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HUNT COUNTY
SHERIFF'S OFFICE

**MEMORANDUM OF UNDERSTANDING
BETWEEN
Paris Junior College
AND
Hunt County Sheriff's Office
AND
Hunt County**

1. **Parties.** This Memorandum of Understanding (hereinafter referred to as "MOU") is made and entered into by and between the Paris Junior College (hereinafter referred to as "PJC"), whose address is 2400 Clarksville St., Paris, Texas 75460, and the Hunt County Sheriff's Office (hereinafter referred to as "HCSO"), whose address is 2801 Stuart St., Greenville, Texas 75401 and Hunt County, whose address is 2507 Lee St., Greenville, Texas 75401.

2. **Purpose.** The purpose of this MOU is to establish the terms and conditions under which PJC and HCSO will cooperate in the delivery of Law Enforcement Education.

3. **Term of MOU.** This MOU is effective upon the day and date last signed and executed by the duly authorized representatives of the parties to this MOU and the governing bodies of the respective parties' and shall remain in full force and effect for not longer than two (2) years beyond the effective date of execution. This MOU may be terminated, without cause, by either party upon 90 days written notice, which notice shall be delivered by hand or by certified mail to the address listed above.

4. **Payment.** No payment shall be made to either party by the other party as a result of this MOU.

5. **Responsibilities of PJC.** PJC shall:
- Provide for registration and transcription of scheduled training.
 - Assist in the instruction and scheduling of the training programs.
 - Report all participants to the Texas Higher Education Coordinating Board, where applicable.
 - Maintain rosters and class masters for a period of three (3) years in paper form and electronically archive all records after a three year period in the Workforce and Continuing Education office.

- Provide training rooms for classroom instruction.
- Employ and compensate qualified faculty to provide instruction.
- Provide a contact person to serve as a liaison between HCSO and PJC.
- Provide a certificate naming Hunt County as additional named insured in the amount of one million dollars per occurrence, two million dollars aggregate.

6. **Responsibilities of HCSO.** HCSO shall:

- Maintain eligible status for training Law Enforcement Personnel according to Texas Commission on Law Enforcement Officer Standards and Education (TCLEOSE).
- Perform Training Coordinator duties pursuant to TCLEOSE Final Rule 215.9.
- Provide a contact person to serve as a liaison between HCSO and PJC.

7. **General Provisions**

A. Amendments. Either party may request changes to this MOU. Any changes, modifications, revisions or amendments to this MOU which are mutually agreed upon by and between the parties to this MOU shall be incorporated by written instrument, and effective when executed and signed by all parties to this MOU.

B. Applicable Law. The construction, interpretation and enforcement of this MOU shall be governed by the laws of the State of Texas. The courts of the State of Texas shall have jurisdiction over any action arising out of this MOU and over the parties, and the venue shall be Hunt County, Texas.

C. Entirety of Agreement. This MOU, consisting of four (4) pages, represents the entire and integrated agreement between the parties and supersedes all prior negotiations, representations and agreements, whether written or oral.

D. Liability. Pursuant to Texas statutes, any corporate officer acting under this MOU shall be deemed to be acting within the scope of his duties for purposes of the MOU. All privileges and immunities from liability, and all pension, disability, worker's compensation and other benefits which normally apply to corporate officers while in the performance of their duties in their own jurisdiction shall also apply to them when acting pursuant to this MOU.

E. Severability. Should any portion of this MOU be judicially determined to be illegal or unenforceable, the remainder of the MOU shall continue in full force and effect, and either party may renegotiate the terms affected by the severance.

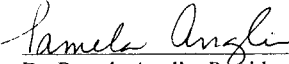
F. Sovereign Immunity. The PJC and Hunt County and their respective governing bodies do not waive their sovereign immunity by entering into this MOU, and each fully retains all immunities and defenses provided by law with respect to any action based on or occurring as a result of this MOU.

G. Third Party Beneficiary Rights. The parties do not intend to create in any other individual or entity the status of a third party beneficiary, and this MOU shall not be construed so as to create such status. The rights, duties and obligations contained in this MOU shall operate only between the parties to this MOU, and shall inure solely to the benefit of the parties to this MOU. The provisions of this MOU are intended only to assist the parties in determining and performing their obligations under this MOU. The parties to this MOU intend and expressly agree that only parties signatory to this MOU shall have any legal or equitable right to seek to enforce this MOU, to seek any remedy arising out of a party's performance or failure to perform any term or condition of this MOU, or to bring an action for the breach of this MOU.

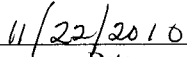
8. **Signatures.** In witness whereof, the parties to this MOU through their duly authorized representatives have executed this MOU on the days and dates set out below, and certify that they have read, understood, and agreed to the terms and conditions of this MOU as set forth herein.

The effective date of this MOU is the date of the signature last affixed to this page.

Paris Junior College



Dr. Pamela Anglin, President

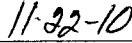


Date

Hunt County Sheriff's Office

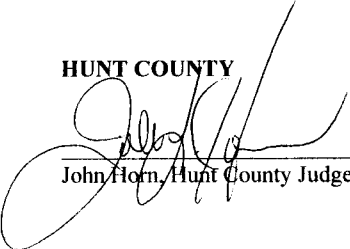


Randy Meeks, Hunt County Sheriff



Date

HUNT COUNTY



John Horn, Hunt County Judge



Date

11-11-10

Judge Horn,

Please review and sign, per the Commissioner's Court vote on August 23, 2010.

