

MEMORANDUM OF UNDERSTANDING
Effective September 1, 2009

This MEMORANDUM OF UNDERSTANDING between Texas Department of Criminal Justice (TDCJ) and Tom Green County (referred to as county) is developed to define and formalize commitments made by each entity for the proposed work program and to ensure resident safety.

TDCJ shall provide offender labor service to Tom Green County at the request of the County Government to assist with accomplishing proposed public work projects. Those projects include, but are not limited to, general cleaning, maintenance, and land clearing.

All laundry and food service shall be coordinated by TDCJ. TDCJ shall provide security and other services for the offenders' care, such as medical. Projects dealing with hazardous materials, demolition, or construction shall have safety documentation on file and approved by TDCJ Risk Management prior to starting the project.

The County shall provide housing for offenders. TDCJ shall pay for the cost of utilities to operate the housing location. The utilities shall be authorized on a separate contract.

The County shall provide any mechanical or motorized type equipment, such as dump trucks, required to accomplish the work projects. With respect to the contemplated work program, the County represents and warrants to TDCJ that it shall maintain all motor vehicles and motorized equipment, which it provides to or for the benefit of TDCJ, in a safe and operable condition.

The County shall maintain and repair the building and other structures in which TDCJ offenders are housed and work so as to be in a safe condition suitable for such purposes and in compliance with appropriate codes and regulations.

The TDCJ shall ensure that offenders, upon initial assignment to the work camp have a complete criminal history check. TDCJ shall not assign any employee to staff the premises who have been convicted of any offense listed on Exhibit A attached hereto. The TDCJ shall maintain documentation of the criminal history.

Either Party may terminate this Memorandum of Understanding, without cause, upon thirty- (30) days prior written notice to the other party.

This Memorandum of Understanding shall be effective September 1, 2009 and shall terminate August 31, 2010.



Rick Thaler, Director
Correctional Institutions Division
Texas Department of Criminal Justice

8-18-2009

DATE



Mike Brown, County Judge
Tom Green County

AUG 21 2009

DATE

- ◆ An offense under Chapter 19, *Penal Code* (criminal homicide)
 - ◆ An offense under Chapter 20, *Penal Code* (kidnapping and unlawful restraint)
 - ◆ An offense under Chapter 21, section 11, *Penal Code* (indecent exposure)
 - ◆ An offense under Chapter 25, section 031, *Penal Code* (agreement to abduct from custody)
 - ◆ An offense under Chapter 25, section 08, *Penal Code* (solicitation of a child)
 - ◆ An offense under Chapter 25, section 11, *Penal Code* (sale or purchase of a child)
 - ◆ An offense under Chapter 28, section 02, *Penal Code* (arson)
 - ◆ An offense under Chapter 29, section 02, *Penal Code* (robbery)
 - ◆ An offense under Chapter 29, section 03, *Penal Code* (aggravated robbery)
 - ◆ An offense under Chapter 22, *Penal Code* (assaultive offenses)
 - ◆ An offense under Chapter 30, *Penal Code* (burglary and criminal trespass)
 - ◆ An offense under Chapter 31, *Penal Code* (theft)
 - ◆ An offense under Chapter 46, *Penal Code* (weapons)
 - ◆ A felony violation of a statute intended to control the possession or distribution of a substance included in Chapter 48, *Texas Government Code*, (Texas Controlled Substance Act)
 - ◆ An offense under Chapter 32, *Penal Code* (fraud)
 - ◆ An offense under Chapter 21, section 07, *Penal Code* (public lewdness)
 - ◆ An offense under Chapter 21, section 08, *Penal Code* (indecent exposure)
 - ◆ An offense under Chapter 43, *Penal Code* (public indecency)
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