

SENATE BILL 1009

By Harris

AN ACT to amend Tennessee Code Annotated, Title 40,
Chapter 14, relative to compensation for appointed
counsel.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-14-206, is amended by deleting the section in its entirety and substituting instead the following:

(a) The supreme court shall prescribe by rule the nature of the expenses for which reimbursement may be allowed under this part, and the limitations on and conditions for reimbursement as it deems appropriate and in the public interest, subject to this part. The rules shall also specify the form and content of applications for reimbursement or compensation to be filed under this part.

(b) The court may adopt other rules with regard to the accomplishment of the purposes of this part as it deems appropriate in the public interest. The rules shall provide for compensation for appointed counsel, not otherwise compensated, in all cases where appointment of counsel is required by law. The rules shall establish per case minimum rates on compensation for appointed counsel; provided, however, the minimum rates shall be in proportion to the rate of compensation set forth in § 40-14-207.

SECTION 2. Tennessee Code Annotated, Section 40-14-207, is amended by deleting subsection (a) and substituting instead the following:

(a) Other than public defenders and post-conviction defenders, attorneys appointed under this part shall be entitled to reasonable compensation at a single rate of not less than one hundred dollars (\$100) per hour for their services prior to trial, at trial,

and during the appeal of the cause, and shall be entitled to reimbursement for their reasonable and necessary expenses in accordance with the rules of the supreme court.

SECTION 3. This act shall take effect on July 1, 2015, the public welfare requiring it.