

1.1 moves to amend H.F. No. 440, the delete everything amendment
1.2 (H0440DE3), as follows:

1.3 Page 13, after line 8, insert:

1.4 "Sec. 7. Minnesota Statutes 2010, section 611.27, subdivision 1, is amended to read:

1.5 Subdivision 1. ~~County payment responsibility~~ **District public defender budget.**

1.6 (a) A chief district public defender shall annually submit a comprehensive budget to
1.7 the state Board of Public Defense. The budget shall be in compliance with standards
1.8 and forms required by the board. The chief district public defender shall, at times and
1.9 in the form required by the board, submit reports to the board concerning its operations,
1.10 including the number of cases handled and funds expended for these services.

1.11 (b) Money appropriated to the state Board of Public Defense for the board's
1.12 administration, for the state public defender, for the judicial district public defenders,
1.13 and for the public defense corporations shall be expended as determined by the board.
1.14 In distributing funds to district public defenders, the board shall consider the geographic
1.15 distribution of public defenders, the equity of compensation among the judicial districts,
1.16 public defender case loads, and the results of the weighted case load study.

1.17 Sec. 8. Minnesota Statutes 2010, section 611.27, subdivision 5, is amended to read:

1.18 Subd. 5. **District public defender budgets and county payment responsibility.**

1.19 The board of public defense ~~may only~~ shall fund all those items and services ~~in necessary~~
1.20 for the district public defender budgets which were included in the original budgets of
1.21 district public defender offices as of January 1, 1990. All other public defense related
1.22 costs remain the responsibility of the counties unless the state specifically appropriates
1.23 for these. The cost of additional state funding of these items and services must be offset
1.24 by reductions in local aids in the same manner as the original state takeover. to satisfy
1.25 its obligations under this chapter. Except as provided in section 611.26, subdivision 3a,

- 2.1 counties shall not pay and no court shall order any county to pay for representation of
- 2.2 individuals charged with a crime."
- 2.3 Renumber the sections in sequence and correct the internal references
- 2.4 Amend the title accordingly