

## CJA20 Compensation Rates in eVoucher

Work Performed on or After:	Hourly Attorney Fee	Mileage*	Photocopy Rate – in house**	Facsimile Rate – in house**
January 1, 2022	\$158.00	\$ 0.585 / mile	\$ 0.15 / page	\$ 1.00 / page
July 1, 2022	\$158.00	\$ 0.625 / mile	\$ 0.15 / page	\$ 1.00 / page
January 1, 2023	\$164.00	\$ 0.655 / mile	\$ 0.15 / page	\$ 1.00 / page
January 1, 2024	\$172.00	\$ 0.675 / mile	\$ 0.15 / page	\$ 1.00 / page
January 1, 2025	\$175.00	\$ 0.070 / mile	\$ 0.15 / page	\$ 1.00 / page
January 1, 2026	\$177.00	\$ 0.725 / mile	\$ 0.15 / page	\$ 1.00 / page

## CJA30 Compensation Rates in eVoucher

Work Performed on or After:	Hourly Attorney Fee	Mileage*	Photocopy Rate – in house**	Facsimile Rate – in house**
January 1, 2022	\$202.00	\$ 0.585 / mile	\$ 0.15 / page	\$ 1.00 / page
July 1, 2022	\$202.00	\$ 0.625 / mile	\$ 0.15 / page	\$ 1.00 / page
January 1, 2023	\$210.00	\$ 0.655 / mile	\$ 0.15 / page	\$ 1.00 / page
January 1, 2024	\$220.00	\$ 0.675 / mile	\$ 0.15 / page	\$ 1.00 / page
January 1, 2025	\$223.00	\$ 0.070 / mile	\$ 0.15 / page	\$ 1.00 / page
January 1, 2026	\$226.00	\$ 0.725 / mile	\$ 0.15 / page	\$ 1.00 / page

\*eVoucher automatically calculates the applicable mileage rate based on the date of travel.

\*\*Show in-house copy and facsimile fees in the Expenses Tab and include the number of pages copied or faxed and the cost per page. Copy and facsimile expenses incurred outside of appointed counsel's office by a commercial vendor require a receipt, attached as a PDF document, and clearly identified as a receipt for copies or facsimile.

### Please note:

In addition to the above-mentioned receipts, the Court also requires receipts for the following expenses. Please circle the date and amount claimed. All receipts must be scanned and attached as PDF documents in the Documents Tab on the voucher.

1. Any expense more than \$75 should be accompanied by a receipt.
2. Expenses related to computer assisted legal research (Lexis, Westlaw, etc.) must be accompanied by the itemized invoice showing the number of minutes, client's name or reference number, and the amount charged. Please circle the applicable charges being claimed.

3. Postage expenses for overnight delivery or courier services require a detailed receipt.
4. Travel expenses for oral argument should be itemized and accompanied by receipts. The court requires the hotel's detailed itemized receipt showing the cost of the room and the taxes charged. When arranging hotel accommodations in connection with representation under the Criminal Justice Act, appointed attorneys are expected to use government hotel rates. *See Guide to Judiciary Policy, Vol. 7A, Ch. 2, § 230.63.40(d)*. If counsel is unable to acquire lodging at the government travel rate, counsel will be asked to provide a statement summarizing the reasonable efforts counsel undertook to utilize the government rate and why the rate was not available. If no explanation is provided, hotel expenses exceeding the government rate may not be reimbursed. Detailed meal receipts are also required for meals totaling over \$25. Please remember that alcoholic beverages are not part of the allowable expenses. Receipts are required for public transit or Uber from office to airport, airport to hotel or courthouse, and return. (Car rental is not a reimbursable expense.)

### **Case Compensation Statutory Maximums (*excluding expenses*)—CJA20 Non-Capital Cases**

Congress authorized an increase in the statutory maximum for CJA cases, effective January 1, 2026. The increases apply to all cases in which some of the time and services were incurred on or after January 1, 2026. If time and services were incurred before January 1, 2026, the former maximums apply.

