# COURT APPOINTED SET FEE SCHEDULES

The goal of the following set fee schedules (effective for appointments on and after November 2, 2019) is to assure quality representations for indigent persons charged with class A and B misdemeanors and felony crimes in Kinney County, Texas. Each judge of their respective court reserves the right to deviate from these guidelines in particular cases where the amount or quality of work performed is substantially above or below the norm. Court appointed attorneys remain attorneys of record until final disposition of their cases unless a motion to withdraw or to substitute counsel is granted. Court appointed counsel will be reimbursed for reasonable and necessary expenses incurred, including expenses for investigation and for mental health and other experts. Whenever possible prior court approval should be obtained before expenses are incurred.

Request for Payments

Request for payment and Attorney Fee Vouchers shall be submitted at the time the case is disposed of, except for those cases disposed of by trial. Those cases disposed by trial, all requests for payment, attorney fee vouchers, and all necessary expenses for investigators and expert witnesses shall be submitted within (3) working days of the conclusion of the case. Failure to submit vouchers in a timely manner may result in non-payment.

63rd JUDICIAL DISTRICT COURT

2019 -2020 Set Fee Schedule Effective November 2, 2019

Kinney County

Court appointed Counsel substituted in by private/retained Counsel: $200.00

Dismissal (before indictment or by agreement) $400.00

Pretrial Diversion $400.00

Plea & Sentencing:

State Jail and Third-Degree Felony (1 defendant/1case) $600.00 per case

Second Degree and First-Degree Felony (1 defendant/1 case) $750.00 per case

\*Same Defendant and ***per additional case*** ***disposed of*** *(by dismissal,* $200.00 per case

*or pursuant to 12.45 Penal Code of unadjudicated cases, or*

*agreement not to prosecute arrested offenses not indicted/filed).*

Competency Matter:

Uncontested $250.00 per case

Contested (actual trial) $500.00 per case

Evidentiary Pre-trial Hearing $400.00 per case

Writ Hearings $400.00 per case

Bench Trial:

State Jail and Third-Degree Felony $700.00 per day

$350.00 per half day

No more than $2,000.00 per case

Second -Degree and First-Degree Felony $750.00 per day

$375.00 per half day

No more than $3,000.00 per 2nd Degree case

$3,500.00 per 1st Degree case

Jury Trial:

State Jail and Third-Degree Felony $1,000.00 per day

$500.00 per half day

No more than $5,000.00 per case

Second Degree and First-Degree Felony $1,250.00 per day

$625.00 per half day

No more than $6,500.00 per 2nd Degree case

$9,000.00 per 1st Degree case

Revocation of Probation and Adjudication of Guilt

Plea/Modification $450.00 per case

Hearing $600.00 per case

Dismissal by Agreement $300.00 per case

Appeals $3,500.00 per case

Writ Habeas Corpus 11.07 $1,500.00 per case

1st Chair -Capital Felony Death Penalty not sought $125.00 per hour

2nd Chair- Capital Felony Death Penalty not sought $100.00 per hour

Exceptions

In an unusual case, the factors set forth in Rule 1.04(b) of the Texas Disciplinary Rules of Professional Conduct may

be taken into consideration in awarding a fee that is less than or more than the one established by the guidelines above.

***Approved:***

Honorable Enrique Fernandez, 63rd Judicial District Court Judge

KINNEY COUNTY COURT

2019 -2020 Set Fee Schedule Effective November 2, 2019

Court appointed Counsel substituted in by private/retained Counsel $200.00

Pretrial Diversion $250.00

|  |  |
| --- | --- |
| Dismissal (before information or by agreement) | $250.00 |
| Plea & Sentencing (1 defendant/1 case) | $450.00 per case |
| Same Defendant and ***per additional case*** ***disposed of*** *(by dismissal,12.45 or agreement not to prosecute arrested unfiled cases) filed Unadjudicated cases, or*    *or pursuant to 12.45 Penal Code of unadjudicated cases, or*  *agreement not to prosecute arrested offenses not indicted/filed).* | $100.00 per additional case |
| Uncontested Competency | $200.00 per case |
| Contested Competency (actual hearing) | $450.00 per case |
| Trial before Court (including discovery & preparation) | $750.00 |
| Jury Trial (including all discovery & preparation) | $1,250.00 per day  $600.00 per half day |
|  |  |
| Revocations (MTR) & Appl. To Adjudicate/Modifications | $350.00 per case |
| Revocation Dismissal by Agreement | $150.00 per case |
| Appeals | $2,500.00 |

Exceptions

In an unusual case, the factors set forth in Rule 1.04(b) of the Texas Disciplinary Rules of Professional Conduct may be taken into consideration in awarding a fee that is less than or more than the one established by the guidelines above.

Approved:

Honorable Tully Shahan, Kinney County Judge

# COURT APPOINTED JUVENILE SET FEE SCHEDULES

The goal of the following set fee schedules is to assure quality representations for indigent Juveniles/person(s) wherein the State files a Petition for Delinquent Conduct or seeks Discretionary Transfer to Adult Criminal Court in Kinney County, Texas. Each judge of their respective court reserves the right to deviate from these guidelines in particular cases where the amount or quality of work performed is substantially above or below the norm. Court appointed attorneys remain attorneys of record until final disposition of their cases unless a motion to withdraw or to substitute counsel is granted. Court appointed counsel will be reimbursed for reasonable and necessary expenses incurred, including expenses for investigation and for mental health and other experts. Whenever possible prior court approval should be obtained before expenses are incurred.

Request for Payments

Request for payment and Attorney Fee Vouchers shall be submitted at the time the case is disposed of, except for those cases disposed of by trial. \Those cases disposed by trial, all requests for payment, attorney fee vouchers, and all necessary expenses for investigators and expert witnesses shall be submitted within (3) working days of the conclusion of the case. Failure to submit vouchers in a timely manner may result in non-payment.

63rd JUDICIAL DISTRICT - JUVENILE FEE SCHEDULE

2019 -2020 Set Fee Schedule Effective November 2, 2019

Kinney County

Preliminary/Detention Hearing $150.00 per case

Deferred Prosecution/Informal Supervision $400.00 per case

**Plea:** Adjudication/Disposition/Discretionary $500.00 per case

Transfer hearing/dismissal

(1 Juvenile/1case)

Same as Juvenile/each additional case $175.00

Modification: Adjudication/Dispositions $450.00

Trial Before Court $1,000.00

(Includes Discovery & Preparation)

Jury Trial $1,000.00 - per day

(Includes Discovery & Preparation) $500.00 – per half day

Appeals $2,500.00

Exceptions:

In an unusual case, the factors set forth in Rule 1.04(b) of the Texas Disciplinary Rules of Professional Conduct may

be take into consideration in awarding a fee that is less than or more than the one established by the guidelines above.

Approved:

Honorable Sergio J. Gonzalez, Val Verde County Court at Law Judge

Chairperson: Val Verde County Juvenile Board

Honorable Enrique Fernandez, 63rd Judicial District Court Judge