

SENATOR KRISTENSEN: Or preliminary hearing.

SENATOR CHAMBERS: Right. So how, in the first instance, will a determination be made that money is going to be made available through this fund for the defense of an indigent person?

SENATOR KRISTENSEN: Okay, and I really don't want to take a lot of your time, but...

SENATOR CHAMBERS: Go ahead because I asked the question.

SENATOR KRISTENSEN: ...I want you to...I want to help you be accurate with this. The way that this...with my amendment up here, we're not having that fund of money to give funds to them, we're providing them with staff to do assistance. And so...and so that takes away a little bit of that and that's where the consultation could be, and I could see where you could come in and maybe help them through preliminary hearing, get them started, or help them find experts. It's difficult for the defense to sometimes find good experts and maybe that's all they could offer for the...you know, for assistance.

SENATOR CHAMBERS: Well, suppose because the county attorney is concerned about the budget of that county, even when it comes to what might go for the public defender,...

SENATOR KRISTENSEN: Oh, yeah.

SENATOR CHAMBERS: ...now if the public...if the county attorney is interested in getting some state assistance to help bear the cost, the county attorney could turn it into or make it appear to be, or in the posture of a capital case in order to get this assistance when there is no real...

SPEAKER WITHEM: Time. Senator Hartnett.

SENATOR HARTNETT: Senator Kristensen, if I could ask you some questions. In your...in this bill here you're saying in the A bill it would be \$500,000. As I understand it, with your comments earlier, they will not be paid an hourly rate, they would be paid so much a year or how...

SENATOR KRISTENSEN: Right, they're going to be paid by the commission on a salary basis.