

SENATE BILL 1071

E2
SB 646/15 – JPR

6lr3555
CF 6lr3589

By: **Senator Muse**

Introduced and read first time: February 19, 2016

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Office of the Public Defender – Caseload Standards**

3 FOR the purpose of providing that a certain defendant or party may not be provided a
4 certain representation by certain personnel of the Office of the Public Defender if the
5 representation would violate certain caseload standards; providing that, subject to
6 funding in the State budget, a certain defendant or party shall be represented by a
7 certain panel attorney; and generally relating to the Office of the Public Defender.

8 BY adding to

9 Article – Criminal Procedure

10 Section 16–204(c)

11 Annotated Code of Maryland

12 (2008 Replacement Volume and 2015 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
14 That the Laws of Maryland read as follows:

15 **Article – Criminal Procedure**

16 16–204.

17 **(C) (1) AN INDIGENT DEFENDANT OR PARTY MAY NOT BE PROVIDED**
18 **REPRESENTATION UNDER THIS TITLE BY THE PUBLIC DEFENDER, A DEPUTY**
19 **PUBLIC DEFENDER, A DISTRICT PUBLIC DEFENDER, OR AN ASSISTANT PUBLIC**
20 **DEFENDER IF THE REPRESENTATION WOULD VIOLATE CASELOAD STANDARDS**
21 **ESTABLISHED BY THE MARYLAND ATTORNEY AND STAFF WORKLOAD ASSESSMENT**
22 **OF 2005.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(2) SUBJECT TO FUNDING IN THE STATE BUDGET, AN INDIGENT**
2 **DEFENDANT OR PARTY SUBJECT TO PARAGRAPH (1) OF THIS SUBSECTION SHALL BE**
3 **REPRESENTED BY A PANEL ATTORNEY UNDER § 16-208 OF THIS SUBTITLE.**

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 2016.