

**INDIANA PUBLIC DEFENDER COMMISSION
MINUTES**

FEBRUARY 16, 1999

The Commission meeting scheduled for February 16, did not take place due to lack of a quorum. Members present were Chairman Norman Lefstein, Hon. Daniel Donahue, Ms. Rebecca McClure and Ms. Monica Foster. Due to the legislature remaining in session, none of the legislative members were able to attend. Also present were Mr. Larry Landis and Tom Carusillo.

Those members present chose to review the matters on the agenda that were urgent and to develop a consensus position for distribution to the absent members for their approval and ratification.

1. The Commission subsequently voted, ratified and approved capital reimbursements as follows:

COUNTY	DEFENDANT	AMOUNT
Delaware	Moore	\$24,446.33
Johnson	Greer	\$1,052.85
	Greer II	\$14,049.18
	Overstreet	\$3,206.75
TOTAL	\$18,308.78	
Marion	Barker	\$4,200.85
	Dye	\$5,122.88
	Highbaugh	\$7,562.45
	Miller	\$9,339.67
	Van Cleave	\$15,224.25
	Veal	\$4,415.84
TOTAL	\$45,865.94	
TOTAL		\$88,621.05

Monica Foster abstained in the Van Cleave matter. A claim submitted by Henry County was tabled until the next meeting.

2. The Commission subsequently voted, ratified and approved noncapital reimbursements as follows:

COUNTY	PERIOD COVERED	ATTY. EXPEND.	OTHER EXPEND.	TOTAL EXPEND.	ADJUS'T	ADJUS'D EXPS	40% REIMB.
CLARK	07/01/98-12/31/98	\$107,594.28	\$51,811.89	\$159,406.17	\$34,789.54'	\$124,616.63	\$49,846.65
FLOYD	10/01/98-12/31/98	\$46,707.17	\$9,531.27	\$56,238.44	\$0.00	\$56,238.44	\$22,495.38
MADISON	10/01/98-12/31/98	\$190,683.43	\$49,523.39	\$240,206.82	\$0.00	\$240,206.82	\$96,082.73
MARION	10/01/98-12/31/98	\$494,010.98	\$268,988.50	\$762,999.48	\$0.00	\$762,999.48	\$305,199.79
MONTGOMERY	07//01/98-12/31/98	\$41,829.92	\$6,168.75	\$47,998.67	\$0.00	\$47,998.67	\$19,199.47
ORANGE	10/01/98-12/31/98	\$10,923.41	\$9,800.50	\$20,723.91	\$0.00	\$20,723.91	\$8,289.56
PARKE	10/01/98-12/31/98	\$26,729.58	\$0.00	\$26,729.58	\$0.00	\$26,729.58	\$10,691.83
VERMILLION	10/01/98-12/31/98	\$15,278.94	\$22,365.37	\$37,644.31	\$0.00	\$37,644.31	\$15,057.72
TOTAL		\$933,757.71	\$418,189.67	\$1,351,947.38	\$34,789.54	\$1,317,157.84	\$526,863.14

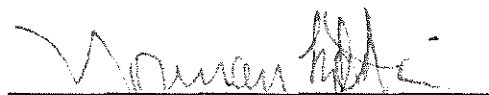
Hon. Daniel Donahue abstained in the Clark County claim.

3. The Commission approved the Comprehensive plans of seven counties as follows Blackford (subject to the local public defender board preparing a list of attorneys from which the courts may make appointments), Fayette (Rep. Foley abstaining), Henry (Rep. Foley abstaining), Jasper, Jennings, Scott and Shelby.

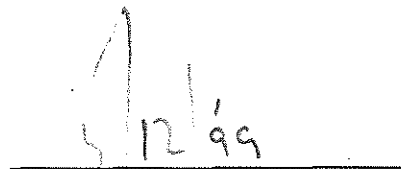
4. The Commission also approved the McRae Death Penalty Seminar, 1998, for purposes of complying with Criminal Rule 24.

5. All remaining agenda items were continued until the next Commission meeting.

6. The schedule of future meetings is, May 12, September 1, and December 8. All meetings are set for 3:00 p.m. in the National City Center, 115 West Washington Street, Suite 1088, South Tower, Indianapolis, Indiana.



