

APPENDIX 1 – ATTORNEY HOURLY RATES

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For services performed on or after January 1, 2026:¹

CAPITAL DEATH-ELIGIBLE PROSECUTIONS

| | |
|-----------------|-------|
| Learned Counsel | \$226 |
| Co-Counsel | \$226 |

CAPITAL HABEAS CASES

| | |
|---|-------|
| Lead or Co-lead Counsel (prepared 3 or more capital petitions in prior representations) | \$226 |
| Co-counsel (prepared 1-2 capital habeas petitions in prior representations) | \$205 |
| Second Counsel (has not prepared a capital habeas petition) | \$185 |

NON-CAPITAL CASES

| | |
|--------------|-------|
| Lead Counsel | \$177 |
| Co-Counsel | \$177 |

ASSOCIATES²

| Years of Practice | Non-Capital Cases | Capital Cases |
|--------------------------|--------------------------|----------------------|
| 1 – 2 years | \$103 | \$127 |
| 2 – 3 years | \$108 | \$132 |
| 3 – 4 years | \$113 | \$137 |
| 4 – 5 years | \$119 | \$144 |
| 5 – 6 years | \$124 | \$149 |
| 6 – 7 years | \$129 | \$155 |
| 7 – 8 years | \$134 | \$160 |
| 8 or more years | \$140 | \$165 |

- 1 Consult CJA Guidelines [§ 230.16](#) and [§ 630.10.10](#) for the maximum hourly rates paid to capital and non-capital counsel for services performed prior to January 1, 2026. Please note that eVoucher does not update capital rates automatically when annual increases go into effect. Therefore, when appointing counsel in capital cases, courts should consider expressly authorizing that annual increases be added to the initial appointment rate
- 2 Suggested rates based on experience. District-specific rates may vary but not exceed the 8-year maximum unless the associate is a member of the district’s CJA panel, in which case a court may authorize up to the maximum non-capital CJA hourly rate.