

FIGURE 1:

CASE TYPES THAT COULD INVOLVE A PUBLIC DEFENDER

Prepared by Sheri Heffelfinger, Research Analyst, Legislative Services Division, November 2004

Case type list corresponds with New Section 4 of LC 214	DISTRICT COURT		JUSTICES' COURTS		MUNICIPAL OR CITY COURTS		
	District Court Jurisdiction	Current Responsibility for Payment of Public Defender Costs	Justice Court (may or may not be of record)	Current Responsibility for Payment of Public Defender Costs	Municipal Court (of record)	City Court (not of record)	Current Responsibility for Payment of Public Defender Costs
Entitled to a Public Defender Only if Indigent							
For a defendant in a felony criminal case* (DC)**	x	state	*	county		*	city
postconviction relief a in felony criminal case	x	state	x (if of record)	county	x		city
habeas corpus in felony criminal cases	x	state					
For a defendant in misdemeanor case where incarceration is possible			x	county		x	city
For a parent in an abuse & neglect case (DN)	x	state					
For any party in a paternity case (DR)	x	county					
For a parent of a minor in an invol. civil commitment, dev. disabled case (DD)	x	county					
For a respondant in an invol. civil commitment, mental illness case (DI)	x	state					
For a respondant in an invol. civil commitment, chemical dependency case (DV)	x	county					
For a witness in a criminal grand jury (DV)	x	state					
Entitled to a Public Defender Even if Not Indigent							
For a youth in a juvenile delinquency case (DJ)	x	state					
For a minor who petitions for a waiver of parental notification for an abortion (DV)	x	county					
For a respondent in an invol. commitment for developmental disability case (DD)	x	county					
For a minor in a voluntary commitment case for mental health (DI)	x	county					
For the subject of a guardianship or conservatorship case (DG)	x	county					
For a ward if the ward's guardian seeks forced medical treatment (DV)	x	county					
*Note : Felony criminal charges may be filed in a Justices' Court or a City Court, in which case, the preliminary hearings would be held in the Justice's or City Court before the case is moved to the District Court.							
** Note about abbreviations such as DC : Clerks of District Court use these abbreviations to code case types. Note that many of the civil cases without a specific code will all be coded as general civil (DV).							