 Norman Lefstein, Chairman



 Date

INDIANA PUBLIC DEFENDER COMMISSION MINUTES

May 12, 1999

Chairman Lefstein called the meeting to order at 3:08 p.m. in the meeting room at the National City Center, 115 West Washington Street, South Tower, Suite 1088, Indianapolis, Indiana 46204. Present were Commission members, Sen. Richard Bray, Susan Carpenter, Les Duvall, Monica Foster, Bettye Lou Jerrel, Sen. Timothy S. Lanane, and Rebecca S. McClure. Also, present were Larry Landis and Paula Sites of the Public Defender Council and Tom Carusillo.

1. Chairman Lefstein welcomed the Commission's newest member, Les Duvall.
2. The report of the Proposed Actions, from February 16, 1999 was approved.
3. The minutes from the October 28, 1998 meeting were approved with an amendment noting that Ms. McClure serves as a consultant to the prosecution in *State v. Majors*.
4. Staff reported activities regarding the budget and establishing with the auditor an agreed balance for the Fund. A discussion was had about the need for the Commission to engage in activities aimed at raising legislative awareness of the Commission's work. Suggestions were made including the preparation of a brochure for the legislature, personal contact with key legislators, soliciting assistance from participating counties, and preparing an article for submission to news agencies. It was recommended that fairness to counties and relief of property taxes be mentioned as important products of the Commission's work.
5. The Commission approved reimbursement in capital cases as follows:

COUNTY	DEFENDANT	AMOUNT
Elkhart	Gaume	\$22,396.42
Floyd	Ingle	\$66,631.10
Henry	Sowers	\$5,597.76
	Sowers II	\$2,887.67
	Sowers III	\$12,775.94
Sowers subtotal	\$21,261.37	
Jasper	Anderson	\$8,678.58
Johnson	Greer	\$4,256.38
	Greer II	\$327.25
Greer subtotal	\$4,583.63	
	Overstreet	\$4,675.85
Johnson County Total	\$9,259.48	

COUNTY	DEFENDANT	AMOUNT
Marion	Barker	\$3,507.42
	Highbaugh	\$2,596.70
	Jones	\$4,401.21
	Moore	\$10,687.02
	Powell	\$13,346.00
	Price	\$13,166.10
Marion County Total	\$47,704.45	
TOTAL		\$175,931.40

Monica Foster abstained from consideration of the Price claim.

6. The capital claim from Marion County in *State v. Gross* was tabled pending a determination whether counsel were being compensated in compliance with Criminal Rule 24.

7. The Commission approved reimbursement in noncapital cases as follows:

COUNTY	PERIOD COVERED	ATTY. EXPEND.	OTHER EXPEND.	TOTAL EXPEND.	ADJUS'T	ADJUS'D EXPS	40% REIMB.
ANTHONY	10/13/98-04/22/99	\$10,049.20	\$1,166.55	\$11,215.75	\$1,922.20 ¹	\$9,293.55	\$3,717.42
FLOYD	01/01/99-03/31/99	\$49,711.83	\$9,269.54	\$58,981.37	\$0.00	\$58,981.37	\$23,592.55
HENRY	02/16/99-04/23/99	\$7,783.37	\$607.64	\$8,391.01	\$3,222.99 ²	\$5,168.02	\$2,067.21
JASPER	01/01/99-04/05/99	\$24,750.00	\$0.00	\$24,750.00	\$4,770.00 ³	\$19,980.00	\$7,992.00
JENNINGS	02/16/99-03/31/99	\$4,560.00	\$0.00	\$4,560.00	\$1,960.80 ⁴	\$2,599.20	\$1,039.68
MADISON	01/01/99-03/31/99	\$190,181.82	\$53,889.50	\$244,071.32	\$0.00	\$244,071.32	\$97,628.53
MARION	01/01/99-03/31/99	\$482,646.07	\$266,271.77	\$748,917.84	\$0.00	\$748,917.84	\$299,567.14
MIAMI	01/01/99-03/31/99	\$39,461.58	\$15,906.65	\$55,368.23	\$12,734.69 ⁵	\$42,633.54	\$17,053.42
ORANGE	01/01/99-03/30/99	\$11,044.00	\$5,313.20	\$16,357.20	\$0.00	\$16,357.20	\$6,542.88
PARKE	01/01/99-03/31/99	\$13,410.88	\$145.00	\$13,555.88	\$0.00	\$13,555.88	\$5,422.35
SHELBY	02/16/99-04/21/99	\$14,233.33	\$2,757.40	\$16,990.73	\$0.00	\$16,990.73	\$6,796.29
WARREN	10/01/98-04/26/99	\$22,230.79	\$2,086.40	\$24,317.19	\$2,361.00 ⁶	\$21,956.19	\$8,782.48
TOTAL		\$870,062.87	\$357,413.65	\$1,227,476.52	\$26,971.68	\$1,200,504.84	\$480,201.94

