

Amendment No.

CHAMBER ACTION

Senate

House

1 Representative Seiler offered the following:

2
3 **Amendment (with title amendment)**

4 Remove lines 783-797 and insert:

5 (9) Conflict counsel shall be compensated in an amount and
6 by a method negotiated with the public defender. The primary
7 objective of any compensation plan shall be the delivery of
8 competent and effective representation to the client. In the
9 event that the delivery of competent and effective
10 representation, regardless of the degree of the offense or the
11 designation of the case as criminal or civil, involves unusual
12 or extraordinary circumstances that merit a fee in excess of the
13 amount agreed upon, and it is necessary and reasonable to pay
14 such fee in order to ensure competent and effective
15 representation, the public defender shall be authorized to pay
16 such fee in full, without regard to the fee originally

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17 contracted for. The unusual or extraordinary circumstances need
18 not be unforeseen. Extraordinary circumstances will not,
19 however, authorize the public defender to expend moneys in
20 excess of the total appropriations for indigent services
21 provided in the General Appropriations Act. ~~Private court-~~
22 ~~appointed counsel may not bill for~~

23

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

25 Remove line 32 and insert:
26 Appropriations Act; requiring that conflict counsel be
27 compensated in an amount and by a method negotiated
28 with the public defender; allowing for extraordinary
29 payment; limiting authorization for extraordinary
30 payment;