

FIRST REGULAR SESSION

HOUSE BILL NO. 454

92ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SMITH (118).

Read 1st time February 12, 2003, and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

1554L.021

AN ACT

To repeal section 600.040, RSMo, and to enact in lieu thereof one new section relating to office space for public defenders.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 600.040, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 600.040, to read as follows:

600.040. 1. The city or county shall provide office space and utility services, other than telephone service, for the circuit or regional public defender and [his] **the public defender's** personnel. If there is more than one county in a circuit or region, each county shall contribute, on the basis of population, its pro rata share of the costs of office space and utility services, other than telephone service. The state shall pay, within the limits of the appropriation therefor, all other expenses and costs of the state public defender system authorized under this chapter. **This subsection shall expire July 1, 2007.**

2. A complete budget for the state public defender system shall be provided through an annual appropriation subject to approval by the governor and the general assembly. The budget request for the state public defender system shall be approved by the commission and submitted directly to the governor and the general assembly by the director and shall not be subject to diminution or alteration by the judicial department of state government.

3. Any person who is a public defender or employee of a public defender shall be entitled to all benefits of the Missouri state employees' retirement system as defined in sections [104.310 to 104.550] **104.312 to 104.552**, RSMo.

EXPLANATION — Matter enclosed in bold faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law. Matter in boldface type in the above law is new proposed language.