Sen. Timothy Lanane abstained from consideration of the Madison County claim.

8. The noncapital claim of Fulton County was tabled. The county was found to not be in compliance with caseload standards. Counsel was instructed to serve notice pursuant to I.C. 33-9-15-10.5, that the county had 90 days to correct its deficiencies.
9. The Commission discussed and rejected the comprehensive plan submitted by Vigo County. The plan proposed a public defender office, but retained hiring and firing in the local public defender board. Ind. Code 33-9-15-7 requires a county public defender have hiring and firing authority. The county could obtain the same result by using a contract system. It was decided that the plan should track the statutory requirements. Staff will advise the county of the need to amend its plan.
10. The Commission also considered a request from Vigo County to exempt their juvenile public defender from the Commission Standard requiring jury trial experience. The Commission noted that the particular skills needed in juvenile proceedings would not necessarily be enhanced by having jury trial experience. The Commission will review the standard and consider adopting a separate standard for juvenile cases. Staff was instructed to contact the Spangenberg Group to determine what sort of standards exist in other jurisdictions.
11. The Commission approved the "Ohio Death Penalty Seminar", to be held May 19-21, for compliance with Criminal Rule 24.
12. Upon inquiry from Fountain County, the Commission concluded that a Small Claim Court magistrate was a court employee and therefore not eligible for appointment to a local public defender board under I.C. 33-9-15-3.
13. The Commission reviewed a request from Madison County to change the standard for counting contempt in the caseload calculations. The Commission concluded that this area did need to be reconsidered, but had no data upon which to proceed at this time. Larry Landis volunteered to gather data for the purpose of establishing a new standard.
14. The Commission discussed Standard G, compensation, and determined that a review of the compensation of office overhead was in order. Staff in to contact the Spangenberg Group to determine if there are standards or formulas from other jurisdictions for dealing with this matter.
15. The Commission reviewed a draft of a memorandum to counties participating in noncapital reimbursement describing the situation in light of the legislatures action and requesting their help in contacting state legislators and influential organizations.

16. Next meetings: Wednesday, September 1, 1999, 3:00 p.m., and Wednesday, December 8, 1999, 3:00 p.m., both at National City Center, South Tower, Room 1088, Indianapolis, Indiana.

Norman Lefstein
Norman Lefstein, Chairman

September 2, 1999
Date

INDIANA PUBLIC DEFENDER COMMISSION MINUTES

September 1, 1999

Chairman Lefstein called the meeting to order at 3:09 p.m. in the meeting room at the National City Center, 115 West Washington Street, South Tower, Suite 1088, Indianapolis, Indiana 46204. Present were Commission members, Sen. Richard Bray, Susan Carpenter, Hon. Daniel Donahue, Les Duvall, Rep. Ralph Foley, Monica Foster, Bettye Lou Jerrel, and Rebecca S. McClure. Also, present were Larry Landis, of the Public Defender Council, David Cook and Robert Hill, Marion County Public Defender Agency and Tom Carusillo.

