

## MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (MOU) between the Administrative Office of the Courts ("AOC") and Department of Public Safety-New Mexico State Police ("DPS-NMSP") is entered into effective July 1, 2012.

Whereas, the AOC has received federal funds through the Bureau of Justice (BJA) for Federal Fiscal Year 2012 to apply towards the operating costs of the Santa Fe County Magistrate DWI / Drug Court Program in Santa Fe ("the Program"), and whereas, the AOC wishes to transfer a specific portion of those funds to DPS-NMSP for any overtime incurred as a result of participation in the Program, the parties agree as follows:

1. The DPS-NMSP shall provide any officer to report to the Santa Fe County Magistrate DWI/Drug Court for the purposes of conducting home visits for participants which have been accepted into the Program.
2. This Memorandum of Understanding will be effective July 1, 2012 and will terminate June 30, 2013.
3. This Memorandum of Understanding may be amended at any time by written agreement of the parties.
4. The AOC shall reimburse the DPS-NMSP for any overtime incurred as a result of participation in the DWI Drug Court Program in an amount not to exceed eight thousand (\$8,000.00) dollars inclusive of gross receipt tax. The DPS-NMSP shall provide the AOC with a written statement of expenses on a monthly basis for services provided at the overtime rate per hour plus gross receipts tax paid by the DPS-NMSP. Documentation of actual work performed will accompany written statement of expenditures of funds. The AOC will reimburse the DPS-NMSP upon receipt of the monthly written statement.
5. The terms of this MOU are contingent upon sufficient funds and authorization being made by BJA for the performance of this MOU. If sufficient funds and authorization are not made by BJA, this MOU shall terminate immediately upon written notice being given by the AOC to DPS-NMSP. The AOC's decision as to whether sufficient funds are available shall be accepted by the DPS-NMSP and shall be final.

### **ADMINISTRATIVE OFFICE OF THE COURTS**

By: \_\_\_\_\_  
Arthur W. Pepin, Director

\_\_\_\_\_  
Date

Approved: \_\_\_\_\_  
Fern Goodman, General Counsel

\_\_\_\_\_  
Date

**DPS-NMSP**

By: \_\_\_\_\_  
Gordon Eden, Secretary

\_\_\_\_\_  
Date

By: \_\_\_\_\_  
John Wheeler, Chief Counsel

\_\_\_\_\_  
Date