

APPOINTED COUNSEL

FEE SCHEDULE FOR

**IN THE
COUNTY COURT AND JUVENILE COURTS**

Flat Rates:

1. Misdemeanor and Juvenile cases resulting in a plea of guilt.....\$300.00
2. Cases in which a dismissal of the charges is granted are paid at the same rate as a guilty plea, not including cases which were dismissed pursuant to a plea bargain in a separate case. For example, a dismissal pursuant to §12.45 of the Texas Penal Code would not be eligible for payment; but a dismissal due to the appointed attorney pointing out a lack of probable cause for arrest would be eligible for payment at the same rate as a guilty plea.

Hourly rates (except capital cases):

Contested cases, appeals and all other matters will be compensated at a minimum hourly rate of \$50.00 per hour and a maximum hourly rate of \$100.00 per hour. The presiding judge shall, within these limits, determine what hourly rate will be paid for any particular case. The presiding judge may approve different hourly rates during the same case depending upon the services being performed.

Payment:

Payment for cases compensated on an hourly basis will be ordered upon approval by the presiding judge of a bill submitted by the appointed attorney. The presiding judge may award less than the amount billed after considering those factors set out in Texas Code of Criminal Procedure Art. 26.05. All bills which are submitted must set forth the dates services were rendered, a brief description of the services, and the number of hours expended to perform the services. The minimum billing increment shall be no greater than 15 minutes (.25) hour increments.

Expenses:

Expenses are to be reimbursed pursuant to the procedures set forth in Texas Code of Criminal Procedure Art. 26.05. It is highly recommended that attorneys receive advance approval of the presiding judge for expenses of more than \$100.00

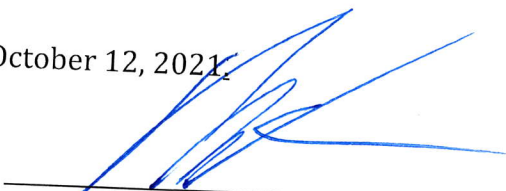
Indigent Defense Contracts:

In the event that a contract is entered with a private attorney to provide legal representation of indigent defendants ("Indigent Defense Contract") in any Juvenile or County Court which sits in Lynn County, the terms of the Indigent Defense Contract will control over this fee schedule for appointments in that Court. If it is necessary to appoint an attorney other than an attorney contacting under the Indigent Defense Contract, if the Indigent Defense Contract is silent as to the amount of compensation due to the appointed attorney, or if the Indigent Defense Contract lapses, this fee schedule will control.

Updated Fee Schedule:

After conferring with the County Judge, the Commissioners' Court may revise this fee schedule at any time by adopting a new schedule. However, all fees billed for services performed before the date of adoption of a new fee schedule will be paid at the rate prevailing when the services were performed.

Adopted by the Lynn County Commissioner's Court on October 12, 2021.



Mike Braddock
Lynn County Judge

ATTEST:



Karen Strickland, County Clerk

FILED
AT 10:40A M O'CLOCK
OCT 12 2021
Karen Strickland, County Clerk
