

Submitter: Jina Clark

On Behalf Of:

Committee: Senate Committee On Judiciary

Measure, Appointment or Topic: SB178

This is procedural prejudice against defendants as this is not a reciprocal fee. It does not require that the state pay for discovery from the defendant. Thus, it is a biased law in financially in favor of the DAs office.

Additionally, payments for the exchange of information impedes prompt exchange of documents. I do some criminal defense privately, but mostly do civil and it is rare for a law firm to request fees for producing discovery. From a managerial perspective, I would rather not pay and track petty expenses. It is easier just to have the free exchange of information without impediment.