

IN THE CIRCUIT COURT OF THE
EIGHTEENTH JUDICIAL CIRCUIT
OF FLORIDA

**ADMINISTRATIVE ORDER NO. :
05-30**

**IN RE: ATTORNEYS - COMPENSATION FOR COURT-APPOINTED ATTORNEYS,
EXAMINATION FEES & COSTS - MENTAL HEALTH & JIMMY RYCE CASES
& OTHER CIVIL CASES (JULY 1, 2005 - DECEMBER 31, 2005)**

WHEREAS, it is necessary to provide for the orderly appointment and compensation of court-appointed counsel in other civil cases in the Eighteenth Judicial Circuit for the period of July 1, 2005 until December 31, 2005, and to disseminate the fee schedule adopted by the Eighteenth Judicial Circuit's Article V Indigent Services Committee for court-appointed counsel in other civil cases;

WHEREAS, sections 27.40, 27.42, and 27.5304, Florida Statutes (2004), provide that the Article V Indigent Services Committee shall establish a registry of attorneys in private practice to represent clients in cases requiring court appointment of counsel and shall develop a schedule of standard fees for court-appointed attorneys in various categories of cases; and

WHEREAS, in accordance with the July 1, 2005 decision of the Article V Indigent Services Committee for the Eighteenth Judicial Circuit;

NOW, THEREFORE, it is ORDERED that:

ATTORNEY'S FEES

1. For services performed from July 1, 2005 until December 31, 2005, or unless unilaterally amended by the Article V Indigent Services Committee, whichever occurs first, court-appointed attorneys in civil Jimmy Ryce Act, Baker Act, and mental health cases, except those appointments accepted by the Public Defender's Office pursuant to law shall receive

\$175 per hour, unless the court determines in an evidentiary hearing that extraordinary circumstances exist which require this fee to be exceeded or reduced.

2. For services performed on and after July 1, 2005 until December 31, 2005, or unless unilaterally amended by the Article V Indigent Services Committee, whichever occurs first, court-appointed counsel in sexually transmitted disease and tuberculosis cases, and other civil cases not specified under the above paragraph 1., shall receive \$65 per hour, unless the court determines in an evidentiary hearing that extraordinary circumstances exist which require this fee to be exceeded or reduced.

DUE PROCESS COSTS

3. Baker Act Examinations: For court-ordered examinations in civil cases (Baker Acts) performed during the time period of July 1, 2005, until December 31, 2005, unless unilaterally amended by the Article V Indigent Services Committee, whichever comes first, up to \$100 per examination shall be paid, unless the court determines in an evidentiary hearing that extraordinary circumstances exist which require this fee to be exceeded.
4. Expert Fees in Jimmy Ryce Civil Commitment Cases: Experts appointed in Jimmy Ryce civil commitment cases shall be paid up to \$250.00 for the first hour or less, and \$62.50 per quarter hour thereafter for in-court or out-of-court services which include, but are not limited to, in-court testimony, initial review of records, testing, writing reports, depositions and other appropriate services; and \$125.00 per hour while waiting to testify at court appearances or depositions, and/or for travel time. The Court shall approve the number of hours necessary to be expended on expert fees.
5. Investigator Fees: \$50 per hour, with Court approving the number of hours necessary to be expended on investigator fees.
6. Court Reporter Fees:
 - A. Brevard County:
 1. Appearance Fees:

Standard Reporting	\$30.00/hr
Weekend/Holiday	\$45.00/hr
Real-Time*	\$50.00/hr

*1-1/2 hour minimum per initial appearance
 2. Transcripts - Standard:

