

Fiscal Estimate Narratives

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LRB Number	17-5092/1	Introduction Number	AB-0839	Estimate Type	Original
Description Determination of indigency prior to the state public defender appointing an attorney to represent a parent in a proceeding under chapters 48 and 938, the description of defendant indigency for public defender fees, and recusal from juvenile justice proceedings (suggested as remedial legislation by the State Public Defender)					

Assumptions Used in Arriving at Fiscal Estimate

Under current legislation, the state public defender's office is required to appoint counsel to a person entitled to representation under the Children's Code or the Juvenile Justice Code without determining if that person is indigent and thereby eligible for representation from that office. Indigency can be determined after the person is appointed an attorney.

This bill proposes that a determination of indigency is not required before the state public defender may appoint an attorney to represent a child in a proceeding under the Children's Code or the Juvenile Justice Code.

This bill will have no fiscal impact on the Department of Corrections. This bill only modifies eligibility for public defender representation and does not have an impact on adjudication or sentencing.

Long-Range Fiscal Implications