

THE STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

**INTERLOCAL AGREEMENT BETWEEN
FORT BEND AND ATASCOSA COUNTY
FOR PERFORMANCE OF POSTMORTEM EXAMS**

THIS INTERLOCAL AGREEMENT (the "Agreement") is made pursuant to chapter 791 of the Texas Government Code (the Interlocal Cooperation Act) and chapter 49 of the Texas Code of Criminal Procedure, and is entered into by and between Fort Bend County, (hereinafter "FBC"), a body corporate and politic under the laws of the State of Texas, and Atascosa County, a body corporate and politic under the laws of the State of Texas ("Requesting County").

PREAMBLE

WHEREAS, pursuant to provisions of the Texas Government Code Chapter 791, Interlocal Cooperation Act, the parties are authorized to enter into a contract with each other;

WHEREAS, Fort Bend County has established and maintains the Office of Medical Examiner as authorized by article 49.25 of the Texas Code of Criminal Procedure;

WHEREAS, Requesting County does not have a medical examiner, and a justice of the peace is required to conduct an inquest into the death of a person who dies in the county under certain circumstances;

WHEREAS, if the justice of the peace determines that a postmortem examination is necessary, the justice of the peace may order that a postmortem examination of the body be performed by a physician;

WHEREAS, Requesting County is also subject to being ordered to secure postmortem examinations in circumstances other than those found in Chapter 49 of the Texas Code of Criminal Procedure; and

WHEREAS, Requesting County desires to obtain the services of the Fort Bend County Medical Examiner (FBCME) to perform postmortem examinations on persons who died in Requesting County and to provide sworn testimony in connection with any inquest by a justice of the peace or any criminal investigation or prosecution conducted by a prosecuting attorney.

NOW, THEREFORE, FBC and Requesting County, in consideration of the mutual covenants and agreements herein contained, do mutually agree as follows: