

INDIGENT FEE SCHEDULE

SIXTEENTH JUDICIAL CIRCUIT COURT

JUVENILE

A. Purpose of Schedule

This is a schedule of the reasonable fees normally granted pursuant to MCL 775.16 to compensate attorneys appointed to represent indigent persons by the Sixteenth Judicial Circuit Court. It is designed to take into account the responsibility of members of the Bar, as officers of the Court, to strive to protect the rights of citizens charged with a crime and recognizes the responsibility of the Bar to the public.

B. Who May Be Appointed

1. In order to receive indigent criminal felony assignments an attorney must be a member in good standing on the Indigent Assignment List.
2. Attorneys must apply to the Indigent Assignment List Selection Committee through Court Administration to be placed on the Indigent Assignment List. The Indigent Assignment List Selection Committee reviews the attorney's application. When approved, the attorney is placed on the Indigent Assignment List. Any attorney seeking an upgrade of their appointment level must apply for an upgrade to the Indigent Assignment List Selection Committee through Court Administration.

C. Request for Payment

1. All requests for payment must be submitted electronically immediately following the disposition hearing to the Reimbursement Office on the Request for Payment of Appointed Attorney Fees form, which is available on the Macomb County Circuit Court website.
2. A request for payment must be made within 6 months from the conclusion of the case.
3. In the event a sentence is deferred for 6 months or more or in the event the defendant absconds while on bond, an attorney may submit an interim billing (please clearly mark the bill "interim"). The attorney should retain a copy of the order of appointment for the final billing.
4. If the indigent defendant hires private counsel to replace appointed counsel, a copy of the order of substitution must be included with any billing that is submitted after the completion of services.

D. Habitual Charges

No additional payment is allowed for habitual charges under the fee schedule except for proceedings subsequent to the underlying case. A habitual charge is viewed as an added count, not a separate case.

E. Other and Extraordinary Services

1. Reimbursement is to review requests for payment for other/extraordinary services. If counsel is not satisfied by the disposition of a request for payment for other/extraordinary services, counsel may make a motion before the judge assigned to the case.
2. If an attorney seeks extraordinary assistance, such as an investigator, psychologist, or other professional consultation which requires the expenditure of County funds, a request must be made to the judge assigned to the case, by written motion, and permission must be obtained by written Order. The order shall state that the consultant is allowed to bill up to a specific dollar amount. This limitation shall not be exceeded without a further order from the judge.

F. All fees in this schedule include amounts for preparation and appearance in court unless specifically noted otherwise.

1.	Preliminary Hearing.....	\$100.00
2.	Adjudication / Disposition Hearing	\$100.00
3.	Pre-trial Hearing.....	\$100.00
4.	Plea on date of Pre-trial Hearing.....	\$150.00
5.	Trial	
	Half-Day	\$150.00
	Full-Day	\$300.00
6.	Plea on date of Trial (<i>All Parties</i>).....	\$100.00
7.	Hearings (<i>waiver of parental consent, review, Permanency planning, MITEAM</i>).....	\$100.00
8.	Hearings (<i>show cause, motions</i>)	\$100.00
9.	Hearings (<i>probation violation, show cause, review, AWOLP</i>).....	\$100.00
10.	Disposition Hearing	\$100.00
11.	Adjournment of any scheduled event not attributable to appointed counsel where counsel actually appeared	\$ 50.00

- 12. Rescheduled on the record.....\$ 50.00
- 13. Diversion.....\$150.00
- 14. Drug Court\$175.00
- 15. Extraordinary Services (per hour fee), with itemized statement.....\$ 50.00
- 16. Other miscellaneous services (per hour fee) with itemized statement.....\$ 50.00

SIMULTANEOUS SERVICES

If counsel is appointed to represent a defendant in more than one case and counsel performs simultaneous services on two cases or more, payment is as follows:

The full amount of the fee schedule is paid for the 1st case

The amount of the fee schedule is reduced by 50% for the 2nd case

The amount of the fee schedule is reduced by 75% for the 3rd case

No additional compensation is given for the 4th or any other additional simultaneous cases.

Separate billing forms are to be prepared for each simultaneous case number, with a copy of order appointing and the box checked as to each simultaneous case (i.e., 2nd, 3rd).

APPEALS

Attorneys submit their own billings with itemized statements to the Reimbursement Department. Attorneys are compensated at an hourly rate of \$50.00. Attorneys are compensated for travel time at the hourly rate instead of mileage. Do not submit billings for mileage.