

LEGISLATIVE REFERENCE BUREAU

AMENDMENTS TO SENATE BILL NO. 1317

Sponsor:

Printer's No. 1884

1 Amend Bill, page 1, lines 7 and 8, by striking out "and the
2 Indigent Defense Fund"

3 Amend Bill, page 2, lines 24 and 25, by striking out ", or a
4 designee, who shall serve" in line 24 and all of line 25 and
5 inserting

6 or a designee.

7 Amend Bill, page 3, line 18, by striking out "Public"

8 Amend Bill, page 5, line 7, by inserting after "the" where it
9 occurs the third time
10 voting

11 Amend Bill, page 5, line 9, by inserting after "the" where it
12 occurs the third time
13 voting

14 Amend Bill, page 5, lines 13 through 15, by striking out
15 "Members may be eligible for reappointment. Vacancies on" in
16 line 13 and all of lines 14 and 15 and inserting

17 Members are eligible for reappointment for no more than two
18 consecutive terms. Members appointed under subsection (b)(1),
19 (2), (3), (4), (5) and (6) shall serve by virtue of the member's
20 office, and the term shall be concurrent with the member's
21 service in the office. Vacancies on the committee shall be
22 filled by the appointing authority within 60 days of the
23 vacancy. For the purposes of this subsection, a vacancy occurs
24 when a member resigns from the committee or no longer holds the
25 employment that originally qualified the member for the
26 appointment.

27 Amend Bill, page 5, line 16, by inserting after "the" where

1 it occurs the first time

2 voting

3 Amend Bill, page 5, line 18, by inserting after "the" where
4 it occurs the second time

5 voting

6 Amend Bill, page 5, line 21, by striking out "Initial
7 meeting" and inserting

8 Meetings

9 Amend Bill, page 5, line 23, by inserting after "subsection."

10 Except for the first meeting, meetings related to the
11 implementation and operation of the Indigent Defense Grant
12 Program established under subsection (k) and meetings related to
13 committee duties under subsection (i) (13), members appointed
14 under subsection (b) (4), (5) and (6) may not participate in
15 meetings and committee work related to committee duties under
16 subsection (i) (1), (2), (3), (4), (5), (6), (7), (8), (9), (10),
17 (11) and (12), unless requested by a majority of the voting
18 members.

19 Amend Bill, page 6, line 4, by striking out "The" and
20 inserting

21 With the review and approval of the commission, the

22 Amend Bill, page 7, lines 15 and 16, by striking out ", the
23 Juvenile Court Judges' Commission" and inserting

24 and the Juvenile Court Judges' Commission,

25 Amend Bill, page 7, lines 21 and 22, by striking out

26 "disposed of" in line 21 and all of line 22 and inserting

27 adjudicated or closed involving a public defender by
28 category of disposition type and by county.

29 Amend Bill, page 7, lines 23 through 25, by striking out all
30 of lines 23 and 24 and "(iv)" in line 25 and inserting

31 (iii)

32 Amend Bill, page 7, line 28, by striking out "(v)" and
33 inserting

34 (iv)

1 Amend Bill, page 7, lines 29 and 30, by striking out all of
2 said lines and inserting

3 adjudicated or closed involving a public defender by
4 category of disposition type and by county.

5 Amend Bill, page 8, lines 1 through 4, by striking out all of
6 lines 1 through 3 and "(vii)" in line 4 and inserting

7 (v)

8 Amend Bill, page 8, line 6, by striking out "(viii)" and
9 inserting

10 (vi)

11 Amend Bill, page 8, line 9, by striking out "(ix)" and
12 inserting

13 (vii)

14 Amend Bill, page 9, lines 5 through 30; page 10, lines 1
15 through 13; by striking out all of said lines on said pages and
16 inserting

17 (13) Perform functions related to the direct approval
18 and disbursement of grants under the Indigent Defense Grant
19 Program established under subsection (k) in an advisory
20 capacity only.

21 (j) Confidentiality of data.--County-specific data received
22 and collected by the committee shall remain confidential. The
23 committee may release aggregate data at the committee's
24 discretion when preparing and submitting its biennial report.

25 (k) Indigent Defense Grant Program.--The Indigent Defense
26 Grant Program is established by the commission. The following
27 shall apply:

28 (1) Money available to the program shall include
29 appropriations and transfers from the General Fund, special
30 funds, Federal funds and other sources of revenue made
31 available to the program and the commission.

32 (2) Program funding may only be used for the grant and
33 training activities authorized under this section and no
34 money may be transferred or diverted to any other purpose by
35 administrative action.

36 (3) The committee shall have the opportunity to review
37 and comment on grant applications and shall ensure that grant
38 funding or services provided under the program are
39 geographically dispersed throughout this Commonwealth.

40 (4) Grant money allocated through the program shall be

1 used to supplement and not supplant existing county spending
2 on indigent defense services.

3 (5) Nothing shall preclude a county from making an
4 application in a subsequent year for the same purpose and
5 amount awarded in a prior year.

6 (6) Grants awarded shall be consistent with the
7 standards established by the committee and the standards
8 adopted by the Pennsylvania Supreme Court.

9 (7) The commission may randomly audit and monitor grant
10 recipients to ensure the appropriate use of grant funds and
11 compliance with the provisions of this section.

12 (8) The commission may use up to 10% of the money
13 appropriated each year for the costs of supporting the
14 committee and administering the program, which may include
15 the costs relating to the employment of personnel, providing
16 technical assistance to grantees and evaluating the impact of
17 initiatives supported by the grants.