

**AMENDMENT NO. 1
TO THE
INTERAGENCY COOPERATION CONTRACT
BETWEEN
TEXAS FACILITIES COMMISSION
AND
DEPARTMENT OF PUBLIC SAFETY**

This Amendment No. 1 to the Interagency Cooperation Contract is entered into by and between the Texas Facilities Commission (“TFC”) and the Department of Public Safety (“DPS”), to amend the Interagency Cooperation Contract known as TFC Contract No. 16-051-000, executed March 3, 2016 (collectively referred to as the “Contract”).

WHEREAS, the parties desire to extend the term of this Contract; and

WHEREAS, changed circumstances require mutually desirable alterations to the term of the Contract; and

WHEREAS, the parties desire to amend certain terms to their mutual benefit to reflect the changed circumstances;

NOW, THEREFORE, the parties agree to amend the Contract as follows:

1. The parties agree to modify ARTICLE V – TERM OF CONTRACT, SECTION 5.01 – TERM, by deleting the entire paragraph and replacing it with SECTION 5.01, as follows:

“5.01 **TERM.** This Contract shall be effective as of the date of the last party to sign, and shall terminate on August 31, 2019, unless extended by separate written amendment to this Contract signed by both parties, or terminated earlier by either party, as provided in Section 5.03.”

2. The parties agree to modify ARTICLE VIII – MISCELLANEOUS PROVISIONS, by adding Section 8.10 – CAPITAL BUDGET AUTHORITY, as follows:

“**CAPITAL BUDGET AUTHORITY.** Pursuant to Rider 15 entitled *Capital Construction on Behalf of State Agencies* for TFC found in GAA, Acts 2017, S.B. 1, 85th R.S., art. I (Facilities Commission), any capital items related to construction of buildings and facilities including minor construction projects greater than \$100,000 performed by TFC on behalf of other state agencies do not apply to TFC for the purpose of the capital budget rider limitations specified in GAA, Acts 2017, S.B. 1, 85th Leg., R.S., art. IX, Sec. 14.03. By signing this Contract, Receiving Agency certifies it has the requisite capital budget authority to fund the services to be provided under this Contract.”

Except as expressly amended above, the Contract remains in full force and effect.

IN WITNESS WHEREOF, the parties hereto have made and executed this Amendment No. 1 to be effective as of the date of the last party to sign.

TEXAS FACILITIES COMMISSION

DEPARTMENT OF PUBLIC SAFETY

By: JSR

By: SCM

John S. Raff

Steven C. McCraw

Interim Executive Director

Director

Date of Execution: 2-21-18

Date of Execution: 3/19/18

NRG G.C.

mw Dir.

js D.E.D.