If you will let me know when this is completed, I will obtain the final signatures and return a fully executed copy to you.

Thanks,

John S. Spradling

A handwritten signature in black ink, appearing to read 'JS Spradling', with a stylized flourish at the end.

Vice President of Workforce Education

Paris Junior College

2400 Clarksville Street

Paris, TX 75460

(v) 903-782-0381

(f) 903-782-0387

jspradling@parisjc.edu

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TEXAS 1033 SURPLUS PROPERTY PROGRAM
RELEASE OF LIABILITY

AGENCY: Hunt County Constable Pct.4,

Quinlan, Texas
City / County

The Texas Law Enforcement Agency (LEA) designated above acknowledges receipt of excess property from the Department of Defense pursuant to Section 1033 of the National Defense Authorization Act for Federal Fiscal Year 1997 (the "Act"). Such excess property transferred pursuant to the Act may include small arms and ammunition (hereinafter referred collectively as the "Transferred Property").

The LEA acknowledges that the Transferred Property is considered excess to the needs of the Department of Defense and that the Transferred Property may be in any condition from new to unserviceable. The LEA acknowledges that there may be hazards associated with the use of the Transferred Property, which could cause damage to property and serious injury or death. The term "use" with respect to the Transferred Property is acknowledged to include, but is not limited to, active deployment, passive transportation, and mere possession. The LEA agrees to provide appropriate or adequate training to any person who may use the property. The LEA agrees that it IS NOT the responsibility of the Department of Defense, the State of Texas or the Texas Joint Military Forces to provide appropriate or adequate training to any person using the Transferred Property.

The Department of Defense, the State of Texas nor the Texas Joint Military Forces assumes any liability for damages or injuries to any person or property arising from the use the Transferred Property. By signing this agreement, the LEA agrees to be solely responsible for any and all suits, actions, demands or claims of any nature arising from the use of the Transferred Property. The LEA agrees to maintain, at its expense, adequate liability and property damage insurance and workman's compensation insurance to cover any such claims.

The LEA accepts Transferred Property "as is" with no warranty of any kind. The Department of Defense, the State of Texas nor the Texas Joint Military Forces make any claims or warranties, expressed or implied, concerning the Transferred Property, including but not limited to warranty of fitness for a particular purpose.

The LEA acknowledges that any item of the Transferred Property meeting the definition of "machine gun" found in 26 U.S. C. 584(b)* must be registered with the Bureau of Alcohol, Tobacco, and Firearms (BATF) with an ATF Form-10 (Application for Registration of Firearm Acquired by Certain Governmental Entities). Upon receipt of a properly executed Form-10, ATF will accept the registration of the machine gun and notify the LEA. Any machine gun registered in this manner is restricted for law enforcement use only. The LEA agrees to provide the State Coordinator's Office a copy of an approved Form-10 for each machine gun that is part of any Transferred Property received. The LEA must execute a separate transfer agreement with the United States Army, through the 1033 Program, for any small arms/weapons.

The LEA acknowledges that it is solely responsible for any and all costs associated with the transferred Property, including but not limited to, packing, crating, handling, transportation, repossession, and disposal.

The LEA acknowledges that Transferred Property may be disposed of only with written approval from the State Coordinator's Office and in accordance with local, state, federal laws, and the regulations and guidelines of the 1033 Program prescribed by the Law Enforcement Support Office. The LEA specifically acknowledges that the preceding rule includes, but is not limited to the transfer, destruction or abandonment of any Transferred Property constituting small arms/weapons and weapons parts.

Subject to the conditions set forth herein, title to the Transferred Property is assumed by the LEA upon written acceptance hereof from the LEA.

By signing below, the Agency Chief Executive Official and the Authorized Official acknowledge and understand all previously stated guidelines and conditions.

AGENCY CHIEF EXECUTIVE OFFICIAL¹:

Kent E. Layton
Signature

11/12/2010
Date

Kent E. Layton/Constable Pct.4
Name / Title

AUTHORIZED OFFICIAL²:

John Horn
Signature
John Horn/Hunt County Judge
Name / Title

11/22/2010
Date

* The National Firearms Act, 26 U.S.C. section 5801 et seq., defines a firearm to include machine gun. 26 U.S.C. Section 5845(a)(6). That same act, defines a machinegun as follows:

The term "machine gun" means any weapon which shoots, is designed to shoot, or can be readily restored to shoot, automatically more than one shot, without manual reloading, by a single function of the trigger. The term shall also include the frame or receiver of any such weapon, any combination of parts designed and intended, for use in converting a weapon into a machine gun, and any combination of parts from which a machine gun can be assembled if such parts are in the possession or under the control of a person.

¹ Agency Chief Executive Official – Chief of Police or County Sheriff.
² Authorized Official – County Judge, Mayor, or City Manager/Administrator, University/College President or Director.

