

COMMISSIONERS' OFFICE, CRAWFORD COUNTY, OHIO

February 11, 2020

In the matter of increasing the fees and establishing a schedule of fees for court-appointed counsel for indigent persons.

Tim Ley made the motion to adopt the following resolution

RESOLUTION

WHEREAS, Crawford County recognizes its responsibility under the law of the State of Ohio and the United States of America to provide legal counsel for indigent individuals charged with serious offenses in the Courts of Crawford County; and

WHEREAS, the County Commissioners of Crawford County have chosen to utilize an assigned counsel system under the authority of Ohio Revised Code §120.33; and

WHEREAS, the foregoing represents the revised schedule of fees set by the County Commissioners pursuant to Ohio Revised Code §120.33 and §2941.51; therefore, be it

RESOLVED, by the Board of Commissioners, Crawford County, Ohio to hereby approve, pursuant to Ohio Revised Code § 120.33 and §2941.51, the following plan for use by all the courts within Crawford County, Ohio:

1. All counsel eligible for payment under this schedule shall be appointed by Judge of the Municipal or of Common Pleas Court and said appointment shall be entered by a signed journal entry recorded on the Court Docket.
2. Reimbursement for assigned counsel services shall be on the basis of Sixty-five Dollars (\$65.00) per hour for time in court and Sixty-five Dollars (\$65.00) per hour for time out-of-court up to the following maximum amounts for the following offense classifications and other proceedings:

Trial Level Proceedings

- Aggravated Murder (w/specs) As set by Capital Fee Council-see R.C. 120.33
Per R.C. 2929.04(A) The Council has currently set at a rate of \$125 with
and R.C. 2941.14(B) no fee maximum
 - Aggravated Murder (w/out specs) \$15,000.00/ 1 attorney
\$25,000.00/ 2 attorneys
 - Murder \$10,000.00
 - Felony with possible life sentence \$10,000.00
Repeat violent offender/major drug offender
 - Felony (degrees 1-2) \$8,000.00
 - Felony (degree 3) \$5,000.00
 - Felony (degree 4-5) \$3,500.00
 - Misdemeanors (degrees 1-4) \$2,000.00
 - Misdemeanors OVI/BAC \$2,500.00
 - Contempt of Court \$ 500.00
 - Violation (Probation/Community Control) \$ 750.00
- And all other proceedings not elsewhere classified

Juvenile Proceedings

- Per R.C. 2929.04(A) The Council has currently set at a rate of \$125 with
and R.C. 2941.14(B) no fee maximum
- Aggravated Murder (w/out specs) \$15,000.00/ 1 attorney
\$25,000.00/ 2 attorneys
- Murder \$10,000.00
- Felony with possible life sentence \$10,000.00

COMMISSIONERS' OFFICE, CRAWFORD COUNTY, OHIO

Repeat violent offender/major drug offender	
• Felony (degrees 1-2)	\$8,000.00
• Felony (degree 3)	\$5,000.00
• Felony (degree 4-5)	\$3,500.00
• Misdemeanors (degrees 1-4)	\$2,000.00
• Misdemeanors OVI/BAC	\$2,500.00
• Traffic	\$ 300.00
• Objections	\$ 750.00
• Unruly	\$1,000.00
• Bindover-Mandatory	\$ 750.00/1 attorney \$1,200.00/2 attorneys
• Bindover-Discretionary	\$ 2,000.00/1 attorney \$3,000.00/2 attorneys
• Reverse Bindover Amenability	\$1,500.00
• SYO	Adult degree + 50%/2 attorneys
• SYO Invocation	\$2,000.00/1 attorney \$3,000.00/2 attorneys
• Adult in Juvenile Court	\$1,500.00
• Violation (Probation/Community Control)	\$ 750.00
• Violation (Parole/Supervised Release)	\$ 750.00
• VCO	\$ 750.00
• ADN Initial Custody	\$1,500.00
• ADN Annual After Custody	\$1,500.00
• Permanent Custody	\$2,500.00
•	
• Contempt of Court	\$ 500.00
• Purge Hearing	\$ 150.00
• Sex Offender Classification/ Reclassification/Declassification	\$ 750.00
• Expungement	\$ 300.00
• Other	\$ 750.00

