

that you would not have any objections to that happening where the counties...if I use the fund, if my county uses the fund, we would have to pay back some of this so that the counties have some role or participation.

SENATOR KRISTENSEN: That...Senator Hartnett, that's an option that's out there and it goes through the funding source policy. One of the policies that I guess I've looked at and considered was it's difficult if you have a source of money and distribute it out because how do you do that. What we're really talking about is I view this as an insurance policy and as a quality control issue. I get better quality public defenders and indigent defense lawyers and I also relieve the counties from some risk of catastrophic expense. Just as you may have a deductible on your insurance policy, I could also see some type of a deductible form where they may pay a third or a quarter, if they have those catastrophic expenses that you charge that back to them. I'm willing...that's a funding source option, I guess, I'm willing to look at. It eases it into this and you might also be able to provide a few more services. But that's a policy choice that I guess if I was going to do that, whether we do that on Select File, it would probably be my preference, I would like to hear some of the other options that are out there and then...

SENATOR HARTNETT: Okay, the next thing I think, when I heard this, I was part of the Revenue Committee that heard this bill, the options that...and I think there was a study done about setting up this new commission and I guess why didn't the commission look at what...Senator Lindsay is not here, what is already there in statute that the county...you know, why are we...to me, we're kind of starting another bureaucratic organization that...they keep growing and that's...

SENATOR KRISTENSEN: I think Senator Lindsay...and I've got my light on because I think he was getting off the track a little bit. But there is an established judicial public defender system in our statutes and, in fact, I think your seatmate, Senator Beutler, probably had, during his tenure of the Judiciary Committee, didn't you look at that issue, I think. That system is in place, however, that's for all defense and that system has just never been funded but that's a very expensive system. That takes over judicial district areas and I suppose the reluctance has been you take away. This is in addition to it. But if you...if you fund that source, that