STATE OF TEXAS 1033 PROGRAM PLANS, POLICIES AND PROCEDURES

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 [Handwritten initials and signature]

PURPOSE:

The purpose of this document is to set forth the terms and conditions which will be binding on the parties with respect to excess Department of Defense (DOD) personal property which is transferred pursuant to 10 U.S.C. §2576a and to promote the efficient and expeditious transfer of the property.

AUTHORITY:

The Secretary of Defense is authorized by 10 U.S.C. §2576a to transfer to Federal and State Agencies, personal property that is excess to the needs of the DOD and that the Secretary determines is suitable to be used by such agencies in law enforcement activities, with emphasis on counterdrug/counterterrorism activities, under such terms prescribed by the Secretary. The authorities granted to the Secretary of Defense have been delegated to the Defense Logistics Agency (DLA).

STAFFING AND FACILITIES:

By authority of the State Governor, the Joint Counterdrug Task Force Commander is the Texas 1033 Program State Coordinator. The State Coordinator appoints the State Points of Contact (SPOCs) to administer the daily operation of the 1033 Program.

TERMS AND CONDITIONS:

- **Law Enforcement Agency (LEA) Eligibility Criteria:** Must be a "law enforcement activity" whose primary function is enforcement of applicable Federal, State and local laws as defined by the DLA regulation (this is referring to DLA Directive (DLAD) 4160.10 which will be superseded by the One Book) and whose compensated officers have powers of arrest and apprehension.
- **How to Enroll in the State 1033 Program:** LEA must request enrollment via their State Coordinator. LEAs must provide a completed application packet to their State Coordinator. NOTE: Upon request of the Law Enforcement Support Office (LESO), a mission statement will need to be provided along with the datasheet. If the enrollment request is approved by the State Coordinator, it will be forwarded to the LESO. If approved by LESO, the State Coordinator will be contacted and provided with a LEA screener's authorization memo (Authorization Letter for Property Screening and Receiving). Once enrolled, the LEA must acknowledge receipt of the memorandum of understanding (MOU) with the State Coordinator agreeing to the terms and conditions of the 1033 Program. As soon as an agency is properly enrolled, automations screening may be conducted through the Defense Reutilization and Marketing Office (DRMO) website. The State Coordinator's office must provide the LEA with their login identification number for this application.
- **LEA Screener Criteria:** Must be full-time and/or part-time, sworn and/or non-sworn officers assigned to the LEA performing this duty. LEAs are allowed a maximum of four (4) screeners

per agency. A maximum of two (2) of the authorized screeners may physically screen at any DRMO at one time.

- **Identification/Acquisition/Transportation of Property:** LEAs find needed property electronically through the Defense Reutilization and Marketing Service (DRMS) website: www.drms.dla.mil or by physically visiting the nearest DRMO. Once property has been identified, LEAs submit a manual or electronic DRMS Form 103 to the State Coordinator. The State Coordinator approves/disapproves the request. If approved, it is sent to the LESO. If approved it goes to Military Standard Requisitioning and Issue Procedures (MILSTRIP) or a manual DD Form 1348 is sent to the State Coordinator. It is the responsibility of the State/LEA to transport requested property from the DRMOs to their location. DLA will not fund the transportation cost.
- **Storage of Property:** Unless the State is authorized as a distribution center, it will be the gaining LEA responsibility to store property received through the 1033 Program. Distribution centers should only hold property for their specific customers not more than 90 days. After that date, disposition should be requested, in writing, from the LESO, via their State Coordinator.
- **Distribution of Property:** LESO will approve property request in the following priority: counterdrug/counterterrorism and then any other law enforcement activities.
- **Security of Property:** It is the responsibility of the gaining State/LEA to safeguard all property received through the 1033 Program. Should any property become lost due to theft, destruction or unauthorized sale/disposal, this information must be forwarded to the State Coordinator within seven (7) working days after the incident. The State Coordinator will contact the LESO for additional guidance.
- **Accountability of Property:** Each LEA and the State must maintain records for all property acquired through the 1033 Program. These records must provide an "audit trail" for individual items of property from receipt to distribution. These documents include but are not limited to the following: DRMS Form 103 with all justifications or printouts of automated requests, DD Form 1348 (receipt and turn-in), all disposal and transfer paperwork, approved Bureau of Alcohol, Tobacco and Firearms (ATF) Form 10s, Certificate of Aircraft Registration (AC Form 8050-3), Aircraft Registration Application (AC-Form 8050-1), and any pertinent paperwork through the LESO. The records maintained must also satisfy any and all pertinent requirements under its applicable State statutes and regulations for the program and this property.
- **Establish Inactive File:** As of October 1, 2003, the LESO will institute a five (5) year file retention policy. This policy will state that LESO will maintain active files for two (2) years and inactive files for three (3) years. After five years, the files are destroyed with the exception of DEMIL code B through Q, sensitive items and \$20,000 or more high dollar items.
- **Utilization of Property:** Property received through the 1033 Program must be placed into use within one (1) year of receipt and utilized for a minimum of one (1) year, unless the condition renders it unusable. If property is not placed in use within one (1) year of receipt, it must be

transferred to another authorized agency, or returned to a DRMO. Property returns/turn-ins must be coordinated through the applicable State Coordinator and LESO.

