

EXECUTIVE ORDER No. 136

July 13, 2010

REPEAL OF PRIOR EXECUTIVE ORDERS RELATING TO THE INDIGENT DEFENSE
PLAN FOR THE CITY OF NEW YORK

WHEREAS, pursuant to the provisions of Article 18-B of the County Law (“18-B”), the City of New York (“the City”) is required to provide counsel to persons charged with a crime or who are entitled to counsel pursuant to Family Court Act §§ 262 or 1120, Correction Law article 6-C or Surrogate’s Court Procedure Act § 407, and who are financially unable to obtain counsel within the meaning of County Law § 722; and

WHEREAS, the Office of the Criminal Justice Coordinator has promulgated rules, set forth in chapter 13 of Title 43 of the Rules of the City of New York, that establish a plan for representation of such persons pursuant to the above statutory provisions; and

WHEREAS, such rules constitute full and sufficient legal authority for the present Indigent Defense Plan for the City of New York,

NOW, THEREFORE, by virtue of the power vested in me as Mayor of the City of New York, it is hereby ordered:

Section 1. Repeal of Executive Orders. Executive Order No. 132 of 2010 and Executive Order No. 118 of 2008, both entitled “Indigent Defense Plan for the City of New York,” are hereby repealed. Further, Executive Order No. 178 of 1965, entitled “Furnishing Counsel to Indigent Criminal Defendants Within the City of New York,” is hereby repealed, except that Criminal Defense Panels created under the authority of Executive Order 178 of 1965 and pursuant to the plan submitted by bar associations in accordance with subdivision 3 of section 722 of the County Law shall continue to exist and shall be administered in accordance with the rules of the Appellate Division, First and Second Judicial Departments.

§ 2. This Order shall take effect immediately.

Michael R. Bloomberg
Mayor