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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SEVENTH SESSION

H. F. No. 2561

02/29/2012 Authored by Liebling, Johnson, Allen, Champion, Laine and others

The bill was read for the first time and referred to the Committee on Judiciary Policy and Finance

1.1 A bill for an act
1.2 relating to public defenders; extending right of representation by public defenders
1.3 to persons appealing misdemeanor convictions and postconviction proceedings;
1.4 appropriating money; amending Minnesota Statutes 2010, section 611.14.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2010, section 611.14, is amended to read:

1.7 **611.14 RIGHT TO REPRESENTATION BY PUBLIC DEFENDER.**

1.8 The following persons who are financially unable to obtain counsel are entitled to be
1.9 represented by a public defender:

1.10 (1) a person charged with a felony, gross misdemeanor, or misdemeanor including a
1.11 person charged under sections 629.01 to 629.29;

1.12 (2) a person appealing from a conviction of a felony ~~or~~, gross misdemeanor, or
1.13 misdemeanor, or a person convicted of a felony ~~or~~, gross misdemeanor, or misdemeanor,
1.14 who is pursuing a postconviction proceeding and who has not already had a direct appeal
1.15 of the conviction;

1.16 (3) a person who is entitled to be represented by counsel under section 609.14,
1.17 subdivision 2; or

1.18 (4) a minor ten years of age or older who is entitled to be represented by counsel
1.19 under section 260B.163, subdivision 4, or 260C.163, subdivision 3.

1.20 Sec. 2. **APPROPRIATION.**

1.21 \$..... is appropriated in fiscal year 2013 from the general fund to the Board of
1.22 Public Defense for the purposes of section 1.