
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 61

Session of
1985

INTRODUCED BY LLOYD, PRATT, SEVENTY, BROUJOS, COY, GODSHALL,
SCHEETZ, CIVERA, VAN HORNE, D. R. WRIGHT, GEIST, ARTY, MERRY,
LETTERMAN, CAWLEY, BLAUM, LASHINGER, McVERRY, SCHULER,
DeLUCA, JOHNSON, TIGUE, WOGAN, NOYE, MORRIS, BELARDI, RYBAK,
BATTISTO, PRESTON AND STABACK, JANUARY 23, 1985

REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 23, 1985

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, regulating public
3 defender fees.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Section 1726(1) of Title 42 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 1726. Establishment of taxable costs.

9 The governing authority shall prescribe by general rule the
10 standards governing the imposition and taxation of costs,
11 including the items which constitute taxable costs, the
12 litigants who shall bear such costs, and the discretion vested
13 in the courts to modify the amount and responsibility for costs
14 in specific matters. All system and related personnel shall be
15 bound by such general rules. In prescribing such general rules,
16 the governing authority shall be guided by the following
17 considerations, among others:

1 (1) Attorney's fees are not an item of taxable costs
2 except to the extent authorized by section 2503 (relating to
3 right of participants to receive counsel fees) or section
4 10.2 of the act of December 2, 1968 (P.L.1144, No.358), known
5 as the Public Defender Act.

6 * * *

7 Section 2. This act shall take effect in 60 days.