- **State Compliance Reviews:** The State Points of Contact will inspect *at a minimum* 10% of the active agencies to ensure property accountability and proper use of equipment. All law enforcement agencies maintaining sensitive property will submit a written accountability statement detailing property type and serial numbers on the anniversary date of their Authorization Letter for the program.
- **Transfer of Property:** LEAs must coordinate, in writing, transfer of 1033 property through their State Coordinator. The State Coordinator will request final approval from the LESO. Property may be transferred within the State or between States as long as it is properly coordinated with the State Coordinator and LESO. If approved a “LESO transfer approval memo” will be sent to the State Coordinator. For more information regarding these items, view the following links:

Defense Demilitarization and Trade Security Controls (TSC) Program

www.dodmil.osd.mil

Military Critical Technologies List

www.defsec.mil/mctl

Critical Federal Supply Class (FSC) and Buzz words

www.drms.dla.mil/drms/internal/demil/CriticalBuzzKeyPt.pdf

Flight Safety Critical Aircraft Parts (FSCAP)

www.draus.dla.mil/draus/internal/demil/FSCAP.pdf

- **Disposal of Property:** LEAs must request approval, in writing, from their State Coordinator before any 1033 property is disposed. The State Coordinator will request final approval from the LESO. If approved a “LESO disposal approval memo” will be sent to the State Coordinator. Only DEMIL codes A, B and Q may be approved for disposal. Items with DEMIL codes of C, D, E, F, G and P must be transferred to an authorized agency or must be returned to a DRMO when no longer needed. Costs incurred for transfers, disposals or turn-ins will be borne by the State/LEA.
 - **DEMIL code A:** does not require demilitarization and may be disposed after obtaining State Coordinator and LESO approval.
 - **DEMIL code B:** does not require demilitarization and may be disposed or returned to a DRMO. If disposed, it must be in accordance with TSC (see DOD 4160.21-M, Defense Material Disposition Manual; DOD 4160.21-M-1, Defense Demilitarization Manual; DRMS-1 4160.14, Volume VII).
 - **DEMIL code Q:** does not require demilitarization and may be disposed or returned to a DRMO. If disposed, it must be in accordance with Commerce Control List Items (CCLI) disposition requirements (see DOD 4160.21-M, Defense Material Disposition

Manual; DOD 4160.21-M-1, Defense Demilitarization Manual; DRMS-I 4160.14, Volume VII).

- Specific Requirements for disposal of Munitions Lists Items (MLI)/CCLI (DEMIL codes B and Q) excerpt from DOD 4160.21-M:
 - Before disposing of MLI/CCLI property, Federal and State agencies must consider the export control requirements as promulgated by the Department of State, Department of Commerce and the Treasury Department, as applicable. Disposal methods shall ensure that appropriate safeguard requirements are in place prior to disposal. These will include, but are not limited to:
 - Notification of export control requirements to the end-user;
 - Exclusion of individuals, entities or countries who are excluded from Federal programs by the General Services Administration (GSA);
 - Exclusion if delinquent on obligations to the U.S. Government or are debarred or suspended from DOD contracts;
 - Exclusion if currently suspended for TSC violations;
 - Exclusion if subject to denial, debarment or other sanctions under public law.
- **DEMIL codes C, D, E, F, G and P:** require demilitarization and must be returned to a DRMO. The State Coordinator must obtain the LESOs approval for equipment returns.
 - LESO will provide turn-in documentation (DD Form 1348-1A). With few exceptions, the State/LEA will be asked to coordinate the turn-in with a local DRMO. The State/LEA informs LESO which DRMO has agreed to accept the turn-in. LESO will then provide turn-in documentation to the accepting DRMO. Upon receipt of the turn-in documentation, the LEA must return the property to the specified DRMO. The DRMO personnel receiving the materials will sign the turn-in document and give the LEA a copy of the signed receipt paperwork. This receipt paperwork must be maintained in the LEA's files and a copy of the receipt must be forwarded to the State Coordinator for their files. (see DOD 4160.21-M, Defense Material Disposition Manual; DOD 4160.21-M-1, Defense Demilitarization Manual; DRMS-I 4160.14, Volume VII for DEMIL rules).
- **Training:** The State Coordinator, State Points of Contact and LEAs should be trained/familiar with guidance on the following websites:

ABCs of DEMIL

www.hr.dla.mil/dtc/coursecatalog/PD/abcdmil.htm (knowledge of demilitarization codes)

DLA Operations
www.dla.mil (DLA handbook)

LESO Operations
www.dla.mil/j-3/leso (1033 Program/Automation training guides)

DRMS Operations
www.drms.dla.mil (automation requisitioning process/procedures)

THE STATE WILL:

