

5143--B

2011-2012 Regular Sessions

I N   S E N A T E

May 3, 2011

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Introduced by Sen. GRISANTI -- read twice and ordered printed, and when printed to be committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the state finance law, in relation to providing funds for the public defense backup center of the New York State Defenders Association

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Paragraph (a) of subdivision 2 and paragraph (d) of subdi-  
2     vision 3 of section 98-b of the state finance law, paragraph (a) of  
3     subdivision 2 as amended and paragraph (d) of subdivision 3 as added by  
4     section 2 of part E of chapter 56 of the laws of 2010, are amended to  
5     read as follows:  
6     (a) The purpose of such fund shall be to (i) assist counties and, in  
7     the case of a county wholly contained within a city, such city, in  
8     providing legal representation for persons who are financially unable to  
9     afford counsel pursuant to article eighteen-B of the county law; (ii)  
10    assist the state, in improving the quality of public defense services  
11    and funding representation provided by assigned counsel paid in accord-  
12    ance with section thirty-five of the judiciary law; [and] (iii) provide  
13    support for the operations, duties, responsibilities and expenses of the  
14    office of indigent legal services and the indigent legal services board  
15    established, respectively, pursuant to sections eight hundred thirty-two  
16    and eight hundred thirty-three of the executive law; AND (IV) PROVIDE  
17    FOR SERVICES AND EXPENSES OF THE PUBLIC DEFENSE BACKUP CENTER OF THE NEW  
18    YORK STATE DEFENDERS ASSOCIATION.  
19    (d) AN ANNUAL AMOUNT OF THREE MILLION DOLLARS SHALL BE MADE AVAILABLE  
20    TO THE NEW YORK STATE DEFENDERS ASSOCIATION FROM SUCH FUND FOR THE  
21    SERVICES AND EXPENSES OF ITS PUBLIC DEFENSE BACKUP CENTER.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

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1 (E) Remaining amounts within such fund, after accounting for annual  
2 payments required in paragraphs (a), (b) [and], (c) AND (D) of this  
3 subdivision and subparagraph (iii) of paragraph (a) of subdivision two  
4 of this section shall be distributed in accordance with sections eight  
5 hundred thirty-two and eight hundred thirty-three of the executive law.  
6 S 2. This act shall take effect April 1, 2012.