

7867

2011-2012 Regular Sessions

I N   A S S E M B L Y

May 19, 2011

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Introduced by M. of A. LENTOL -- read once and referred to the Committee  
on Ways and Means

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 ASSEM-  
BLY, 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 TWO MILLION DOLLARS SHALL BE MADE AVAILABLE TO  
20    THE NEW YORK STATE DEFENDERS ASSOCIATION FROM SUCH FUND FOR THE SERVICES  
21    AND EXPENSES OF ITS PUBLIC DEFENSE BACKUP CENTER.

22    (E) Remaining amounts within such fund, after accounting for annual  
23    payments required in paragraphs (a), (b) [and], (c) AND (D) of this  
24    subdivision and subparagraph (iii) of paragraph (a) of subdivision two  
25    of this section shall be distributed in accordance with sections eight  
26    hundred thirty-two and eight hundred thirty-three of the executive law.

27    S 2. This act shall take effect immediately.

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

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