



Defender Resources Publications Catalog

NLADA has independently and collaborated with other national organizations to develop national standards and publications for indigent defense systems and professionals. Many standards and publications are available for free downloads on our publication's webpage. To purchase standards or publications, please complete and return the publication order form with your check payable to NLADA or credit card information to: NLADA, 1140 Connecticut Ave NW, Ste 900, Washington, DC 20036 or by fax at (202) 872-1031.

Free Downloads:

Please visit Defender Resources publications' webpage to download the full text of the publications listed below as Adobe PDFs at

www.nlada.org/Defender/Defender_Publications/Defender_Publications_Home

Justice Denied: America's Continuing Neglect of Our Constitutional Right to Counsel examine the nation's ways of providing defense services for the poor and is sounding the alarm about the grave problems that exist today nationwide. The National Right to Counsel Committee was established to address the full dimension of the difficulties in indigent defense from a national perspective. The Committee's members include persons with judicial, law enforcement, prosecution, and defense experience, as well as policymakers, victim advocates, and scholars. The membership also includes a person who was convicted of a crime that he did not commit, sent to prison, and later exonerated due to DNA evidence. The report released by The Constitution Project on Tuesday, April 14, 2009, details the endemic and systemic failures of the indigent defense system and recommends twenty-two specific and urgently needed reforms to fix them. [One hardcopy is available to NLADA members only. Please add the title of this publication to your order form.]

Recommendation for Reforming Our Immigration Detention System and Promoting Access to Counsel in Immigration Proceedings examines expedited removal, mandatory pre-removal detention, and post-removal detention and suggests much-needed agency-level and congressional reforms (2009)

Making the Case: Utilizing Performance Measurement to Promote Holistic Advocacy and Community Oriented-Defense explores the question of how does one develop performance measures that are relevant and appropriate to the public defense, human service delivery context of Holistic Community-Oriented Defense programs, while also being responsive to policymaker decision-making paradigms? This publication test a specific research hypothesis that community-oriented defense services that address a breadth of client problems (a) produce better life outcomes, (b) prevent recidivism, (c) reduce crime and enhance public safety, and (d) achieve these goals in a cost-effective fashion. The Holistic and Community-Oriented Defense Project of NLADA was funded by a grant from the Open Society Institute. [This publication is only available in hardcopy. One hardcopy is available to NLADA members only. Please add the title of this publication to your order form.]

Serotonin Deficit and Impulsive Violence: Does Your Case Fit?, by Dr. Paul Rossby, Ph.D. In order to appreciate the critical differences in brain chemistry that can lead to seemingly inexplicable acts of cruelty, it is necessary to have a basic understanding of the brain itself, the organ of

behavior. This article discusses the criteria which indicate that an analysis of serotonin function is warranted in order to assess the defendant's biological capacity to control his impulses.

From the Fall 2003 issue of Cornerstone

Mental Retardation: A Primer to Cope with Expert Testimony, by Dr. I. Bruce Frumkin. With increasing frequency, attorneys in civil and criminal cases litigate issues involving intellectual functioning. As with all forensic assessments in the civil context, no IQ or diagnosis automatically renders an individual incompetent to execute a will, to consent to treatment, to manage one's affairs, or to be caretaker for a minor. Often, a comprehensive assessment of a client's intellectual functioning is needed to litigate a variety of these issues.

From the Fall 2003 issue of Cornerstone.

Reentry—the Tie That Binds Legal Aid Attorneys and Public Defenders, by Cynthia Works, NLADA's director of training and education, this article address a number of reentry questions, including: What does the term "reentry" mean? Whose responsibility is it to serve these clients — civil legal aid attorneys or public defenders? Moreover, why should civil legal aid attorneys and public defenders be concerned about the hundreds of thousands of ex-offenders returning to their communities each year?

This article was first published in Clearinghouse Review, 37 Clearinghouse Rev. 328 (Sept.-Oct. 2003)

Raising Voices: Taking Public Defense to the Streets a monograph from The Brennan Center on how community-oriented defense improves client representation and builds support for defense funding

What Policymakers Need to Know To Improve Public Defense Systems is the second in a series of papers developed by the Executive Session on Public Defense at Harvard (January 2002)

Indigent Defense Standards

Guidelines for Legal Defense Systems in the United States (1976): Summary of comprehensive recommendations of the National Study Commission on Defense Services, a two-year NLADA/LEAA project. Includes eligibility screening, program structure, independence, compensation parity, other resource issues (black letter recommendations only) (16 pages).

Member Price	\$5
Nonmember Price	\$8

Guidelines for Negotiating and Awarding Governmental Contracts for Criminal Defense Services (1984): The authoritative antidote to low-bid contracting, covering attorney qualifications, staffing, governance by an independent Policy Board, caseloads, compensation, conflicts (includes introduction, history, commentary, related standards, bibliography, and ABA supporting resolution (30 pages).

Member Price	\$5
Nonmember Price	\$8

Standards for the Administration of Assigned Counsel Systems (1989): Covers policies, structure, funding and budgeting, fees, oversight and responsibilities, including training, mentoring, and monitoring (includes black letter standards, extensive commentary, related standards, and detailed footnotes) (78 pages).

