

time was if we have a number of requests or appointments from district judges for this office to help in the defense of cases, what...what's going to be the criteria? Is the county that needs the help the worst going to get it, or is the one that gets there first with the application or appointment going to get it, or how is that going to be determined?

SENATOR KRISTENSEN: Senator Bromm, the commission that is going to be there is going to establish some caseload guidelines and I assume in the very first year it's probably first come, first serve, but after that it's going to be a matter of, do we have any available resources to send out? You know, it will be one of those continual things and I assume that it is based primarily on where you could get the highest benefit and the highest use of those. It's real hard to set in statute and quantify saying first come, first serve, because after we get started you don't know how that's going to work and so it's going to have to sort of be on a discretionary basis of what resources do we have available to give this county and maybe at the beginning we can't devote everything to them but at a later stage we can, and I think it's that sort of system that's envisioned.

SENATOR BROMM: Would you...would you think that the commission, in laying out its guidelines, will give any consideration to the available resources of a...of a county to handle a particular matter versus the potential costs that that matter might involve, or do you think that financial need will be one of the things that they will look at, or what...

SENATOR KRISTENSEN: Well, I...

SENATOR BROMM: ..is your plan on that?

SENATOR KRISTENSEN: Well, I, obviously, I...I'm hesitant to start to tell the commission who you've got to represent and I want to use their judgment in terms of how best to utilize their resources, but I certainly think through our discussion, I know I'm going to give them a copy of this...this legislative history, I don't care who's on that commission, that one of the things you need to look at is not only need but the impact that that may have on that particular county, and it's going to have to be this look at each case on a case-by-case basis and decide, one, does the commission have the resources available to do it; two, you know, is this the case that we're going to be able to