

TEXAS DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES CONTRACT AMENDMENT

This Amendment No. 2 (Amendment) modifies Contract # HHS000285100029 (Contract) and is entered into by the Texas Department of Family and Protective Services (DFPS) and Fort Bend County for IV-E County Legal services.

- I. PURPOSE.** On January 7, 2019, the Administration of Children and Families (ACF) reinterpreted IV-E Regulations to allow Texas counties to recover a portion of their costs associated with attorneys representing certain children and their parents in child welfare legal proceedings. This Amendment modifies the DFPS IV-E County Legal Contract to comply with this updated federal guidance.

II. CONTRACT MODIFICATIONS.

- A.** Both Parties agree to amend Section IV of this Contract by deleting that Section in its entirety and replacing it with the following:

"IV. CONTRACT BUDGET.

All expenditures under this Contract will be in accordance with the DFPS approved Attachment B: Budget and Cost Allocation Plan (Attachment B). No later than September 1st of each year, Contractor will submit its proposed Attachment B: Budget and Cost Allocation Plan for the upcoming State of Texas fiscal year to DFPS. If DFPS approves the Attachment B, both parties agree to incorporate the approved Attachment B into this Contract in lieu of any and all prior budget documents. If Contractor fails to submit a proposed Attachment B: Budget and Cost Allocation Plan for the upcoming State of Texas fiscal year, both parties agree to assume that Contractor will have the same budget and expenditures and use the most recently DFPS approved Attachment B as the budget for the next State of Texas fiscal year. This clause does not prohibit DFPS and Contractor from negotiating budgetary changes throughout the course of the Contract."

- B.** Both Parties agree to delete Section VII of this Contract in its entirety and replace it with the following language:

"VII. ATTACHMENTS.

The Parties agree to comply with following Attachments and that they are attached and incorporated as part of this Contract.

1. Attachment A – Statement of Work
2. Attachment B – Budget Form 2030 and Cost Allocation Plan
3. Attachment C – Grant Uniform Terms & Conditions
4. Attachment D – Grant Supplemental & Special Conditions

5. Attachment E – Federal Assurances and Certifications
6. Attachment F – FY20 DFPS Finance Handbook for County Legal Contracts. This Contract will incorporate "Attachment F: FY20 DFPS Finance Handbook for County Legal Contracts" until such time as DFPS updates the DFPS Title IV-E County Handbook, Section 5000, located at the following link:

https://www.dfps.state.tx.us/handbooks/Title_IV_E_County/Files/IV_EC_pg_5000.asp#IVEC_5000

After DFPS has updated the DFPS Title IV-E County Handbook, both parties agree that a notice from DFPS of the completed updates will have the effect of removing "Attachment F: FY20 DFPS Finance Handbook for County Legal Contracts" from the Contract and replacing all references to such attachment with the updated DFPS Title IV-E County Handbook, Section 5000."

C. Both Parties agree to delete Section VIII of this Contract in its entirety.

D. Both Parties agree to amend Attachment A: Statement of Work, Section I(B) of this Contract by deleting that Section in its entirety and replacing it with the following:

"B. Provide services in accordance with Attachment B: Budget and Cost Allocation Plan and Attachment F: FY20 DFPS Finance Handbook for County Legal Contracts (Handbook);"

E. Unless otherwise modified by this Bilateral Amendment or any prior Bilateral or Unilateral Amendments, the Contract will remain in full force and effect.

III. EFFECTIVE DATE.

This Bilateral Amendment is effective Tuesday, October 1, 2019.

IV. SIGNATORIES.

By signing this Amendment, the Parties certify that they have the requisite authority to bind their respective Party to this Amendment.

PERFORMING AGENCY

DFPS

NAME: KP George
TITLE: Fort Bend County Judge
DATE: _____

NAME: Kristene Blackstone
TITLE: Associate Commissioner CPS
DATE: _____