

## **IC 33-40-8**

### **Chapter 8. Miscellaneous Legal Services for Indigents in Criminal Actions**

#### **IC 33-40-8-1**

##### **Contracts**

Sec. 1. The judge of any court having criminal jurisdiction, except in those counties with a population of at least four hundred thousand (400,000), may contract with any attorney or group of attorneys admitted to practice law in Indiana to provide legal counsel for all or some of the poor persons coming before the court charged with the commission of a crime and not having sufficient means to employ an attorney to defend themselves.

*As added by P.L.98-2004, SEC.19.*

#### **IC 33-40-8-2**

##### **Fees**

Sec. 2. A judge shall establish the fee to be paid to an attorney or attorneys for providing service to poor people.

*As added by P.L.98-2004, SEC.19.*

#### **IC 33-40-8-3**

##### **Contracts; duration**

Sec. 3. A contract entered into under section 1 of this chapter may be from year to year or for any length of time determined by the judge.

*As added by P.L.98-2004, SEC.19.*

#### **IC 33-40-8-4**

##### **Appropriations; fees**

Sec. 4. The county council of every county where the judge of any court having criminal jurisdiction has contracted with an attorney for legal services to the poor shall appropriate an amount sufficient to meet the contract obligations of a court or courts for services to the poor.

*As added by P.L.98-2004, SEC.19.*

#### **IC 33-40-8-5**

##### **Transcription of notes of evidence**

Sec. 5. (a) Subject to subsection (b), if an indigent person:

(1) desires to appeal to the supreme court or the court of appeals the decision of a trial court in a criminal case; and

(2) does not have sufficient means to procure the typed or printed manuscript or transcript of the evidence taken by the court reporter;

the court shall direct the court reporter to transcribe the notes of evidence into a typed or printed manuscript or transcript as soon as practicable and deliver the manuscript or transcript to the indigent

person.

(b) Notwithstanding subsection (a):

(1) the court must be satisfied that the indigent person lacks sufficient means to pay the court reporter for making the manuscript or transcript of evidence; and

(2) the court reporter may charge the compensation allowed by law in cases for making and furnishing a manuscript or transcript. The reporter shall be paid by the court from the proper county treasury.

*As added by P.L.98-2004, SEC.19. Amended by P.L.65-2004, SEC.20.*