

FEB 9 1998
JUDICIARY

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HOUSE JOINT RESOLUTION 2003
By KREMER

Passed House, (p.533) Date <u>3/5/98</u>	Passed Senate, (p.903) Date <u>3/25/98</u>
Vote: Ayes <u>98</u> Nays <u>0</u>	Vote: Ayes <u>49</u> Nays <u>0</u>
Approved <u>April 6, 1998</u>	

HOUSE JOINT RESOLUTION

1 A Joint Resolution to approve the request by the state public
 2 defender to establish the Fort Dodge satellite public defender
 3 office as a separate public defender office.

4 WHEREAS, Iowa Code section 13B.8, subsection 1, paragraph "d",
 5 provides that before establishing or abolishing a local public
 6 defender office, the state public defender is to provide a
 7 written report detailing the reasons for the action to the
 8 General Assembly and obtain the approval of the General Assembly;
 9 and

10 WHEREAS, the state public defender has submitted such a report
 11 and request relating to the establishment of a separate public
 12 defender office in Fort Dodge; and

13 WHEREAS, the current Fort Dodge public defender office is a
 14 satellite office of the office of state public defender and has
 15 previously been a satellite office of the Nevada public defender
 16 office and of the Mason City public defender office; and

17 WHEREAS, the current Fort Dodge office is located too far from
 18 either Nevada or Mason City to provide effective supervision,
 19 resulting in the operation of the office without the benefit of a
 20 designated local supervisor; and

21 WHEREAS, the cost of the conversion of the satellite office to
 22 a separate public defender office is the difference in the
 23 salaries of a Public Defender II lead-worker and a Defender
 24 Supervisor I and sufficient funds exist in the budget to cover

HR 2003

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1 this difference; NOW THEREFORE,

2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 That the state public defender's request to establish the
2 Fort Dodge satellite public defender office as a separate
3 public defender office is approved.

4 EXPLANATION

5 This Joint Resolution conveys the approval of the General
6 Assembly of proposed action by the state public defender to
7 convert the Fort Dodge satellite public defender office into a
8 separate public defender office. Under Code section 13B.8,
9 the state public defender is required to provide a written
10 report detailing the reasons for establishing or abolishing a
11 local public defender office. The state public defender
12 submitted the required report which contained a request for
13 approval of the conversion of an existing satellite office in
14 Fort Dodge into a separate office. The request cited the
15 distance between that office and current separate offices as
16 creating difficulties in administration and the low cost per
17 case ratio as reasons in support of the request.

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HOUSE JOINT RESOLUTION 2003

H-8070

- 1 Amend House Joint Resolution 2003 as follows:
- 2 1. Page 1, line 2, by inserting after the word
- 3 "separate" the following: "local".
- 4 2. Title page, line 3, by inserting after the
- 5 word "separate" the following: "local".
- 6 3. Title page, line 11, by inserting after the
- 7 word "separate" the following: "local".
- 8 4. Title page, line 22, by inserting after the
- 9 word "separate" the following: "local".

By COMMITTEE ON JUDICIARY
LAMBERTI of Polk, Chairperson

H-8070 FILED FEBRUARY 18, 1998

Adopted

3/5/98

(p.533)

S. 3/5/98 Judiciary
S. 3/17/98 Do Pass

HOUSE JOINT RESOLUTION 2003
BY KREMER

(As Amended and Passed by the House, March 5, 1998)

New Language _____

Passed House, Date _____ Passed Senate, Date 3/25/98
Vote: Ayes _____ Nays _____ Vote: Ayes 49 Nays 0
Approved 4/6/98

HOUSE JOINT RESOLUTION

1 A Joint Resolution to approve the request by the state public
2 defender to establish the Fort Dodge satellite public defender
3 office as a separate local public defender office.

4 WHEREAS, Iowa Code section 13B.8, subsection 1, paragraph "d",
5 provides that before establishing or abolishing a local public
6 defender office, the state public defender is to provide a
7 written report detailing the reasons for the action to the
8 General Assembly and obtain the approval of the General Assembly;
9 and

10 WHEREAS, the state public defender has submitted such a report
11 and request relating to the establishment of a separate local
12 public defender office in Fort Dodge; and

13 WHEREAS, the current Fort Dodge public defender office is a
14 satellite office of the office of state public defender and has
15 previously been a satellite office of the Nevada public defender
16 office and of the Mason City public defender office; and

17 WHEREAS, the current Fort Dodge office is located too far from
18 either Nevada or Mason City to provide effective supervision,
19 resulting in the operation of the office without the benefit of a
20 designated local supervisor; and

21 WHEREAS, the cost of the conversion of the satellite office to

1 a separate local public defender office is the difference in the
2 salaries of a Public Defender II lead-worker and a Defender
3 Supervisor I and sufficient funds exist in the budget to cover
4 this difference; NOW THEREFORE,

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 That the state public defender's request to establish the
2 Fort Dodge satellite public defender office as a separate
3 local public defender office is approved.

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HOUSE JOINT RESOLUTION 2003

A JOINT RESOLUTION

TO APPROVE THE REQUEST BY THE STATE PUBLIC DEFENDER TO ESTABLISH THE FORT DODGE SATELLITE PUBLIC DEFENDER OFFICE AS A SEPARATE LOCAL PUBLIC DEFENDER OFFICE.

WHEREAS, Iowa Code section 13B.8, subsection 1, paragraph "d", provides that before establishing or abolishing a local public defender office, the state public defender is to provide a written report detailing the reasons for the action to the General Assembly and obtain the approval of the General Assembly; and

WHEREAS, the state public defender has submitted such a report and request relating to the establishment of a separate local public defender office in Fort Dodge; and

WHEREAS, the current Fort Dodge public defender office is a satellite office of the office of state public defender and has previously been a satellite office of the Nevada public defender office and of the Mason City public defender office; and

WHEREAS, the current Fort Dodge office is located too far from either Nevada or Mason City to provide effective supervision, resulting in the operation of the office without the benefit of a designated local supervisor; and

WHEREAS, the cost of the conversion of the satellite office to a separate local public defender office is the difference in the salaries of a Public Defender II lead-worker and a Defender Supervisor I and sufficient funds exist in the budget to cover this difference; NOW THEREFORE,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

That the state public defender's request to establish the Fort Dodge satellite public defender office as a separate local public defender office is approved.

RON J. CORBETT
Speaker of the House

MARY E. KRAMER
President of the Senate

I hereby certify that this resolution originated in the House and is known as House Joint Resolution 2003, Seventy-seventh General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Approved 4/6, 1998

TERRY E. BRANSTAD
Governor