- a. Receive applications for participation in this program from its law enforcement activities and validate with signature, their law enforcement mission prior to forwarding to LESO for approval as an authorized LEA. Once the approval process is completed and the agency is loaded in the DRMS automated requisitioning system, provide enrolled LEAs with their LEA ID number so they may request materials on-line.
- b. Forward requests to LESO for excess property that is necessary to meet requirements for LEA efforts. Assure the recipient LEA is identified on all requisitions.
- c. Be responsible for the transfer and/or allocation of property to qualified LEAs.
- d. Assure the LEAs agree to maintain, at no expense to the U.S. Government, adequate liability and property damage insurance coverage and workmen's compensation insurance to cover any claims.
- e. Control and maintain accurate records on all property obtained under this plan. These records must provide an "audit trail" for individual items of property from receipt to distribution. These documents include but are not limited to the following: DRMS Form 103 with all justifications or printouts of automated requests, DD Form 1348 (receipt and turn-in), all disposal and transfer paperwork, approved ATF Form 10s, Certificate of Aircraft Registration (AC Form 8050-3), Aircraft Registration Application (AC-Form 8050-1) and any pertinent paperwork through the LESO. The records maintained must also satisfy any and all pertinent requirements under its applicable State statutes and regulations for the program and this property.
- f. Enter into agreements with LEAs to assure they fully comply with the terms, conditions and limitations applicable to property transferred pursuant to this plan/program.
- g. Allow a maximum of four (4) screeners, full-time and/or part-time, sworn and/or non-sworn officers, per LEA performing this duty. The screeners must be named in a "letter of authorization/datasheet" provided to the LESO, to be updated as changes occur, or whenever LESO requests an update. A weapons point of contact (POC) fulltime officer

must be included on the “letter of authorization/datasheet” for any LEAs that have received or are requesting weapons. NOTE: A maximum of two (2) of the authorized screeners may physically screen at any DRMO at one time.

- h. Assure that all environmentally regulated property is handled, stored and disposed of in accordance with applicable Federal, State and local environmental laws and regulations.
- i. Assure that the following weapons are registered with the U.S. Treasury Department’s ATF: M14, M16, M21 and M79. The State and each LEA must comply with all applicable firearm laws and regulations. Report all stolen or unaccounted for weapons to DLA, LESO not later than seven (7) working days after it is discovered. The State Coordinator must provide a weapon POC on all LEA data sheets. All weapon transfers between LEAs must be approved by the LESO before it is completed. Maintain an approved copy of the ATF Form 10 for all M14, M16, M21 and M79 rifles issued to State/LEA.
- j. Identify to LESO each request that will be used in counterdrug/counterterrorism activities.
- k. Ensure LEAs are aware of their responsibilities in accordance with the Single Audit Act of 1984, as amended (31 U.S.C. 7501-7). Assist LEAs by providing information, as required, for audit submission. Assist LEAs by identifying which property oversight agency the audit information must be submitted to.
- l. Review and update State Plan of Operation annually (calendar year) or when the Governor-appointed State Coordinator changes or Governor changes. If there are no changes to the State Plan of Operation send a signed letter/email to the LESO indicating that the plan has been reviewed and no changes were necessary.
- m. Ensure all LEAs enrolled in the State 1033 Program maintain a current copy of the State Plan of Operation or MOU.
- n. Conduct periodic reviews of each LEA enrolled in the program, to include physical inventory/spot checks, of property received and any related records. Additionally, ensure LEAs are in compliance with applicable Memorandum of Agreement (MOA)/MOU and/or the State Plan of Operation. These reviews must be documented and maintained by the State Coordinator for future LESO compliance reviews.
- o. Obtain reconciliation reports from the LESO website and conduct monthly reconciliations on all items received and annual reconciliations for high dollar items (items valued over \$20,000) and Demil B-Q items between the State/LEA and LESO.
- p. Ensure serial/tail numbers are provided to LESO on items such as peacekeepers/armored personnel carriers (APCs), aircraft, night vision goggles (NVGs)/sights and weapons.

- q. Validate and certify LEA inventory reconciliation results electronically and forward them to LESO within 10 working days of the monthly or annual reconciliation process. Maintain a signed copy of all property reconciliation documentation received through the 1033 Program.
- r. Submit requests for property returns (turn-ins to a DRMO) to LESO. Note: Costs of shipping or repossession of the property by the U.S. Government will be borne by the LEA.
- s. Submit disposal, transfer and inventory adjustment requests to LESO.
- t. Contact the LESO in writing not later than 30 calendar days prior, to a State Coordinator change.
- u. All property transfers will cease if no current Governor's letter is on file; the State has not signed the MOA with DLA; the State Coordinator or POC does not validate all property requests and there is no State Plan of Operation on file.

THE LAW ENFORCEMENT AGENCY WILL:

- a. Submit applications for participation in this program to the State Coordinator for approval. Upon request from the State Coordinator or LESO provide a mission statement.
- b. Submit requests for property (electronically). Provide justification for all requisitions to the State Coordinator.
- c. Agrees to maintain, at no expense to the U.S. Government, adequate liability and property damage insurance coverage and workmen's compensation insurance to cover any claims.
- d. Control and maintain accurate records on all property obtained under this plan. These records must provide an "audit trail" for individual items of property from receipt to distribution. These documents include but are not limited to the following: DRMS Form 103 with all justifications or printouts of automated requests, DD Form 1348 (receipt and turn-in), all disposal and transfer paperwork, approved ATF Form 10s, Certificate of Aircraft Registration (AC Form 8050-3), Aircraft Registration Application (AC-Form 8050-1) and any pertinent paperwork through the LESO. The records maintained must also satisfy any and all pertinent requirements under its applicable State statutes and regulations for the program and this property.
- e. Comply with the terms, conditions and limitations applicable to property transferred pursuant to this plan/program.
- f. Allow a maximum of four (4) screeners, full-time and/or part-time, sworn and/or non-sworn officers, per LEA performing this duty. The screeners must be named in a "letter of authorization/datasheet" provided to the LESO, to be updated as changes occur, or

whenever LESO requests an update. A weapons POC fulltime officer must be included on the "letter of authorization/datasheet" for any LEAs that have received or are requesting weapons. NOTE: A maximum of two (2) of the authorized screeners may physically screen at any DRMO at one time. Appoint a Property Accountable Officer responsible for approving/disapproving all property requests and maintaining all records for property received that are accountable.

