



**THE ATTORNEY GENERAL
OF TEXAS**

March 16, 1989

**JIM MATTOX
ATTORNEY GENERAL**

Mr. Jack Crump
Acting Executive Director
Texas Commission on Jail
Standards
P. O. Box 12985
Austin, Texas 78711

LO-89-24

Dear Mr. Crump:

In Letter Opinion 89-22, issued on March 10, 1989, we said that a contract entered into between the Reeves County Commissioners Court and a private vendor to operate the Reeves County Law Enforcement Center would be invalid because of the prohibition of article 5115d(h), V.T.C.S., which bars the conversion of a "facility" into a "correctional facility" under certain conditions.

We have subsequently been furnished a number of amendments to the proposed "professional management agreement," which amendments became effective on January 1, 1989, and which purport to alter the previous contract of August 29, 1988. The amendments make a series of changes in the contract which was considered in Letter Opinion 89-22. As a result, our conclusion in that opinion should not be regarded as definitive. Pending a review of the amendments to the professional management agreement and such other material as may be provided by the parties, Letter Opinion 89-22 should be considered inoperative.

Yours very truly,

A handwritten signature in cursive script that reads "Rick Gilpin".

Rick Gilpin
Chairman
Opinion Committee

Yours very truly,

A handwritten signature in cursive script that reads "Sarah Woelk".

Sarah Woelk, Chief
Letter Opinion Section
Opinion Committee

RG/SW/lcd