

## Indigent Defense Cases - Maximum Fees

Revised 09/26/2023 (rates effective October 1, 2022)

<b>Attorney Fees and Fee Caps (Supreme Court Rules 47 &amp; 48)</b>				If the trial judge approves a motion to exceed the fee cap, is secondary approval by an administrative judge required?
Case Type	Type of Proceeding	Fee Cap	Court Rule	
Attorney rates: \$125/hour for major crimes and criminal appeals (R. 47(2)(a)); All other appointed counsel fees in indigent cases: \$90/hour (R. 47(2)(a) & 48(2)(a)); Paralegals: \$40/hour (R. 47(2)(a) & 48(2)(a)).				No
Unless approved by the court in advance, travel time is only authorized to meet with incarcerated or incapacitated clients and to attend court hearings. <i>Travel time and mileage do not count toward the maximum fees.</i> R.47(3) & (4)(f); 48(2) & (3)(e).				
Criminal	Misdemeanor	\$2,000	47(2)(b)	
Criminal	Felony	\$5,500	47(2)(c)	
Criminal	Felony 1*	\$12,500	47(2)(c)	
Criminal	Homicide*	\$20,000	47(2)(d)	
Criminal	Supreme Court Appeal	\$10,000	47(2)(e)	
Criminal	Victim or Witness Representation	NO CAP	----	
Delinquency	Juvenile Delinquency (RSA 169-B)	\$2,550	48(2)(b)	Yes
Delinquency	Review Hearings in Delinquency Cases	\$450	48(2)(h)	
Child Protection	Abuse/Neglect Cases (RSA 169-C)	\$2,550	48(2)(b)	
Child Protection	Review Hearings in Abuse/Neglect Cases	\$450	48(2)(d)	
Child Protection	Termination of Parental Rights (RSA 170-C)	\$2,550	48(2)(e)	
Guardianship	Guardianship of a Minor (RSA 463)	\$1,800	48(2)(c)(i)	
Guardianship	Guardianship of an Adult (RSA 464-A)	\$1,350	48(2)(c)(ii)	
Guardianship	Annual Review Hearings for Guardianships	\$450	48(2)(d)	
Parental Notifications	Parental Notifications (RSA 132:34)	\$1,500	48(2)(i)	
Parental Notifications	Supreme Court Appeal	\$750	48(2)(j)	
All Others	Supreme Court Appeal	\$3,000	48(2)(g)	

<b>Guardian ad Litem Fees and Fee Caps (Supreme Court Rule 48-A)</b>			If the trial judge approves a motion to exceed the fee cap, is secondary approval by an administrative judge required?
GAL Services in what kind of Proceeding?	Fee Cap	Court Rule	
\$90 per hour (Supreme Court Rule 48-A(2)(a)). Unless approved by the court in advance, travel time is only authorized to meet with incarcerated clients and to attend court hearings.			Yes
Unless approved by the court in advance, travel time is only authorized to meet with juveniles or incapacitated person and to attend court hearings. <i>Travel time and mileage do not count toward the maximum fees.</i> R. 48-A(2)(a) & (3)(e).			
Delinquency (RSA 169-B)	\$1,350	48-A(2)(c)	
Abuse & Neglect (RSA 169-C 19)	\$2,100	48-A(2)(b)	
Termination of Parental Rights	\$2,100	48-A(2)(e)	
Guardianships (RSA 463 or 464-A)	\$2,100	48-A(2)(g)	
Superior Court Appeals	\$1,350	48-A(2)(f)	
Review Hearings	\$450	48-A(2)(d)	----
Victim or Witness Representation	NO CAP	----	