

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
TWO THOUSAND TWENTY-SIX

—
S.P. 896 - L.D. 2195

An Act to Prohibit the Appointment or Assignment of an Attorney to Provide Indigent Legal Services Without That Attorney's Consent

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 4 MRSA §1802-A, as repealed and replaced by PL 2025, c. 511, §2, is amended by amending the section headnote to read:

§1802-A. Employed counsel and public defender; ~~direct assignment prohibited~~ court appointment and assignment of counsel

Sec. 2. 4 MRSA §1802-A, sub-§3 is enacted to read:

3. Compensation of attorneys appointed or assigned by court to provide indigent legal services. The commission is not required to reimburse the expenses of or to compensate an attorney appointed or assigned by a court to provide indigent legal services unless the attorney is an assigned counsel; the commission has determined that the attorney is eligible for appointment or assignment in the type of court proceeding to which the attorney has been appointed or assigned; and the attorney consents in advance to the appointment or assignment.