

Bill No. CS for CS for SB 512

Amendment No.      Barcode 624264

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11 Senator Saunders moved the following amendment:

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13 **Senate Amendment (with title amendment)**

14 On page 4, line 9, through  
15 page 5, line 6, delete those lines

16  
17 and insert:

18 Section 7. Eligible activities.--Funds received or  
19 allocated pursuant to this act may be used to secure the legal  
20 rights of eligible clients relating to family law, juvenile  
21 law, entitlements to federal government benefits, projection  
22 from domestic violence, elder and child abuse, and immigration  
23 by providing legal assistance and education regarding legal  
24 rights and duties under the law.

25 Section 8. Accountability.--In any contract allocating  
26 funds pursuant to this act, the department shall ensure that  
27 funds received or allocated pursuant to this act are expended  
28 in a manner consistent with the terms and intent of this act  
29 and shall provide for an annual audit of such expenditures.

30 Section 9. State support.--Programs funded pursuant to  
31 this act are eligible for state support, including, but not

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1 limited to, access to the SUNCOM Network services. Accounts  
2 for SUNCOM services furnished to program-eligible entities  
3 shall be billed directly to the department, as program  
4 administrator, and paid with the funding provided.

5 Section 10. Conditional repeal.--If any of the  
6 limitations on the use of funds received or allocated under  
7 this act is found to violate the Constitution of the United  
8 States or the State Constitution or is otherwise found  
9 unenforceable:

10 (1) The entire act shall be null and void.

11 (2) All appropriations made for the purposes of this  
12 act and which are not expended are repealed.

13 (3) All unspent funds received by any entity pursuant  
14 to this act or the act appropriating funds for the purpose of  
15 this act shall be returned to the department for transfer to  
16 the State Treasury to the credit of the fund from which they  
17 were appropriated.

18 (4) No further funds appropriated for the purposes of  
19 this act shall be distributed or expended.

20 Section 11. Limitation of rights.--This act does not  
21 create a statutory right to counsel in any proceeding. This  
22 act does not create any statutory right accruing to any  
23 attorney.

24 Section 12. The sum of \$2 million is appropriated to  
25 the Department of Community Affairs to contract with a  
26 not-for-profit organization that provides statewide funding  
27 for civil legal assistance to the poor. The department shall  
28 retain \$100,000, and the organization shall receive \$80,000,  
29 for administrative costs. The remaining funds shall be used by  
30 the organization for civil legal assistance pilot projects in  
31 the following judicial circuits:

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1	<u>Fourth</u>	<u>\$240,000</u>
2	<u>Ninth</u>	<u>\$240,000</u>
3	<u>Eleventh</u>	<u>\$600,000</u>
4	<u>Twelfth</u>	<u>\$140,000</u>
5	<u>Thirteenth</u>	<u>\$280,000</u>
6	<u>Fourteenth</u>	<u>\$120,000</u>

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8 The funds shall only be used for legal education or assistance  
 9 in family law, juvenile law, entitlement to federal benefits,  
 10 protection from domestic violence, elder abuse, child abuse,  
 11 or immigration law. These funds may not be used in criminal or  
 12 postconviction relief matters; for lobbying activities; to sue  
 13 the state, its agencies, political subdivisions, or colleges  
 14 or universities; for class action suits; to provide legal  
 15 assistance with respect to noncriminal infractions pursuant to  
 16 chapter 316, chapter 318, chapter 320, or chapter 322; to  
 17 contest regulatory decisions of any municipal, county, or  
 18 state administrative or legislative body; or to file or assist  
 19 in the filing of private causes of action under federal or  
 20 state statutes relating to or arising out of employment or  
 21 terms or conditions of employment. The contracting  
 22 organization shall require pilot projects to provide data on  
 23 the number of clients served, the types of cases, the reasons  
 24 the cases were closed, the state dollars saved, and federal  
 25 dollars brought into the state because of the legal services  
 26 provided. The contracting organization shall provide to the  
 27 Department of Community Affairs, within 60 days after the  
 28 completion of the contract, a report on the legal services  
 29 provided, the state dollars saved, and the federal dollars  
 30 brought into the state.

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1 (Redesignate subsequent sections.)

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4 ===== T I T L E A M E N D M E N T =====

5 And the title is amended as follows:

6 On page 1, line 15, after the semicolon,

7

8 insert:

9 providing for conditional repeal; providing  
10 limitations on rights; providing an  
11 appropriation; providing for the distribution  
12 of the appropriation; providing limitations on  
13 the use of funds;

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