

Senate Amendment 5222

PAG LIN

1 1 Amend Senate File 2298 as follows:
1 2 #1. Page 167, by striking lines 10 through 15.
1 3 #2. Page 167, by inserting before line 16 the
1 4 following:
1 5 _____. Section 13B.4, subsection 2, Code
1 6 Supplement 2003, as amended by 2004 Iowa Acts, House
1 7 File 2138, section 1, if enacted, is amended to read
1 8 as follows:
1 9 2. The state public defender shall file a notice
1 10 with the clerk of the district court in each county
1 11 served by a public defender designating which public
1 12 defender office shall receive notice of appointment of
1 13 cases. The state public defender may also designate a
1 14 nonprofit organization which ~~contracts~~ has a contract
1 15 with the state public defender to provide legal
1 16 services to eligible indigent persons prior to the
1 17 effective date of this Act. Except as otherwise
1 18 provided, in each county in which the state public
1 19 defender files a designation, the state public
1 20 defender's designee shall be appointed by the court to
1 21 represent all eligible indigents, in all of the cases
1 22 and proceedings specified in the designation. The
1 23 appointment shall not be made if the state public
1 24 defender notifies the court that the public defender
1 25 designee will not provide legal representation in
1 26 certain cases as identified in the designation by the
1 27 state public defender.>
1 28 #3. By striking page 171, line 27, through page
1 29 172, line 9.
1 30 #4. Page 174, by inserting after line 34 the
1 31 following:
1 32 _____. STATE PUBLIC DEFENDER STUDY. The state
1 33 public defender in consultation with the indigent
1 34 defense advisory commission, the supreme court, the
1 35 Iowa state bar association, the Iowa association of
1 36 criminal defense lawyers, and other interested
1 37 organizations, shall study cost saving methods that
1 38 can be implemented to deliver legal representation to
1 39 indigent defendants in a more efficient manner. The
1 40 state public defender, in cooperation with the
1 41 entities consulted with, shall file a report with the
1 42 general assembly by December 15, 2004. The report
1 43 shall include recommendations for achieving
1 44 efficiencies in the delivery of indigent defense
1 45 services including but not limited to the advisability
1 46 of the state public defender entering into indigent
1 47 defense contracts for a predetermined fee in specific
1 48 types of cases.>
1 49 #5. Page 175, line 1, by inserting before the
1 50 figure <85.66> the following: <13B.4, subsection 2,>.
2 1 #6. Page 175, line 5, by inserting after the
2 2 figure <13B.4,> the following: .
2 3
2 4
2 5
2 6 _____
2 7 DAVID MILLER
2 8
2 9
2 10 _____
2 11 BRYAN J. SIEVERS
2 12 SF 2298.208 80
2 13 jm/sh