- g. Assure that all environmentally regulated property handled, stored and disposed of in accordance with applicable Federal, State and local environmental laws and regulations.
- h. Assure that the following weapons are registered with the U.S. Treasury Department's ATF: M14, M16, M21 and M79. Recipients must comply with all applicable firearm laws and regulations. Report all stolen or unaccounted for weapons to LESO through the State Coordinator not later than seven (7) working days after the incident has occurred. The LEA must provide a weapon POC on all data sheets. All weapon transfers between LEAs must be approved by the LESO before it is completed. LEA must maintain an approved copy of the ATF Form 10 for all M14, M16, M21 and M79 rifles received.
- i. Identify to LESO each request that will be used in counterdrug/counterterrorism activities.
- j. LEAs enrolled in the State 1033 Program must maintain a copy of the State Plan of Operation or MOU.
- k. LEAs must be aware of their responsibilities under the Single Audit Act of 1984, as amended (31 U.S.C. 7501-7).
- l. Conduct periodic reviews to include physical inventory/spot checks of actual property and related records. Ensure compliance with applicable MOA/MOU and/or the State Plan of Operation.
- m. Obtain reconciliation reports from the State Coordinator and conduct monthly and annual reconciliations. Provide reconciliation results to the State Coordinator.
- n. Ensure serial/tail numbers are provided to the State Coordinator on items such as peacekeepers/APCs, aircraft, NVGs/sights and weapons.
- o. Conduct inventory reconciliations and provide inventory reconciliation results electronically to the State Coordinator within 10 working days of the monthly or annual reconciliation process. Maintain a signed copy of all property reconciliation documentation received through the 1033 Program.
- p. Submit requests for property returns (turn-ins to a DRMO) to the State Coordinator. Note: Costs of shipping or repossession of the property by the U.S. Government will be borne by the LEA.
- q. Submit disposal, transfer and inventory adjustment requests to the State Coordinator.

- r. Contact the State Coordinator, in writing, not later than 30 days prior, when property accountable officer changes.

TERMINATION CRITERIA: An LEA may be terminated from the program *either temporarily or permanently* by the State Coordinator for failure to comply with any policy governing the program. A termination notice will be provided via certified mail from the State Coordinator's office.

IN WITNESS THEREOF, the parties hereto have executed this agreement as of the last date written below.

Mike Simpson
Assistant Director
Law Enforcement Support
Texas 1033 State Coordinator

AGENCY NAME:

Hunt County Constable Pct.4

AGENCY CHIEF EXECUTIVE OFFICIAL:

Kent E. Layton
Signature

Kent E. Layton/ Constable Pct.4
Name / Title

11-12-2010
Date

**LAW ENFORCEMENT AGENCY (LEA)
APPLICATION FOR PARTICIPATION**

68LEA6
10 NOV 22 AM 10:55

*This application must be updated and resubmitted within 30 days of any changes or on an annual basis

NEW UPDATE AGENCY ID (Update Only) TX1161000
AGENCY: Hunt County Constable Precinct 4 DATE: 11-12-2010
ADDRESS (No P.O. Box): 108 E. Main St.
CITY: Quinlan STATE: Texas
ZIP: 75474 EMAIL: klayton@huntcounty.net
PHONE: 903-356-4543 FAX: 903-356-5933

NUMBER OF OFFICERS WITH ARREST AND APPREHENSION AUTHORITY

FULL-TIME: 2 PART-TIME: RESERVE: 1

SCREENER(S) POC: MUST HAVE AT LEAST ONE

*MAIN POC: Designated POC for calls and emails on 1033 Program requests and property pickup

SCREENER/MAIN POC: Kent E. Layton / klayton@huntcounty.net
SCREENER/POC #2: _____
SCREENER/POC #3: _____
SCREENER/POC #4: _____
WEAPON POC (Optional): _____
AIRCRAFT POC(Optional): _____

INVENTORY CHECK

Does the Agency currently have any equipment from the 1208/1033 Program? YES NO
WEAPONS: YES NO AIRCRAFT: YES NO WATERCRAFT: YES NO
TACTICAL VEHICLES: YES NO OTHER CONTROLLED PROPERTY: YES NO DEMIL A. (LESS THAN A YEAR OLD): YES NO

***By signing this application, the Chief Executive Official/Head of Agency (Local Field Office) is aware of 1208/1033 Property currently in the possession of their department.**

*Upon acceptance into the 1033 Program, I understand that I have 30 days to familiarize myself with the State Plan of Operation and all 1033 Program guidance that is provided by the State Coordinator and that by signing, I certify that all information contained above is valid and accurate.

