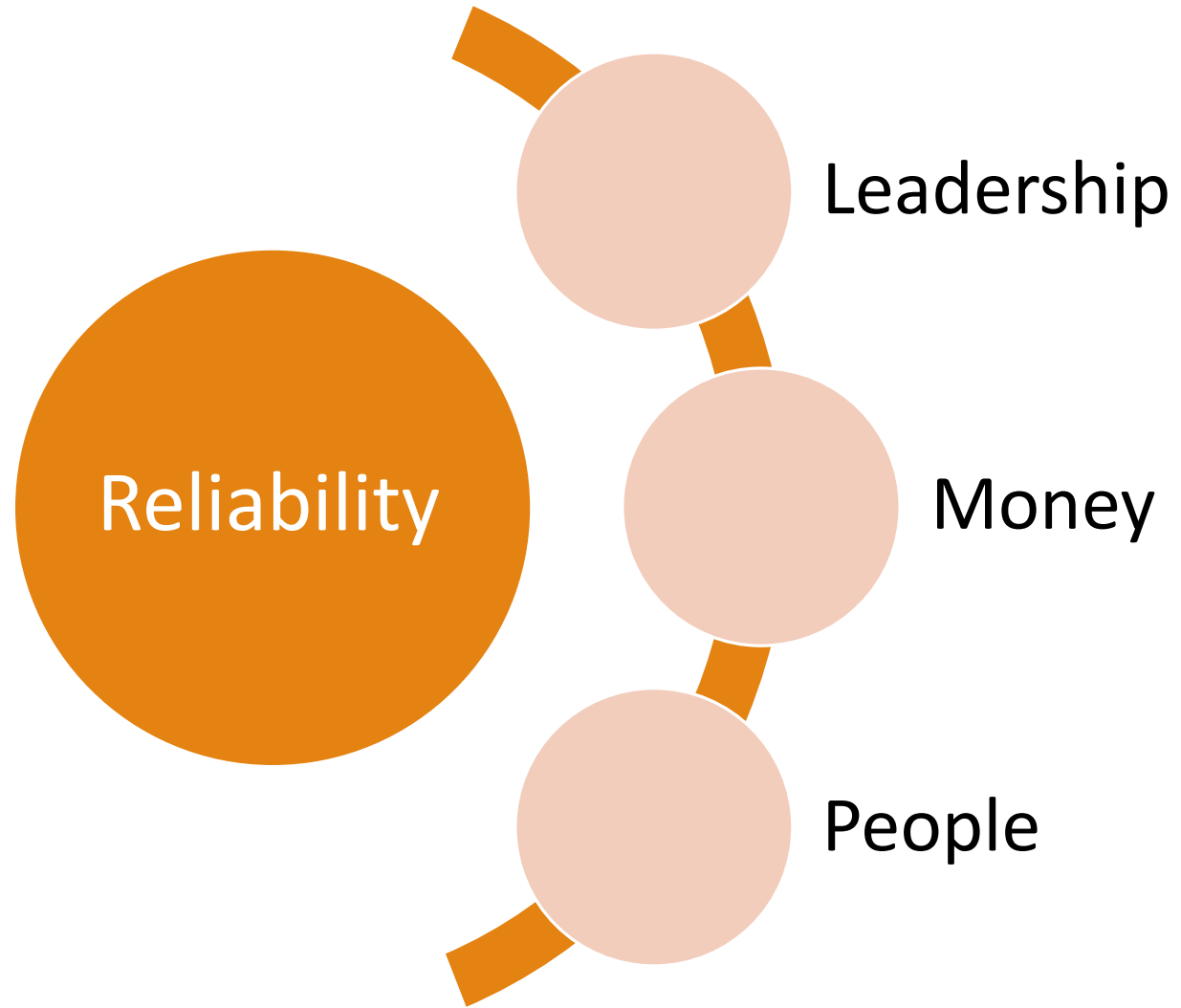


Models for Providing Indigent Defense

JOHN RUBIN
UNC SCHOOL OF GOVERNMENT
NOVEMBER 23, 2015



Reliability

Leadership

Money

People

Leadership

Principle No. 1
ABA Ten Principles of a Public Defense
Delivery System (2002)

The public defense function, including the selection, funding, and payment of defense counsel, is independent

Leadership

Indigent Defense Study Commission
Report and Recommendations
(May 1, 2000)

Authorities over indigent defense are scattered among the AOC, the State Bar and some 36 local bar committees, over 300 judges acting in thousands of separate cases, and 11 independent public defenders.

