

CHAPTER 611

RIGHTS OF ACCUSED

611.14 Right to representation by public defender.

611.19 Waiver of appointment of counsel.
611.33 Qualified interpreter.

611.14 RIGHT TO REPRESENTATION BY PUBLIC DEFENDER.

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

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

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

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

(4) a minor who is entitled to be represented by counsel under section 260B.163, subdivision 4, or 260C.163, subdivision 3.

History: 1999 c 139 art 4 s 2

611.19 WAIVER OF APPOINTMENT OF COUNSEL.

Where counsel is waived by a defendant, the waiver shall in all instances be made in writing, signed by the defendant, except that in such situation if the defendant refuses to sign the written waiver, then the court shall make a record evidencing such refusal of counsel. Waiver of counsel by a child who is the subject of a delinquency or extended jurisdiction juvenile proceeding is governed by section 260B.163, subdivisions 4 and 10.

History: 1999 c 139 art 4 s 2

611.33 QUALIFIED INTERPRETER.

[For text of subs 1 and 2, see M.S.1998]

Subd. 3. The fees and expenses of a qualified interpreter shall be fixed and ordered paid by the presiding official before whom the proceeding is taking place. The fees and expenses must be paid by the state courts. Payment for any activities requiring interpreter services on behalf of law enforcement, the board of public defense, prosecutors, or corrections agents other than court appearances is the responsibility of the agency that requested the services.

[For text of subd 4, see M.S.1998]

History: 1999 c 216 art 7 s 41

NOTE: Laws 1999, chapter 216, article 7, section 46, subdivision 3, provides specific effective dates for the state takeover of miscellaneous court costs under subdivision 3, as amended by Laws 1999, chapter 216, article 7, section 41.