**CHIEF EXECUTIVE OFFICIAL/
HEAD OF LOCAL AGENCY**

Kent E. Layton
PRINTED NAME

SIGNATURE

PRINTED NAME

SIGNATURE

**STATE COORDINATOR:
(NOT REQUIRED FOR FEDERAL)**

PRINTED NAME

SIGNATURE



TEXAS 1033 SURPLUS PROPERTY PROGRAM SUPPLEMENTAL DATA SHEET

Date: 11/12/2010

Agency: Hunt County Constable Pct.4

Phone: (903) 356-4543 Alternate Phone: (903) 356-6603

Fax: (903) 356-5933

Website (if applicable): _____

Screener #1: Constable Pct.4/Kent E. Layton/ klayton@huntcounty.net
RANK / NAME / E-MAIL ADDRESS

Screener #2: _____
RANK / NAME / E-MAIL ADDRESS

Screener #3: _____
RANK / NAME / E-MAIL ADDRESS

Screener #4: _____
RANK / NAME / E-MAIL ADDRESS

Weapons Officer: _____
RANK / NAME / E-MAIL ADDRESS

18 NOV 22 AM 10:55
HUNT COUNTY, TEXAS
PROPERTY

AGENCY CHIEF EXECUTIVE OFFICIAL¹

Signature: _____

Name: Kent E. Layton

Title: Hunt County Constable Pct.4

Email: klayton@huntcounty.net

AUTHORIZED OFFICIAL²

Signature: _____

Name: John Horn

Title: Hunt County Judge

Email: jhorn@huntcounty.net

¹ Agency Chief Executive Official – Chief of Police or County Sheriff.

² Authorized Official – County Judge, Mayor, or City Manager/Administrator, University/College President or Director.

CONTINUING EDUCATION HOURS DOCUMENTATION FORM
 Texas Public Purchasing Association Fall Conference
 LBJL, Dallas, November 3-5, 2010

491

Please print:

Name: Harvey L. Johnson Warrant County
 Business Address: 4501 Leland Street
 City/State/Zip: Waxahatchee, TX 75167
 Telephone: 972-445-0913 e-mail: hljohnson@warrantcounty.net

Session Name	Time	Max. Credit Hrs.	Hours Earned
Wednesday, November 3, 2010			
Legislative Update	1:00-2:15	1.25	<u>1.25</u>
Rolling from the Street Side	2:15-3:30	1.25	<u>1.25</u>
Laughter is Lawful	3:45-5:00	1.25	<u>1.25</u>
Thursday, November 4, 2010			
Unified Procurement Code	8:30-9:45	1.25	<u>1.25</u>
Media Relations	10:00-11:00	1.00	<u>1.00</u>
PPI vs. CFI	10:00-11:00	1.00	<u>1.00</u>
Professional Services	11:00-12:00	1.00	<u>1.00</u>
Fleet Manager	11:00-12:00	1.00	<u>1.00</u>
General Session- Current Hot Topics	12:00-1:30	1.50	<u>1.50</u>
Achievement in Procurement Excellence	1:30-2:30	1.00	<u>1.00</u>
Fraud in Public Purchasing	1:30-2:30	1.00	<u>1.00</u>
Emotional Intelligence	2:45-5:00	2.25	<u>2.25</u>
Friday, November 5, 2010			
ABC's of Success - Attitude by Choice	10:15-12:00	1.75	<u>1.75</u>
Total Credit Hours Claimed:			<u>13.00</u>

MPPOC gives one point per every aggregate eight hours of attendance for recertification and the actual number of hours for initial certification.
 ISM - Participants who successfully complete this program will receive hours of continuing education. They may be applied toward ISM CPSM, C.P.M. and/or A.P.P. certifications or recertifications.
 CEU credits - 16 continuing education contact hours are certified by the LBJ School of Business.
 These hours may be used for State of Texas certification.
 TASBO pre-approved provider # 351

AT THE END OF THE CONFERENCE BRING YOUR COMPLETED FORM TO THE REGISTRATION DESK.
 A TXPPA OFFICIAL WILL SIGN. IT IS YOUR RESPONSIBILITY TO KEEP THIS FORM UNTIL YOU
 RE-CERTIFY OR RE-CERTIFY.

Harvey L. Johnson
 TXPPA Official

11/5/10
 Date

Please print:

Name: Michael A. ... Agency: Alamo ...
 Business Address: 252 ...
 City/State/Zip: ...
 Telephone: ... e-mail: ...

Session Name	Time	Max. Credit Hrs	Hours Earned
Wednesday, November 3, 2010			
Legislative Update	1:30-2:15	0.75	<u>0.75</u>
Rolling from the Street Side	2:15-3:30	1.25	<u>1.25</u>
Legals Is Lawful	3:45-5:00	1.25	<u>1.25</u>
Thursday, November 4, 2010			
Unified Procurement Code	8:30-9:45	1.25	1.25
Media Relations	10:00-11:00	1.00	<u>1.0</u>
PPI's - CPI	10:00-11:00	1.00	1.00
Professional Services	11:00-12:00	1.00	<u>1.0</u>
Fleet Manager	11:00-12:00	1.00	1.00
General Session: Current Hot Topics	12:00-1:30	1.50	<u>1.5</u>
Achievement in Procurement Excellence	1:30-2:30	1.00	1.00
Fraud in Public Purchasing	1:30-2:30	1.00	<u>1.0</u>
Emotional Intelligence	2:45-5:00	2.25	<u>2.25</u>
Friday, November 5, 2010			
ABC's of Success - Attitude by Choice	10:15-12:00	1.75	<u>1.75</u>
		Total Credit Hours Claimed:	13.00 <u>13.00</u>