Money

Standard 5-1.6
ABA Standards for Criminal Justice
Providing Defense Services (3d ed.
1992)

Government has the
responsibility to fund the
full cost of quality legal
representation for all
eligible persons.

People

Principle No. 2
ABA Ten Principles of a Public Defense
Delivery System (2002)

Where the caseload is sufficiently high, the public defense delivery system consists of both a defender office and the active participation of the private bar.

People

ABA Standards for Criminal Justice
Providing Defense Services (3d ed.
1992)

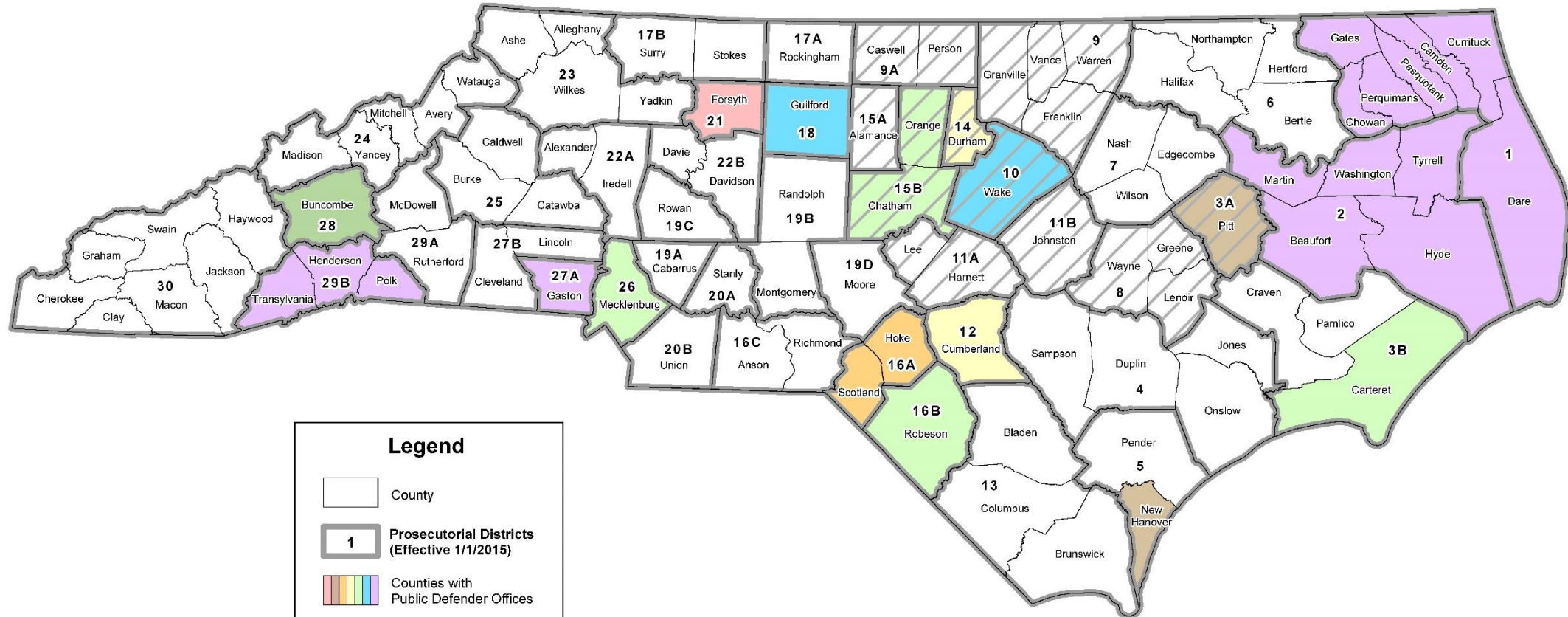
ABA Standard 5-1.2(a)

- The legal representation plan for each jurisdiction should provide for the services of a full-time defender organization when population and caseload are sufficient to support such an organization. Multi-jurisdictional organizations may be appropriate in rural areas.

ABA Standard 5-1.2(b)

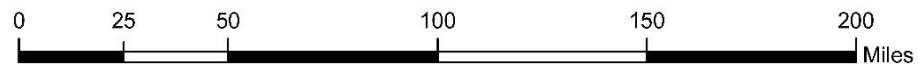
- Every system should include the active and substantial participation of the private bar. That participation should be through a coordinated assigned-counsel system and may also include contracts for services.

Prosecutorial Districts with Public Defender Offices and Contract Defenders (Effective 1/1/2015)



Legend

- County
- Prosecutorial Districts (Effective 1/1/2015)
- Counties with Public Defender Offices
- Counties with Contract Defenders



Prosecutorial Districts 1 and 2 are covered by the same Public Defender's office.

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