1. The minutes from the May 12, 1999 meeting were approved.
2. Staff reported activities regarding meetings with various county officials and schedule of upcoming meetings. The meeting with officials in Vanderburgh County was discussed and the excellent preparation work of Mrs. Jerrel was noted.
3. The Commission approved reimbursement in capital cases as follows:

COUNTY	DEFENDANT	AMOUNT
Delaware	Moore	\$21,690.58
Henry	Sowers	\$4,914.35
Jasper	Anderson	\$4,656.97
Johnson	Greer	\$17,983.60
	Overstreet	\$7,797.80
Johnson County Total	\$25,781.40	
Marion	Miller	\$296.38
	Powell	\$20,881.02
Marion County Total	\$21,177.40	
TOTAL		\$78,220.70

A discussion was had concerning the amount of investigatory expenses in the Moore case. Ms. McClure suggested further review of claims may be appropriate and Judge Donahue suggested cases be randomly chosen for closer scrutiny. The Commission concluded its statutory charge does not permit closer review.

4. The Commission approved reimbursement in noncapital cases as follows:

COUNTY	PERIOD COVERED	ATTY. EXPEND	OTHER EXPEND	TOTAL EXPEND	ADJUS'T	ADJUS'D EXPS	40% REIMB.
BENTON	04/22/99-08/06/99	\$6,270.16	\$16.00	\$6,286.16	\$2,034.16	\$4,252.00	\$1,700.80
BLACKFORD	03/01/99-07/31/99	\$12,417.99	\$5.00	\$12,422.99	\$0.00	\$12,422.99	\$4,969.20
CLARK	01/01/99-06/30/99	\$113,384.56	\$47,873.86	\$161,258.42	\$9,191.73	\$152,066.69	\$60,826.68
FAYETTE	03/01/99-04/05/99	\$52,839.97	\$0.00	\$52,839.97	\$0.00	\$52,839.97	\$21,135.99
FAYETTE	05/01/99-05/31/99	\$4,639.00	\$0.00	\$4,639.00	\$0.00	\$4,639.00	\$1,855.60
FAYETTE	06/01/99-07/12/99	\$15,578.22	\$0.00	\$15,578.22	\$0.00	\$15,578.22	\$6,231.29
FLOYD	04/01/99-07/31/99	\$65,894.17	\$10,991.04	\$76,885.21	\$0.00	\$76,885.21	\$30,754.08
HENRY	04/23/99-08/16/99	\$36,408.69	\$24,265.71	\$60,674.40	\$404.00	\$61,078.40	\$24,431.36
JASPER	04/28/99-08/12/99	\$38,250.00	\$0.00	\$38,250.00	\$0.00	\$38,250.00	\$15,300.00
JENNINGS	04/01/99-06/30/99	\$13,680.00	\$0.00	\$13,680.00	\$2,298.24	\$11,381.76	\$4,552.70
LAPORTE	10/01/98-12/31/98	\$75,638.68	\$977.75	\$76,616.43	\$5,385.66	\$71,230.77	\$28,492.31
LAPORTE	01/01/99-03/31/99	\$76,888.87	\$358.50	\$77,247.37	\$0.00	\$77,247.37	\$30,898.95
LAPORTE	04/01/99-06/30/99	\$78,638.71	\$2,568.00	\$81,206.71	\$0.00	\$81,206.71	\$32,482.68
MADISON	04/01/99-06/30/99	\$214,065.23	\$55,686.31	\$269,751.54	\$654.00	\$269,097.54	\$107,639.02
MARION	04/01/99-03/30/99	\$584,453.93	\$469,900.42	\$1,054,354.35	\$107,218.00	\$947,136.35	\$378,854.54
MIAMI	04/01/99-06/30/99	\$39,461.58	\$13,859.29	\$53,320.87	\$14,396.63	\$38,924.24	\$15,569.70
MONTGOMERY	01/01/99-06/30/99	\$34,263.15	\$3,753.23	\$38,016.38	\$0.00	\$38,016.38	\$15,206.55
ORANGE	04/01/99-06/30/99	\$15,839.50	\$6,794.59	\$22,634.09	\$1,968.00	\$20,666.09	\$8,266.44
PARKE	04/01/99-06/30/99	\$17,238.68	\$531.75	\$17,770.43	\$0.00	\$17,770.43	\$7,108.17
SHELBY	04/22/99-07/23/99	\$30,399.99	\$26,370.18	\$56,770.17	\$0.00	\$56,770.17	\$22,708.07
VERMILLION	01/01/99-03/31/99	\$32,806.37	\$5,910.76	\$38,717.13	\$0.00	\$38,717.13	\$15,486.85
VERMILLION	04/01/99-06/30/99	\$24,598.33	\$34,934.04	\$59,532.37	\$171.50	\$59,360.87	\$23,744.35
WARREN	05/01/99-07/31/99	\$6,328.67	\$252.50	\$6,581.17	\$0.00	\$6,581.17	\$2,632.47
TOTAL		\$1,589,984.45	\$705,048.93	\$2,295,033.38	\$143,721.92	\$2,152,119.46	\$860,847.78

Judge Daniel Donahue abstained from consideration of the Clark County claim.

