

HOURLY RATE INCREASES FOR CRIMINAL JUSTICE ACT PANEL ATTORNEYS

Congress recently passed, and the President signed into law on December 26, 2007, the Consolidated Appropriations Act of 2008, the 11-bill omnibus spending measure which includes fiscal year 2008 funding for the Judiciary. As I reported in my memorandum of December 21, 2007, in the omnibus bill, Congress authorized and provided funds to raise the non-capital hourly panel attorney compensation rate from \$94 to \$100, and the maximum hourly capital rate from \$166 to \$170 (for federal capital prosecutions and capital post-conviction proceedings). These rates apply to attorneys appointed to represent eligible persons under the Criminal Justice Act, 18 U.S.C. § 3006A, and the Antiterrorism and Effective Death Penalty Act of 1996, codified in part in 18 U.S.C. § 3599.

The new hourly compensation rates apply to work performed on or after January 1, 2008. Where the appointment of counsel occurred before this effective date, the new compensation rates apply to that portion of services provided on or after January 1, 2008.

A TRADITION OF SERVICE TO THE FEDERAL JUDICIARY