***Attorney case compensation maximums do not apply to capital cases.***

Work Performed on or After:	Direct Criminal Appeals	Statutory Maximum Appeals in Habeas Cases	Other Appeals
January 1, 2022	\$8,800.00	\$8,800.00	\$2,600.00
January 1, 2023	\$9,100.00	\$9,100.00	\$2,700.00
January 1, 2024	\$9,600.00	\$9,600.00	\$2,900.00
January 1, 2025	\$9,700.00	\$9,700.00	\$2,900.00
January 1, 2026	\$9,800.00	\$9,800.00	\$3,000.00

### **Claims for services other than counsel- Statutory Maximum \$3,000**

Services other than counsel in appeals before the Eighth Circuit generally fall into the following categories: paralegals, law students, interpreters, or translators. Services other than counsel shall be submitted on CJA 21 or CJA 31 vouchers, not as expenses on counsel's CJA 20 or CJA 30 voucher. The CJA 21/31 voucher should be submitted with the final CJA 20/30 after the mandate has issued.

#### **Limitations:**

**\$1,000 Per Case Limit for Non-Preauthorized Services.** Appointed counsel may obtain a total of \$1,000 per case (excluding expenses) in expert and other services without prior court authorization, but subject to “later review” for reasonableness, if that work was performed on or after January 1, 2024. *See 18 U.S.C. § 3006A(e); Guide to Judiciary Policy, Vol. 7A, Ch. 3, § 310.20.30*. If the services were completed before January 1, 2024, the former case compensation

amount (\$900) applies. *See Guide to Judiciary Policy, Vol. 7A, Ch. 3, §§ 310.20.30, 310.20.40.* Absent prior court authorization, service provider costs over the applicable maximum amount will be approved only upon a showing that timely procurement of necessary services could not await prior authorization. *See 18 U.S.C. § 3006A(e)(2)(B); Guide to Judiciary Policy, Vol. 7A, Ch. 3, § 310.20.30(b).* Because this showing is difficult to make in an appeal, appellate CJA counsel are encouraged to obtain prior authorization for the total anticipated cost for all service providers, including paralegals employed by CJA counsel's law firm. If it can be anticipated that the compensation will exceed the statutory maximum, advance approval should be obtained from the court and the chief circuit judge. *See Guide to Judiciary Policy, Vol. 7A, Ch. 3, § 310.20.20(b).* Counsel should note that, with prior authorization, the maximum applies separately for each service provider; without prior authorization, the maximum applies to the aggregate compensation (excluding expenses) claimed by all service providers combined, not to each service provider individually. *See 18 U.S.C. § 3006A(e).*

**\$3,000 Non-Capital Statutory Maximum for services other than counsel.** A \$3,000 statutory maximum (excluding expenses) applies to each organization or individual service provider used in an appeal if that work was completed on or after January 1, 2024. If the provider's work was completed prior to January 1, 2024, the former case compensation amount (\$2,800) applies. Services in excess of the applicable amount must be justified, showing that the excess is necessary to provide fair compensation for services of an unusual character or duration. *See 18 U.S.C. § 3006A(e)(3).*

**\$7,500 Statutory Maximum for services other than counsel in Capital cases.** For capital appeals, there is a waivable limit (excluding expenses) of \$7,500 for services other than counsel. The limit applies to the total payments for investigative, expert, and other services in a case, not to each service individually. Services in excess of the applicable amount require a justification that the services are reasonably necessary to provide fair compensation for services of an unusual character or duration. *See 18 U.S.C. § 3599(g)(2).* The \$1,000 per case limit without prior authorization in the Guide to Judiciary Policy, Vol. 7A, Ch. 3, § 310.20.30 also applies in capital cases. *See Guide to Judiciary Policy, Ch. 7, Part A, Ch. 6, § 660.10.40.* However, the court may authorize necessary expert or other services nunc pro tunc upon a finding that timely procurement of the services could not await prior authorization. *See Guide to Judiciary Policy, Vol. 7A, Ch. 6, § 660.10.30.*