- | | | |
|--|-----------------------------------------|---------|
| | Original for pleas only (per page) | \$3.50 |
| | Original (includes 1 copy/per page) | \$4.50 |
| | Additional Original Reprints (per page) | \$1.00 |
| | ASCII DISK (per disk) | \$5.00 |
| | E-TRANSCRIPT (per transmission) | \$10.00 |
3. Transcripts - Expedited:
- a. Delivery on or before the next work day after the order:
- | | | |
|--|-----------------------------------------|--------|
| | Original for pleas only (per page) | \$6.00 |
| | Original (includes 1 copy/per page) | \$7.00 |
| | Additional Original Reprints (per page) | \$1.00 |
- b. Delivery after one but within three work days of the order:
- | | | |
|--|-----------------------------------------|--------|
| | Original for pleas only (per page) | \$4.50 |
| | Original (includes 1 copy/per page) | \$5.50 |
| | Additional Original Reprints (per page) | \$1.00 |
4. Uncontested Divorce - General Magistrate:
- | | | |
|--|------------------------------|---------|
| | Appearance plus transcript * | \$35.00 |
|--|------------------------------|---------|
- * not paid from public expense flat fee
5. Shipping Expenses: Actual amount expended.
- B. Seminole County:
1. Appearance Fees:
- | | | |
|--|-------------------------------|---------|
| | Standard Reporting (per hour) | \$40.00 |
| | Weekend/Holiday (per hour) | \$60.00 |
| | Real-Time (per hour) | \$50.00 |
| | No Show/No Notice (per hour) | \$40.00 |
2. Transcripts:
- | | | |
|--|-----------------------|---------|
| | Original (per page) | \$3.50 |
| | Each Copy (per page) | \$1.75 |
| | ASCII DISK (per disk) | \$25.00 |
3. Daily Copy:
- | | | |
|--|----------------------|--------|
| | Original (per page) | \$6.00 |
| | Each copy (per page) | \$3.25 |
4. Expedited Copy:
- | | | |
|--|----------------------|--------|
| | Original (per page) | \$4.50 |
| | Each copy (per page) | \$1.90 |
5. Other Transcripts/Real-Time:
- | | | |
|--|-----------------------------------|--------|
| | Certified daily copy (per page) | \$6.00 |
| | Uncertified daily copy (per page) | \$3.00 |
7. Interpreter Fees:
- A. Brevard County:
- | | |
|----------------------|------------------------|
| Arabic | \$90.00/hr (2 hr min.) |
| Brazilian Portuguese | \$75.00/hr (2 hr min.) |

Cantonese	\$90.00/hr (2 hr min.)
Czechoslovakian	\$100.00/hr (2 hr min.)
Dutch	\$100.00/hr (2 hr min.)
French	\$75.00/hr (2 hr min.)
German	\$90.00/hr (2 hr min.)
Greek	\$100.00/hr (2 hr min.)
Haitian Kreole	\$75.00/hr (2 hr min.)
Hungarian	\$100.00/hr (2 hr min.)
Indonesian	\$100.00/hr (2 hr min.)
Italian	\$80.00/hr (2 hr min.)
Japanese	\$90.00/hr (2 hr min.)
Korean	\$90.00/hr (2 hr min.)
Mandarin Chinese	\$90.00/hr (2 hr min.)
Polish	\$100.00/hr (2 hr min.)
Russian-Ukrainian	\$90.00/hr (2 hr min.)
Serbo-Croatian	\$100.00/hr (2 hr min.)
Spanish*	\$40.00/hr (1 hr min.)
Tagalo	\$100.00/hr (2 hr min.)
Thai	\$90.00/hr (2 hr min.)
Turkish	\$100.00/hr (2 hr min.)
Vietnamese	\$90.00/hr (2 hr min.)
Sign Language	\$70.00/assignment (2 hr): \$35.00 half hr thereafter
Language Line	\$2.50 - \$4.50/minute

*Spanish is a 2-hour minimum when going to Titusville or the Sharpes Detention Center.

B. Seminole County:

Spanish & French-Certified \$45/hr

Not certified, registered for the State exam \$35/hr

Other Languages Up to \$65/hr

8. Psychological/Competency Evaluation Fees in Jimmy Ryce Civil Commitment Cases:

Evaluation	\$150/hr
Testify	\$200/hr
Waiting to testify	\$75/hr
Out of County Travel	\$75/hr

9. Process Service Fees:

A. Fees for Process Service within Florida: Maximum rate of \$25.00 per service or attempted service.

B. Fees for process service outside of Florida-apply what is actually billed.

10. Miscellaneous Expenses:

A. Travel Expenses:

1. Mileage is paid for out-of-circuit travel at the rate of \$.29 per mile.
 2. Tolls and parking expenses are paid with proper receipts.
 3. Per diem is paid per state policy.
 4. For other travel expenses such as airfare, hotel, car rental that require receipts, the attorneys, experts, investigators and any other applicable persons must seek the most reasonable prices.
- B. Photocopies: 15 cents per copy.

BILLING OF FEES AND COSTS

11. Court-appointed Attorneys may bill and shall be compensated for payment of attorney's fees. Attorneys shall bill in tenth of an hour increments (e.g., 0.1, 0.2, etc.). Court-appointed Attorneys shall bill and be compensated for payment of attorney's fees in accordance with the policies and procedures as set forth by the Justice Administrative Commission. The Justice Administrative Commission may pay miscellaneous costs (e.g., postage and copying) up to \$100, without court approval.

DONE AND ORDERED this 1st day of July, 2005.

KERRY I. EVANDER
KERRY I. EVANDER
CHIEF JUDGE

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