Idaho Public Defense Act

Information Sheet

2014 – House Bill 542	2016 – House Bill 504

• Promulgate rules related to:
  ○ Training and CLE requirements for PDs
  ○ Uniform data reporting requirements
• Make recommendations to the Idaho Legislature regarding
  ○ Core Requirements for PD contracts
  ○ Qualifications and experience standards for PDs
  ○ Enforcement mechanisms
  ○ Funding issues
• Hire an Executive Director and other personnel
	• Promulgate rules related to:
	  ○ Training and CLE requirements for PDs
	  ○ Uniform data reporting requirements *and model forms*
	  ○ *Model contracts and core requirements for contracts*
	  ○ *Grants for which counties could apply to come into compliance with standards*
	  ○ *The administrative procedure act*
	  ○ *The procedures for oversight, implementation, enforcement and modification of indigent standards*
	  ○ *Standards for defending attorneys*
	  ○ *The Principles of a Public Defense Delivery System*
	• Make recommendations to the Idaho Legislature regarding
	  ○ Enforcement mechanisms
	  ○ Funding issues
	• *Review indigent defense providers and defense attorneys to evaluate compliance*
	• *Establish temporary procedures and model forms for indigent defense grants*
	• Hire an Executive Director and other personnel
	• *Provide training and CLE for indigent defense providers and defending attorneys*
	• *Establish procedures for providing extraordinary litigation costs to counties*
	• *Hire private counsel to represent the PDC in hearings per administrative procedure act and rules promulgated in this section*
	• *Adds Idaho Code §19-862A:*
	  ○ *Require compliance with indigent defense standards*
	  ○ *Provide for indigent defense grants*
	  ○ *Provide application procedures for indigent defense grants*
	  ○ *Provide procedures for noncompliance with indigent defense standards*
	• *Amends Idaho Code § 19-864*
	  ○ *Require reporting in compliance with the rules promulgated in this section*

**Italicized portions are the changes/additions created by House Bill 504*

IDAHO STATE PUBLIC DEFENSE COMMISSION