



FISCAL NOTE

Senate Bill 83

Committee: Judiciary

Sponsor: Senator Rodger Smitherman

Analyst: Peter Grogan

Date: 02/28/2024

Senate Bill 83 as passed the Senate would increase the obligations of the Fair Trial Tax Fund, paid from the State General Fund, by an estimated \$8.2 million dollars annually, according to the Office of Indigent Services (OIDS), beginning in Fiscal Year 2025, by revising the fee amounts paid to certain indigent defense attorneys, as follows:

Case Type	Old Fee	New Fee	Old Cap	New Cap
Capital Offense	\$70/Hr	\$120/Hr	No Cap	No Cap
Class A felony	\$70/HR	\$110/HR	\$4,000	\$6,500
Class B felony	\$70/HR	\$90/HR	\$3,000	\$6,000
Class C/D felony	\$70/HR	\$70/HR	\$2,000	\$4,500
Juvenile	\$70/HR	\$80/HR	\$2,500	\$4,500
Traffic	\$70/HR	\$55/HR	N/A	\$1,500
Other	\$70/HR	\$70/HR	\$1,500	\$2,500
Appeals	\$70/HR	\$85/HR	\$2,500	\$5,000
Supreme Court	\$70/HR	\$85/HR	\$2,500	\$5,000

In addition, this bill would increase the administrative obligations of OIDS and the indigent defense advisory boards by an undetermined amount to comply with the provisions of this bill.

Finally, this bill would increase the obligations of the State General Fund, by a significant undetermined amount, to provide reimbursement for indigent health care services provided in the state at the Medicare reimbursement rate.