Marion County's claim for \$107,218 for a case management system was tabled pending a determination of what percentage was utilized by court's in compliance with Commission Standards

5. The Commission considered and approved an amendment to Non-Capital Standard E(4) dealing with qualifications of counsel to handle juvenile delinquency proceedings. The new standard is as follows:

E. APPOINTMENT OF COUNSEL.

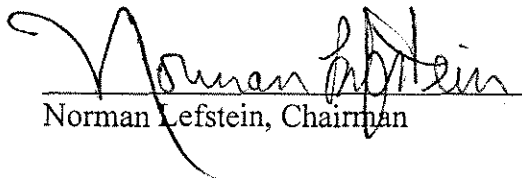
4. Juvenile Delinquency. To be eligible to serve as lead counsel in a case where a juvenile is alleged to be delinquent, counsel shall possess the following qualifications:

- i. Where a child is charged with what would be murder if committed by an adult or in any situation where waiver to adult court is sought, an attorney shall be an experienced and active criminal or juvenile law practitioner with at least three (3) years of criminal or juvenile litigation experience; and have prior experience as lead or co-counsel in no fewer than three (3) felony jury trials that were Class C felonies or higher which were tried to completion, or three (3) juvenile trials, that would have been Class C felonies or higher if committed by an adult, which were tried to completion.
- ii. Where a child is charged with what would be a Class A or B felony if committed by an adult, an attorney shall be an experienced and active criminal or juvenile law practitioner with at least two (2) years of criminal or juvenile litigation experience; and have prior experience as lead or co-counsel in no fewer than two (2) felony jury trials which were tried to completion, or two (2) juvenile trials, that would have been felonies if committed by an adult, which were tried to completion.
- iii. To be eligible to serve as lead counsel in other juvenile delinquency cases, an attorney shall have tried to completion a comparable case in adult court, or have at least one (1) year of experience in juvenile delinquency proceedings.

6. The Commission discussed and approved the comprehensive plans submitted by Vigo, Fountain, Hancock, Martin, Pulaski, Union and Newton Counties. Union County's request for retroactive eligibility for compensation was denied, pursuant to previous Commission policy.
7. David Cook of the Marion County Public Defender Agency made a presentation to the Commission regarding the use of full-time public defenders to handle death penalty cases. Mr. Cook's analysis suggested a salary range, based on salaries in the prosecutor's office, of between \$50,000 and \$70,000. Mr. Cook recommended that a full-time attorney with no other cases be allowed to handle 3 death penalty cases at one time. Chairman Lefstein noted that this presentation was more detailed than those made in the past and suggested this new data be made available to the Supreme Court. Mr. Duvall suggested that a legislative representative be present at any meeting with the Court. Mr. Cook was to review the analysis further before contacting the Commission to arrange a meeting with the Court.
8. Mr. Cook also made a presentation regarding the status of Marion County's compliance with Commission Standards. He noted numerous efforts to obtain additional funding so that juvenile and D felony courts could be brought into compliance. He also indicated that Marion County was undertaking a caseload weighting study to determine appropriate caseloads for counsel in juvenile cases. The Commission determined that a letter should be sent to Mr. Cook reminding him of the need for the county to make a good faith effort

to come into compliance. The Commission noted that if compliance was not achieved, reimbursement to the county would be jeopardized.

