

## **Internal Operating Policy 32-06**

Submitted by Director to the Georgia Public Defender Standards Council: 06/23/2006

Approved by Standards Council: 06/23/2006

Effective: 06/23/2006

Authority: O.C.G.A. § 17-12-5(c) (2)<sup>1</sup>

Subject: Reimbursement for Travel to Habeas Proceedings

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This Internal Operating Policy is an addendum to the policy on Travel Reimbursement Procedure (IOP 25-05).

The Standards Council acknowledges that from time to time, the circuit public defenders and assistant public defenders may be subpoenaed to attend habeas corpus petition hearings for ineffective assistance of counsel claims. Because the Georgia Indigent Defense Act of 2003 did not go into effect until January 1, 2005, the Standards Council will reimburse mileage for travel to habeas corpus hearings resulting from cases after January 1, 2005, if the circuit public defender or assistant public defender provided the legal representation in question. For travel to habeas corpus hearings for cases prior to January 1, 2005, the reimbursement claims should be directed to the Attorney General's Office.

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<sup>1</sup> O.C.G.A. § 17-12-5 (c) (2) provides as follows: “(c) The director shall... (2) Develop such rules, policies, procedures, regulations, and standards as may be necessary to carry out the provisions of this chapter and comply with all applicable laws, standards, and regulations, and submit these to the council for approval”.