph 4.1.6.1 to read as follows:

- 4.1.6 **Annual Payments.** Upon execution of this Contract, funding for the following grant shall be made in one annual payment per fiscal year for the final year of the current biennium.
  - 4.1.6.1. Diversionsary Placement Fund (Grant “H”) in the amount of \$«amount».

*For the faithful performance of the terms of this Contract, the parties hereto in their capacities as stated, execute this Contract, affix their signatures and bind themselves.*

**THE STATE OF TEXAS, Acting By and Through The Texas Juvenile Probation Commission**

By: \_\_\_\_\_ Typed Name: Judy Ybarbo  
Title: Contract Administrator Date: \_\_\_\_\_

**GRANT RECIPIENT, The Juvenile Board of «countyname»**

By: \_\_\_\_\_ Typed Name: \_\_\_\_\_  
(Juvenile Board Chairperson)

Title: \_\_\_\_\_ Date: \_\_\_\_\_

By: \_\_\_\_\_ Typed Name: \_\_\_\_\_  
(Chief Administrative Officer)

Title: \_\_\_\_\_ Date: \_\_\_\_\_

By: \_\_\_\_\_ Typed Name: \_\_\_\_\_  
(Fiscal Officer)

Title: \_\_\_\_\_ Date: \_\_\_\_\_

**EXHIBIT "H"**  
**JUVENILE BOARD RESOLUTION**

STATE OF TEXAS

Know All Men By These Present

COUNTY OF «countyname»

On this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, a duly called and lawfully convened meeting of the Juvenile Board of \_\_\_\_\_ County, Texas was held in the City of \_\_\_\_\_, pursuant to the Texas Open Meetings Act. A quorum of the Members was present, to wit:

**(Insert Names of Juvenile Board Members Present)**


where, among other matters, came up for consideration and adoption the following Resolution:

**Whereas**, the Texas Juvenile Probation Commission has made available and offered state financial assistance monies to assist local juvenile boards in the provision of juvenile probation services or the operation of a secure pre-adjudication detention facility, a short-term detention facility (i.e., holdover), a secure post-adjudication correctional facility, a non-secure residential treatment facility or a juvenile justice alternative education program or a juvenile justice program as defined in Texas Family Code Section 261.405; and

**Whereas**, the Juvenile Board of «countyname» County/Judicial District voluntarily wishes to participate in the aforementioned state financial assistance grants and agrees to the binding terms in this Contract, and all documents which have which has been incorporated into this Contract by reference; and

**Whereas**, the Juvenile Board believes that execution of Amendment Number Seven to the 2008-2009 Biennium State Financial Assistance Contract will further the interests of juvenile justice in this county and are in support of this resolution;

**Therefore Be It Resolved** that the Juvenile Board of «countyname» County, Texas does hereby formally authorize and approve execution of Amendment Number Seven to the State Financial Assistance Contract for the 2008-2009 Biennium with the Texas Juvenile Probation Commission.

**Further Be It Resolved** that the current Juvenile Board Chairman, \_\_\_\_\_ be, and is hereby, authorized to sign this Resolution as the act and deed of the Juvenile Board of «countyname» County/Judicial District.

The foregoing Resolution was lawfully moved by \_\_\_\_\_, duly seconded by \_\_\_\_\_, and duly adopted by the Juvenile Board on a vote of \_\_\_\_\_ members for the motion and \_\_\_\_\_ opposed.

\_\_\_\_\_  
Printed Name of Juvenile Board Chair

\_\_\_\_\_  
Signature of Juvenile Board Chair

\_\_\_\_\_  
Date Signed