

APPELLATE DEFENDER ACT (EXCERPT)
Act 620 of 1978

780.718a Indigent defense system; fees and expenses; standard procedures; reimbursement.

Sec. 8a. (1) An indigent defense system is responsible for the payment of reasonable fees and expenses for the services provided by locally appointed private counsel under section 2.

(2) The commission shall establish a standard procedure for both of the following:

(a) The payment of locally appointed private counsel by indigent defense systems as described in subsection (1).

(b) The reimbursement of indigent defense systems as described in subsection (4).

(3) The standard procedure established under subsection (2)(a) must include rates and policies that are consistent with the standards established under section 11(2)(b) of the Michigan indigent defense commission act, 2013 PA 93, MCL 780.991.

(4) Subject to appropriation, if an indigent defense system pays locally appointed private counsel under subsection (2) pursuant to the rates and policies established under subsection (3), the state shall reimburse the system for 1/2 of the expenditures of the system. After a system has complied with subsection (2) for 3 full fiscal years, the state shall reimburse the system for all expenditures exceeding the system's local contribution. It is the intent of the legislature to fully fund this reimbursement.

History: Add. 2023, Act 299, Eff. Oct. 1, 2024.