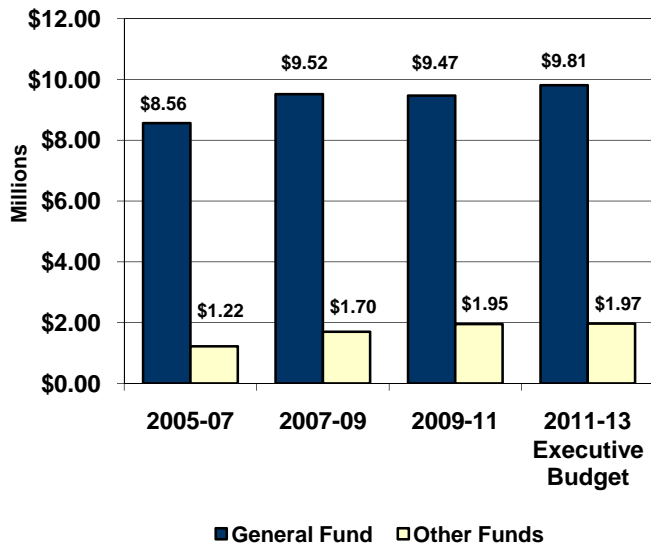


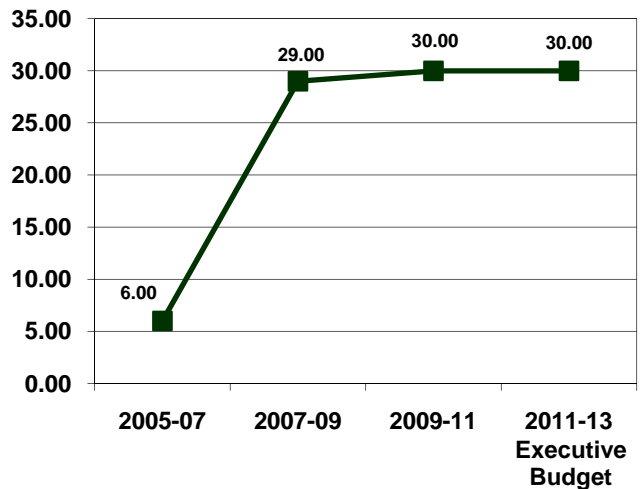
**Department 188 - Commission on Legal Counsel for Indigents
 House Bill No. 1023**

	FTE Positions	General Fund	Other Funds	Total
2011-13 Executive Budget	30.00	\$9,808,430	\$1,970,852	\$11,779,282
2009-11 Legislative Appropriations	30.00	9,470,148	1,950,217	11,420,365
Increase (Decrease)	0.00	\$338,282	\$20,635	\$358,917

Agency Funding



FTE Positions



Ongoing and One-Time General Fund Appropriations

	Ongoing General Fund Appropriation	One-Time General Fund Appropriation	Total General Fund Appropriation
2011-13 Executive Budget	\$9,808,430	\$0	\$9,808,430
2009-11 Legislative Appropriations	9,470,148	0	9,470,148
Increase (Decrease)	\$338,282	\$0	\$338,282

Executive Budget Highlights

No major changes for this agency.

Continuing Appropriations

Indigent defense administration fund - North Dakota Century Code Sections 29-07-01.1 and 29-26-22 - Funding is from a \$25 nonrefundable fee for court-appointed defense services and from a \$100 court administration fee in all criminal cases except infractions. The first \$750,000 collected is used for indigent defense services, the next \$460,000 is used for court facilities, and additional amounts are deposited equally into the two funds.

Significant Audit Findings

The operational audit for the Commission on Legal Counsel for Indigents conducted by the State Auditor's office during the 2009-10 interim identified no significant audit findings.

Major Related Legislation

Senate Bill No. 2038 - Legal counsel for sexually dangerous individual commitment cases - Transfers from the counties to the Commission on Legal Counsel for Indigents the responsibility for providing legal services for those individuals who are indigent and who are the subjects of sexually dangerous individual commitment proceedings. The bill includes an appropriation of \$814,293 from the general fund for the 2011-13 biennium.

Senate Bill No. 2105 - Legal services in criminal cases - Requires the commission to provide legal counsel services to persons who refuse to retain their own counsel if the court has determined they are incompetent to represent themselves.