

RESOLUTION NO. 907

A RESOLUTION OF THE CITY OF GIG HARBOR, WASHINGTON; ADOPTING STANDARDS FOR INDIGENT DEFENSE, REQUESTING STAFF TO DEVELOP REPORTING WITH PIERCE COUNTY REGARDING THE PROVISION OF SERVICES.

WHEREAS, RCW 10.101.030 requires each City to adopt standards for delivery of public defense services, whether provided by contract, assigned counsel, or a public defender office, and

WHEREAS, the Washington State Bar Association has adopted a standard for indigent defense services approved by the Board of Governors on June 3, 2011. and

WHEREAS, the Washington State Supreme Court pursuant to Order No. 25700-A-1004 has adopted a new standard for indigent defense services requiring a certificate of compliance for defense counsel, and

WHEREAS, such Supreme Court standards, with the exception of Standard 3.4 become effective on September 1, 2012, and

WHEREAS, new Standard 3.4 relating to caseload limits and weighting methodology shall become effective on September 1, 2013, and

WHEREAS, the City of Gig Harbor contracts with Pierce County Washington for the provision of defense services, now, therefore,

THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON HEREBY RESOLVES AS FOLLOWS:

Section 1. Pursuant to the requirements of RCW 10.101.030 and the requirements of Order No. 25700-A-1004 of the Washington State Supreme Court, the indigent defense standards set forth in the Supreme Court Order are hereby adopted and incorporated by this reference as fully as if herein set forth. These adopted standards shall be deemed amended, from time to time, upon amendment of the standard by the State Supreme Court. The standards shall be effective and implemented in accordance with the timeframes established in the Court's order.

Section 2. The Standard For Indigent Defense Services adopted by the Washington State Bar Association as approved by its Board of Governors on June 3, 2011 shall serve as a guideline in the interpretation and application of these defense standards,.

Section 3. The City hereby requires that Pierce County and all counsel assigned by or hired by Pierce County comply with the Supreme Court Rule as interpreted pursuant to the Washington State Bar Association guidelines. The staff is requested and directed to enter into negotiation with Pierce County regarding contract amendments necessary to incorporate such standards in the parties' contract and to provide for an annual reporting system to confirm implementation of these guidelines as set forth by the Washington State Supreme Court. Such report shall include case count information relating to Gig Harbor cases as well as confirmation of compliance by defense counsel with the certification requirements of the court rule. Such negotiation shall also address indemnity, costs and any other relevant considerations.

Section 4. Ratification and Confirmation. All acts consistent with and prior to the effective date of this Resolution-are hereby ratified and confirmed.

Section 5. Effective Date. This Resolution shall be effective the 23rd day of July, 2012.

RESOLVED this 23th day of July, 2012.

CITY OF GIG HARBOR



MAYOR, CHARLES L. HUNTER

ATTEST/AUTHENTICATED:



CITY CLERK, MOLLY M. TOWSLEE

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY



FILED WITH THE CITY CLERK: 07/18/12
PASSED BY THE CITY COUNCIL: 07/23/12
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