Appellate Level Proceedings

• Death Sentence	As set by Capital Fee Council-see R.C. 120.33 The Council has currently set at a rate of \$125 with no fee maximum
• Cumulative Minimum Sentence Exceeds 25 years	\$8,000.00
• Felony (degrees 1-2) Trial	\$5,000.00
• Felony (degree 3) Trial	\$3,500.00
• Felony (degrees 4-5) Trial	\$2,500.00
• Misdemeanor Trial	\$2,000.00
• Felony Plea	\$1,500.00
• Misdemeanor Plea	\$1,000.00
• ADN Permanent Custody	\$3,500.00
• Unruly	\$1,000.00
• Other	\$1,000.00
• 26(B) Murnahan Felony (degree 1-2) Trial	\$3,000.00
• 26(B) Murnahan Felony (Degree 3) Trial	\$2,000.00
• 26(B) Murnahan Felony (degrees 4-5) Trial	\$1,000.00
• OSC Jurisdiction Memorandum	\$1,500.00

COMMISSIONERS' OFFICE, CRAWFORD COUNTY, OHIO

Post Conviction and Habeas Corpus Proceedings

- Death Sentence As set by Capital Fee Council-see R.C. 120.33
The Council has currently set at a rate of \$125 with
no fee maximum

- Felony (degrees 1-2) \$4,000.00
R.C. 2953.21 Petition/New Trial Mtn

- Felony (degree 3) \$2,500.00
R.C. 2953.21 Petition/New Trial Mtn
- Felony (degrees 4-5) \$1,750.00
R.C. 2953.21 Petition/New Trial Mtn

- Misdemeanor (60(B)) \$1,500.00

- Juvenile \$2,500.00
- State Habeas \$1,500.00
- Expungement \$ 300.00
- Judicial Release \$ 500.00
- Revocation \$ 750.00
- Driving Privileges \$ 150.00
- NGRI/Comp Review \$ 750.00
- Jail Time Credit \$ 300.00
- Resentencing \$ 500.00
- Sex Offender Reclassification \$ 750.00
- Withdrawal of Guilty Plea \$1,000.00

3. Reimbursement for the entrance of guilty or no contest pleas will be made based on the maximum rate of \$65.00 per hour for out-of-court services and \$65.00 per hour for in-court services up to the prescribed maximums for each classification.
4. Reimbursement for reasonable expenses associated with providing representation shall be made when submitted on the attorney's fee certification and approved by the Court. Expenses included, but are not limited to, such items as expert witness fees, polygraph examination costs, long distance phone calls, photocopying, certain travel expenses and other necessary items as approved at the discretion of the Courts.
5. Additional reimbursement shall be made for extraordinary cases when approved by the Court. Such reimbursement shall be made at the rate of Sixty-Five Dollars (\$65.00) per hour in-court and Sixty-Five Dollars (\$65.00) per hour out-of-court whenever as trial continues beyond the following periods:

Aggravated Murder	15 days
Murder	10 days
Felonies	5 days

The attorney's certificate when submitted shall include a separate written statement noting that the Court had allowed extraordinary fees with the specific amount of the fee and the time involved indicated; and

COMMISSIONERS' OFFICE, CRAWFORD COUNTY, OHIO

RESOLVED, that the effective date of the aforementioned fees will be July 1, 2020 and will supersede all prior fees and remain in full effect until further action by this Board.

Mo Ressallat seconded the above motion and the roll being called upon its adoption, the vote resulted as follows:

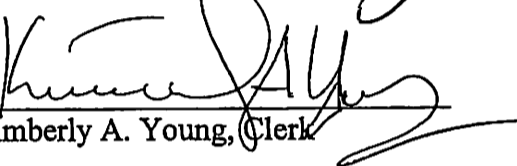
AYE NAY


_____ ✓ _____


_____ ✓ _____


_____ ✓ _____

BOARD OF COMMISSIONERS
CRAWFORD COUNTY, OHIO



Kimberly A. Young, Clerk

County Court Appointed Fees effective 7-1-2020