

Introduced: 3/9/68  
Referred: Judiciary and  
Finance

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE  
BY REQUEST

2 HOUSE BILL NO. 679

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act setting the compensation for attorneys assigned  
7 to defend indigent persons."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 \* Section 1. AS 12.25 is amended by adding a new section to read:

10 Sec. 12.25.151. COMPENSATION OF ATTORNEYS. (a) An attorney,  
11 authorized to practice law in Alaska, upon being appointed and required  
12 by a competent state court to represent an indigent person in a  
13 criminal proceeding, may apply to the Department of Administration for  
14 reimbursement for services rendered the indigent person at rates based  
15 upon the standard minimum bar fees for the area in which he regularly  
16 practices law. The attorney is also entitled to reimbursement for  
17 expenses necessarily incurred by him in representing the indigent per-  
18 son. The services billed to the Department of Administration must have  
19 been provided at the time the application is filed, and the appointing  
20 judge or presiding judge of the district where the appointment was made  
21 must have certified to the commissioner of administration that in his  
22 opinion the hours of services and items of expense recited in the  
23 attorney's application were necessary to the proper and sufficient  
24 representation of the indigent person. The application by the attorney  
25 shall detail the services and the time spent plus expenses incurred.  
26 The application shall be submitted to the judge and shall be transmitted  
27 by the judge together with his certificate to the commissioner of ad-  
28 ministration or his authorized representative for payment.

29 (b) This payment shall be made out of appropriations to the

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Department of Administration for this purpose and shall be in lieu of payment made out of appropriations made to the court system or any part of the court system for payment of attorney fees.

\* Sec. 2. The effect of this Act on passage will be to abrogate the authority of the Supreme Court to set compensation for counsel for indigent defendants in criminal proceedings as provided for in Criminal Rule 39(b).