

By: Ford

To: Judiciary B

HOUSE BILL NO. 254
(As Sent to Governor)

1 AN ACT TO REENACT SECTION 99-15-15, MISSISSIPPI CODE OF 1972,
2 WHICH PROVIDES FOR THE APPOINTMENT OF COUNSEL FOR INDIGENTS; TO
3 AMEND SECTION 20, CHAPTER 575, LAWS OF 1998, AS AMENDED BY SECTION
4 2, CHAPTER 375, LAWS OF 1999, TO EXTEND THE REPEALER ON THE
5 APPOINTMENT OF COUNSEL FOR INDIGENTS; AND FOR RELATED PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 SECTION 1. Section 99-15-15, Mississippi Code of 1972, is
8 reenacted as follows:[HS1]

9 99-15-15. When any person shall be charged with a felony,
10 misdemeanor punishable by confinement for ninety (90) days or
11 more, or commission of an act of delinquency, the court or the
12 judge in vacation, being satisfied that such person is an indigent
13 person and is unable to employ counsel, may, in the discretion of
14 the court, appoint counsel to defend him.

15 Such appointed counsel shall have free access to the accused
16 who shall have process to compel the attendance of witnesses in
17 his favor.

18 The accused shall have such representation available at every
19 critical stage of the proceeding against him where a substantial
20 right may be affected.

21 SECTION 2. Section 20, Chapter 575, Laws of 1998, as amended
22 by Section 2, Chapter 375, Laws of 1999, is amended as follows:

23 Section 2. Section 20 of Chapter 575, Laws of 1998, is
24 amended as follows:

25 Section 20, Section 99-15-15, Mississippi Code of 1972, which
26 deals with the appointment of counsel for indigents, is repealed
27 from and after July 1, 2001.

28 SECTION 3. This act shall take effect and be in force from
29 and after July 1, 2000.