UPPRO gives one point per every aggregate eight hours of attendance for recertification and the actual number of hours for initial certification.
 ISM - Participants who successfully complete this program will receive hours of continuing education. They may be applied toward ISM, CPM, C.P.M.,
 and/or A.P.P. certifications or reaccreditations.
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AT THE END OF THE CONFERENCE BRING YOUR COMPLETED FORM TO THE REGISTRATION DESK.
 A TXPPA OFFICIAL WILL SIGN. IT IS YOUR RESPONSIBILITY TO KEEP THIS FORM UNTIL YOU
 CERTIFY OR RE-CERTIFY.

Michael A. ...
 TXPPA Official

11/5/10
 Date

CERTIFICATE OF PARTICIPATION

The V. G. Young Institute of County Government

Awards This Certificate To

Ralph Green


For Successfully Completing 8 Hours of Educational Training

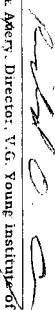
During the

38th Annual County Judges and Commissioners Association of Texas
Conference

October 4-7, 2010

Waco, Texas


Ed Smith, Director, Texas AgrLife Extension Service


Ruel Amery, Director, V. G. Young Institute of County Government


President, County Judges and Commissioners Association of Texas



AGRICULTURAL EXTENSION

1906-1916 (100th)

This education program was co-sponsored by the
Agricultural Leadership Educator and Communications Department at Texas A&M University

CERTIFICATE OF PARTICIPATION

The V.G. Young Institute of County Government

Awards This Certificate To

Kenneth D. Thornton

For Successfully Completing 2 Hours of Educational Training

During the

88th Annual County Judges and Commissioners Association of Texas

Conference

October 4-7, 2010
Waco, Texas

FILED FOR RECORD
at 10 o'clock
NOV 2 2010
by [Signature]

Edward S. Smith
Ed Smith, Director, Texas Agrilife Extension Service

Rick Meyers
Rick Meyers, Director, V.G. Young Institute of County Government

[Signature]
President, County Judges and Commissioners Association of Texas

AGRI LIFE EXTENSION
Texas A&M System



This education program was co-sponsored by the
Agricultural Leadership, Education and Communications Department at Texas A&M University

CERTIFICATE OF PARTICIPATION

The V.G. Young Institute of County Government

Awards This Certificate To

Larry Middlebrooks

For Successfully Completing 11 Hours of Educational Training

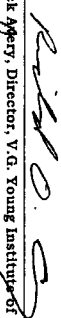
During the

88th Annual County Judges and Commissioners Association of Texas
Conference

October 4-7, 2010
Waco, Texas

#11,763
FILED FOR RECORD
at 11:05 o'clock
NOV 22 2010
By: [Signature]
COUNTY CLERK


Ed Smith, Director, Texas Agrilife Extension Service


Rick Meyers, Director, V.G. Young Institute of County Government


President, County Judges and Commissioners Association of Texas


Agrilife EXTENSION
Texas A&M System


V.G. YOUNG
Institute of
County
Government

This education program was co-sponsored by the
Agricultural Leadership, Education and Communications Department at Texas A&M University

CERTIFICATE OF PARTICIPATION

The V.G. Young Institute of County Government

Awards This Certificate To

Jim Latham

For Successfully Completing 9 Hours of Educational Training

During the

88th Annual County Judges and Commissioners Association of Texas

Conference

October 4-7, 2010

Waco, Texas

1149664

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at 11:00 o'clock A.M.
NOV 22 2010

By: *[Signature]*
COUNTY CLERK
WACO, TEXAS

[Signature]
Ed Smith, Director, Texas Agrilife Extension Service

[Signature]
Rick Amery, Director, V.G. Young Institute of County Government

[Signature]
President, County Judges and Commissioners Association of Texas


AGRI LIFE EXTENSION
Texas A&M System


V.G. YOUNG
Institute of
County
Government

This education program was co-sponsored by the
Agricultural Leadership, Education and Communications Department at Texas A&M University

11,765
497

JUDICIAL EDUCATION RECORD

Fiscal Year Reporting Period 9/1/2010 - 8/31/2011

Honorable John Horn
Judge
Hunt County
PO Box 1097
Greenville, TX 75403-1097
Phone: (903) 408-4146
Fax: (903) 408-4299

Id: 215841
Term: 1/1/2007 - 12/31/2010

FILED FOR RECORD
at 11:00 o'clock **PM**
NOV 22 2010
BY CLERK LINDA BLOOM

Date	Description	Earned Hours
9/1/2010	Excess hours carried from 2010	16.00

You have met your education requirement for this reporting period.

Judicial Education Requirements

Experienced judges are required to obtain 16.0 hours of approved judicial education for each fiscal year reporting period.

Judicial Education Questions

If you have questions pertaining to your judicial education records, please contact Joyce Francis at 800-456-5974.

Print Date: 10/05/2010

