
Fwd: State Public Defender's Office

1 message

Sandy Jones <sandy.jones@cityofbloomfield.org>

Wed, Sep 14, 2022 at 12:03 PM

To: Kyle McClure <kyle.mcclure@cityofbloomfield.org>, Tomi Jo Day <tomijo.day@cityofbloomfield.org>, Chris Miller <nohitter91@msn.com>, Zach Dunlavy <zach.dunlavy@cityofbloomfield.org>, Gayla Harrison <gharrison@hmmw.com>

Kyle,

Please add this to the agenda for Thursday night to be discussed. I will go ahead and get this paid.

Sandy Jones, IaCMC
City of Bloomfield
111 W Franklin St
Bloomfield Iowa 52537
641-664-2260
www.cityofbloomfield.org

----- Forwarded message -----

From: **Gayla Harrison** <gharrison@hmmw.com>
Date: Wed, Sep 14, 2022 at 11:59 AM
Subject: RE: State Public Defender's Office
To: Sandy Jones <sandy.jones@cityofbloomfield.org>

Sandy:

This is something that just happened within the last two weeks. The Iowa Municipal Attorney Association reported that the Office of the State Public Defender is seeking repayment of the indigent defense fund when an attorney is appointed for an individual who faces imprisonment as a possible penalty for violation of a city ordinance.

After the passage of this legislation in 2017 , some cities removed imprisonment as a penalty for violation of a city ordinance. We need to discuss whether the City Council wants to do that in Bloomfield. If so, we will need to go through all of the ordinances and make sure that imprisonment is removed as a penalty.

In the meantime, the City is obligated to pay this bill.

Gayla

Gayla R. Harrison

Harrison, Moreland, Webber & Simplot, P.C.

129 W. Fourth Street/P.O. Box 250

Ottumwa, Iowa 52501

Telephone: 641-682-8326

Facsimile: 641-682-8329

Email: gharrison@hmmw.com

From: Sandy Jones <sandy.jones@cityofbloomfield.org>

Sent: Wednesday, September 14, 2022 11:51 AM

To: Gayla Harrison <gharrison@hmmw.com>

Subject: State Public Defender's Office

Gayla,

We received the attached letter and invoice from the State Public Defender's Office. We have never received anything like this before. Do we really have to pay this? I reached out to Zach and he didn't know anything about it.

Sandy Jones, IaCMC

City of Bloomfield

111 W Franklin St

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OFFICE OF THE
STATE PUBLIC DEFENDER

KIM REYNOLDS, GOVERNOR
ADAM GREGG, LT. GOVERNOR
JEFF WRIGHT, STATE PUBLIC DEFENDER

August 30, 2022

City Manager
City of Bloomfield
111 W Franklin St
Bloomfield, IA 52537-1615

Re: Request for Reimbursement of Legal Defense Costs Paid from the Indigent Defense Fund
for Persons Charged with Local Ordinance Violations

Dear City Manager:

As you may be aware, Senate File 374, as amended by H-1214, was passed and adopted during the 2017 Legislative Session. This amendment requires the Office of the State Public Defender to seek reimbursement for compensation and expenses paid from the Indigent Defense Fund for the defense of an indigent person charged with the violation of a local ordinance if the person faced the possibility of imprisonment. This amendment requires the political subdivision of the state to reimburse the Office of the State Public Defender for the defense costs. The effective date of this amendment was January 1, 2018. This amendment is now codified in Iowa Code Section 815.15.

For the period July 1, 2021 through September 30, 2021, our records show that this Office paid **\$189.00** from the Indigent Defense Fund for compensation and expenses for the defense of indigent person charged with the violation of local ordinances of your city and appointed and attorney pursuant to this act. The details of these payments from the Indigent Defense Fund are shown on the accompanying invoice.

Within thirty (30) days from the date of this letter, please send reimbursement to this Office payable to the "Treasurer of State of Iowa" and mail to the Office of the State Public Defender, Lucas State Office Building, Fourth Floor, 321 East 12th Street, Des Moines, Iowa 50319.

Thank you,

Jeff Wright
State Public Defender