Member Price	\$10
Nonmember Price	\$15

Standards and Evaluation Design for Appellate Defender Offices (1980): Comprehensive standards governing quality of representation, internal office management, and role in the legal community, are presented also in the form of a Q&A self-evaluation manual (includes introduction,

standards, diagnostic questions for gauging performance against standards, factual and statistical data checklists to support evaluation, and bibliography) (106 pages).

Member Price	\$15
Nonmember Price	\$23

Standards for the Appointment and Performance of Counsel in Death Penalty Cases (1988): Covers number and qualifications of attorneys, support services, training, investigation, motions, pleas, the sentencing phase, appellate, post-conviction and clemency responsibilities (includes introduction, commentary, footnotes) (61 pages).

Member Price	\$10
Nonmember Price	\$15

Defender Training and Development Standards (1997): The only national standards governing defender training and development. Intended to be read together with NLADA Performance Guidelines for Criminal Defense Representation (includes preface, and footnotes; commentary is under development) (8 pages).

Member Price	\$5
Nonmember Price	\$8

Blue Ribbon Advisory Committee on Indigent Defense Services (1997): Final Report of the National Advisory Committee on Indigent Defense Services convened by NLADA with BJA support. Discusses five critical areas to addressing the crisis in indigent defense: training, standards, program audits and technical assistance, utilization of social services and other interdisciplinary resources, and coalition building, such as through adjudication partnerships (9 pages).

Member Price	\$5
Nonmember Price	\$8

National Advisory Commission on Criminal Justice Standards and Goals – Courts, Chapter 13, The Defense (1973): The seminal standards, including numerical caseload standards, from which all other indigent defense standards have flowed. The NAC standards encompassed the entire criminal justice process, and flowed from the recommendations of the 1967 President's Commission on Law Enforcement and Administration of Justice (includes introduction, commentary, and references) (36 pages).

Member Price	\$5
Nonmember Price	\$8

Uniform Law Commissioners Model Public Defender Act (1970): The first blueprint for the establishment of a statewide defender system (includes prefatory note, commentary and footnotes by the National Conference of Commissioners on Uniform State laws, plus NLADA comments) (19 pages).

Member Price	\$5
Nonmember Price	\$8

Buy all the NLADA Standards in a Single Volume and SAVE

Indigent Defense Standards: A Compilation of National Standards and Commentary

- Guidelines for Legal Defense Systems in the United States
- Guidelines for Negotiating and Awarding Governmental Contracts for Criminal Defense Services
- Standards for the Administration of Assigned Counsel
- Standards and Evaluation Design for Appellate Defender Offices

- Standards for the Appointment and Performance of Counsel in Death Penalty Cases
- Defender Training and Development Standards
- Blue Ribbon Advisory Committee on Indigent Defense Services
- National Advisory Commission on Criminal Justice Standards and Goals – Courts, Chapter 13, The Defense
- Uniform Law Commissioners Model Public Defender Act.

Member Price	\$50
Nonmember Price	\$75

Additional Standards & Related Publications

Model Contract for Public Defender Services: The antidote to low-bid contracting, based on NLADA's Guidelines for Negotiating and Awarding Governmental Contracts for Criminal Defense Services. Includes comprehensive introduction, commentary and annotations (71 pages).

Member Price	\$15
Nonmember Price	\$23

Performance Guidelines for Criminal Defense Representation (1995): An indispensable guide to the duties of defenders at every stage of a criminal proceeding, useful as an educational, supervisory, policy or political tool. The 1997 edition includes black letter standards, extensive commentary, citations to related standards, and detailed footnotes. (140 pages).

Member Price	\$30
Nonmember Price	\$45

Indigent Defense Caseloads and Common Sense: An Update (1994): A comprehensive survey of how caseload standards originated, how they have been institutionalized and altered in statutory provisions and indigent defense contracts, methodologies for measuring caseloads, workloads and case-weighting systems, tips for lobbying a budget, and litigative remedies (180 pages, including appendices).

Member Price	\$15
Nonmember Price	\$23

Other Defender Publications

Case Weighting Systems: A Handbook for Budget Preparation (1985): Prepared with a grant from the National Institute of Justice, the handbook contains valuable information on how case weighting systems can be developed and incorporated into the defender's budget planning process. Includes numerous charts and tables (53 pages).

Member Price	\$10
Nonmember Price	\$15

A Defender Guidebook to Technology Integration in Criminal Justice Information Systems: The benefits and challenges of integrating defender computer systems with prosecution, courts and other agencies, with examples and materials (117 pages).

Member Price	\$15
Nonmember Price	\$23

Why More Indigent Defense Systems Research is Needed: The National Defender Systems Survey - An Interim Report, 1997 prepared by NLADA for the US Department of Justice, Bureau of

Justice Statistics, on the importance and scope of needed research into the ways that states and localities furnish indigent defense services (18 pages).

Member Price	\$3
Nonmember Price	\$5

Pleadings and Exhibits Challenging Video Courts (1998): Kentucky defender Dan Goyette's pleadings and exhibits (207 pages) challenging video courts, with videotape (approximately 40 minutes).

Member Price	\$35
Nonmember Price	\$45