9. The Commission discussed an issue arising from Vanderburgh County concerning reimbursements paid in death penalty cases, where it has been learned that compliance with Criminal Rule 24 did not exist despite certification by counsel and the judge to the contrary. By acclamation of the Commission, with Bettye Lou Jerrel abstaining, the Commission concluded it should refer the information to the appropriate disciplinary committees for their review, and that Vanderburgh County should be requested to refund sums paid in these cases.
10. The Commission considered a means of communicating with the legislature regarding the work and needs of the Commission. Chairman Lefstein distributed a list of questions to serve as the basis for the creation of a "frequently asked question" brochure. Sen. Bray indicated it would be helpful if local legislators in participating counties contacted their state legislators. Mrs. Jerrel agreed to lead a delegation to speak with legislative leaders about the need to fund the Commission's work.
11. Next meeting: Wednesday, December 8, 1999, 3:00 p.m., at National City Center, South Tower, Room 1088, Indianapolis, Indiana.


Norman Lefstein, Chairman


Date

INDIANA PUBLIC DEFENDER COMMISSION MINUTES

December 17, 1999

Chairman Lefstein called the meeting to order at 3:07 p.m. in the meeting room at the National City Center, 115 West Washington Street, South Tower, Suite 1088, Indianapolis, Indiana 46204. Present were Commission members, Sen. Richard Bray, Susan Carpenter, Hon. Daniel Donahue, Les Duvall, Rep. Ralph Foley, Sen. Timothy Lanane and Rebecca S. McClure. Also, present was Tom Carusillo.

1. The minutes from the September 1, 1999 meeting were approved.
2. Staff reported activities regarding travel and meetings with various county officials. Noted was participation in the annual Judicial Conference and the Indiana Association of County Commissioner's meeting. The chief Justice's reference to the Public Defense Fund during his comments at the judicial conference was noted. Reimbursement from Vanderburgh County for erroneously paid capital case expenses in the sum of \$49,996.69 was reported.
3. The Commission approved reimbursement in capital cases as follows:

COUNTY	DEFENDANT	TOTAL
ALLEN	CORCORAN	\$43,054.92
HENRY	SOWERS	\$4,792.55
JASPER	ANDERSON	\$6,189.55
JOHNSON	GREER	\$18,504.14
MARION	ALLEN	\$0.00 Rejected
	GAMES	\$0.00 Tabled
	GROSS	\$0.00 Tabled
	HIGHBAUGH	\$26,400.34
	JONES	\$10,289.01
	MOORE	\$12,814.72
	POWELL	\$46,029.50
	TIMBERLAKE	\$0.00 Tabled
	VEAL	\$0.00 Tabled
		\$95,533.67
TOTAL		\$168,074.73

A discussion was had concerning whether the Commission audited hours submitted by defense counsel. It was noted that this was not a function of the Commission and that we had to rely upon the judge hearing the case to serve as the monitor of hours approved. The claim in State v. Allen was rejected because the claim was filed more than ninety days after the termination of the trial or appeal. It appears that about two years elapsed between the attorney's invoice and the submission of the claim.

A discussion was also had regarding the situation arising in Marion County cases in which salaried counsel are being utilized to handle death penalty cases. Such counsel receive a salary and are not compensated at the rate for \$70 per hour as required by CR 24. Though no claim for the salary is submitted, because counsel are not paid pursuant to CR 24, the claims are not in compliance. As a result the Commission tabled the claims in Gross, Games and Veal. A meeting with David Cook of the Marion County Public Defender is to be schedule to attempt to find a resolution to this situation.

The claim in State v. Timberlake was tabled pending a determination of whether the claimed expenses were for the appeal, or the PCR handled by the State Public Defender.

