

2015 DRAFTING REQUEST

Bill

Received: **1/9/2015** Received By: **phurley**
Wanted: **As time permits** Same as LRB:
For: **Administration-Budget** By/Representing: **Potts**
May Contact: Drafter: **phurley**
Subject: **Public Defender** Addl. Drafters:
Extra Copies:

Submit via email: **YES**
Requester's email:
Carbon copy (CC) to: **sbostatlanguage@webapps.wi.gov**

Pre Topic:

DOA:.....Potts, BB0421 -

Topic:

Conflict Public Defender Pilot Program

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	phurley 1/12/2015	chanaman 1/14/2015	jfrantze 1/14/2015	_____			
/P1				_____	lparisi 1/14/2015		State

FE Sent For:

<END>

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/?	phurley		<i>Jb</i>	<u>1/14</u>			

FE Sent For:

<END>

Hurley, Peggy

From: Hanaman, Cathlene
Sent: Friday, January 09, 2015 2:08 PM
To: Hurley, Peggy
Subject: FW: Statutory Language Drafting Request - BB0421

From: andrew.potts@wisconsin.gov [mailto:andrew.potts@wisconsin.gov]
Sent: Friday, January 09, 2015 2:05 PM
To: Hanaman, Cathlene
Cc: Frederick, Caitlin - DOA; Potts, Andrew R - DOA; Connor, Christopher B - DOA
Subject: Statutory Language Drafting Request - BB0421

Biennial Budget: 2015-17

DOA Tracking Code: BB0421

Topic: Conflict Defender's Office

SBO Team: AEJ

SBO Analyst: Potts, Andrew
Phone: 608-267-0370
E-mail: andrew.potts@wisconsin.gov

Agency Acronym: SPD

Agency Number: 550

Priority: High

Intent:

Please prepare a draft that creates a Conflict Defender's Office pilot program within the SPD. The conflict defender will be assigned cases in which there is a conflict of interest for the SPD trial section to represent the client. The pilot program will begin on July 1, 2015 and last two years. The conflict defender shall maintain an office in Milwaukee County and will provide representation in conflict cases for Milwaukee, Waukesha and Racine Counties.

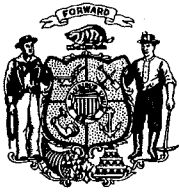
Attachments: False

Please send completed drafts to SBOStatlanguage@webapps.wi.gov

*for new draft w/o any
appropriation, but w/
10.75 FTE**

*7 of whom
are attorneys
(3.75 support
staff)*

** Don't need to
draft those into budget draft,
only if stand-alone bill.*



PI
1
P5H
cmh

DOA:.....Potts, BB0421 – Conflict Public Defender Pilot Program

FOR 2015-2017 BUDGET – NOT READY FOR INTRODUCTION

1-12

1/15

done for

1 AN ACT ...; relating to: the budget

Analysis by the Legislative Reference Bureau

Under current law, the office of the state public defender (SPD) is responsible for providing legal representation to various indigent persons. If a person qualifies for legal representation by the SPD, the SPD either assigns an attorney employed by the office to represent the person or contracts with a private attorney to represent the person. If two potential SPD clients have conflicting or potentially conflicting interests, the SPD cannot represent both clients and, instead, must contract with private attorneys to represent at least one of the potential clients.

The bill creates, within the SPD, a two-year pilot program to administer a conflicts office in Milwaukee county. SPD attorneys in the conflicts office will represent clients in Milwaukee, Waukesha, and Racine counties that would otherwise be represented by private attorneys due to a conflicting or potentially conflicting interest with the SPD.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 SECTION 9133. Nonstatutory provisions; Public Defender Board



State of Wisconsin
2015 - 2016 LEGISLATURE



LRB-1190/P1
PJH:cmh:jf

DOA:.....Potts, BB0421 – Conflict Public Defender Pilot Program

FOR 2015-2017 BUDGET — NOT READY FOR INTRODUCTION

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