

2026 SESSION

INTRODUCED

26102399D

1 **HOUSE BILL NO. 223**

2 Offered January 14, 2026

3 Prefiled January 8, 2026

4 *A BILL to amend and reenact § 19.2-163.01:1 of the Code of Virginia, relating to public defender; local*
5 *funding for positions.*

6 Patron—Hope

7 _____

8 Committee Referral Pending

9 _____

10 **Be it enacted by the General Assembly of Virginia:**

11 **1. That § 19.2-163.01:1 of the Code of Virginia is amended and reenacted as follows:**

12 **§ 19.2-163.01:1. Supplementing compensation of public defender.**

13 A. The governing body of any county or city may supplement the compensation of the public defender or
14 any of his deputies or employees above the compensation fixed by the executive director, *or fund positions*,
15 in such amounts as it may deem expedient. Such additional compensation *or funding for positions* shall be
16 wholly payable from the funds of any such county or city.

17 B. Due to the privileged and protected nature of the attorney-client relationship and the statutory scope of
18 representation provided in §§ 19.2-157 and 19.2-163.3, no county or city providing a supplement to
19 compensation *or funding for positions* under this section shall place any condition or requirement upon the
20 receipt of such funds.

21 C. Funds provided by any county or city under this section may be paid directly to the Indigent Defense
22 Commission or to the employees with notice to the Indigent Defense Commission of any amount so provided.
23 The Commission shall provide the supplementing funds directly to employees in combination with the
24 compensation fixed by the executive director.

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