4. The Commission approved reimbursements in non-capital cases as follows:

COUNTY	PERIOD COVERED	TOTAL EXPEND.	ADJUST	ADJUST'D EXPEND.	40% REIMB.
BLACKFORD	08/01/99-10/31/99	\$7,028.50	\$0.00	\$7,028.50	\$2,811.40
FAYETTE	08/01/99-09/30/99	\$40,538.21	\$0.00	\$40,538.21	\$16,215.28
FLOYD	08/01/99-10/31/99	\$53,356.32	\$0.00	\$53,356.32	\$21,342.53
FOUNTAIN	09/01/99-09/30/99	\$4,166.66	\$1,125.00	\$3,041.66	\$1,216.66
FULTON	04/01/99-09/30/99	\$22,794.23	\$22,794.23	\$0.00	\$0.00
HANCOCK	09/01/99-09/30/99	\$2,503.95	\$0.00	\$2,503.95	\$1,001.58
HENRY	08/17/99-11/18/99	\$68,317.61	\$0.00	\$68,317.61	\$27,327.04
JASPER	08/12/99-11/18/99	\$27,000.00	\$0.00	\$27,000.00	\$10,800.00
JENNINGS	07/01/99-09/30/99	\$13,680.00	\$0.00	\$13,680.00	\$5,472.00
LAPORTE	07/01/99-09/30/99	\$70,478.71	\$0.00	\$70,478.71	\$28,191.48
MADISON	07/01/99-09/30/99	\$266,539.44	\$0.00	\$266,539.44	\$106,615.78
MARION	07/01/99-09/30/99	\$927,628.60	\$0.00	\$927,628.60	\$371,051.44
MIAMI	07/01/99-09/30/99	\$57,068.58	\$16,549.89	\$40,518.69	\$16,207.48
ORANGE	07/01/99-09/28/99	\$37,550.32	\$0.00	\$37,550.32	\$15,020.13
PARKE	07/01/99-09/30/99	\$12,042.85	\$0.00	\$12,042.85	\$4,817.14
PULASKI	09/01/99-09/30/99	\$8,161.58	\$2,400.28	\$5,761.30	\$2,304.52
SHELBY	07/24/99-10/31/99	\$44,971.55	\$0.00	\$44,971.55	\$17,988.62
VERMILLION	07/01/99-09/30/99	\$105,568.35	\$1,222.04	\$104,346.31	\$41,738.52
VIGO	09/01/99-10/31/99	\$55,130.60	\$55,130.60	\$0.00	\$0.00
WARREN	08/01/99-10/31/99	\$2,216.50	\$0.00	\$2,216.50	\$886.60
TOTAL		\$ 1,826,742.56	\$99,222.04	\$ 1,727,520.52	\$691,008.21

ADJUSTMENTS:

FOUNTAIN ADJUSTED FOR MISDEMEANOR CASES HANDLED BY COUNSEL

FULTON ADJUSTED FOR NON-COMPLIANCE WITH CASE ASSIGNMENT STANDARD

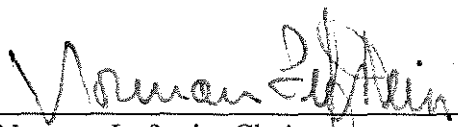
MIAMI ADJUSTED FOR MISDEMEANOR AND OTHER NON-REIMBURSABLE CASES HANDLED BY COUNSEL

PULASKI ADJUSTED FOR MISDEMEANOR CASES HANDLED BY COUNSEL

VERMILLION ADJUSTED FOR NON-REIMBURSABLE ITEMS CLAIMED IN MAJORS CASE

VIGO ADJUSTED FOR NON-COMPLIANCE WITH COMMISSION STANDARDS

5. The Commission next considered and approved comprehensive plans from Crawford, Decatur, Lake, Spencer, Sullivan, Switzerland and Ohio counties. Plans from Knox and Whitley counties were conditionally approved. Knox County must remove the judges' authority to terminate a public defender contract and Whitley County must remove unused expense funds from being included in public defender compensation.
6. The Commission discussed means of communicating the Commission's purpose to the legislature and others. A draft of language for a brochure was reviewed. The Commission resolved to proceed with the production of a brochure with the Chairman given authority to proceed at a reasonable cost.
7. The Commission rejected a request to approve a seminar on Habeas Corpus proceedings as qualifying to meet the requirements for trial counsel under Criminal Rule 24. Though appropriate for an appellate training situation, it was felt it did not translate directly to trial proceedings.
8. A response to a Community Comment by Vanderburgh Prosecutor Stanley Levco, which appeared in the Evansville Courier, was reviewed. The Commission approved having the Chairman send a response to the paper for publication.
9. The next meeting of the Commission was set for Wednesday, February 2, 2000 at 3:00 p.m. in South Tower Room 1088, 115 West Washington Street, National City Center, Indianapolis, Indiana.


Norman Lefstein, Chairman


Date