

NEW MEXICO LAW OFFICES OF THE PUBLIC DEFENDER

2018 CLIENT REIMBURSEMENT

FEE SCHEDULE

Based on your income and assets you do not qualify for a Public Defender. If you wish to be represented by a Public Defender, you may request that the District Defender submit an appeal on your behalf. The Chief Public Defender is the only person with the authority to approve a contract for reimbursement. If the appeal is granted, then you must sign a contract agreeing to pay the department for your representation at the following rates. The contract amount will be for the highest charge listed on the criminal complaint, grand jury indictment or petition at the time of application. Since you do not qualify, you are encouraged to hire a private attorney as soon as possible. If you are unable to hire a private attorney, you may sign a contract with the LOPD according to the fee schedule below.

| | | | | | |
|---|--|--------------------|------------|------------|------------|
| <u>ADULT FELONIES</u> | | BASE FEE | 25% | 50% | 75% |
| Capital Murder (Punishable by death) | | \$27,500.00 | \$6,875 | \$13,750 | \$20,625 |
| First Degree Felony (including 1 st degree murder not punishable by death) | | \$15,000.00 | \$3,750 | \$7,500 | \$11,250 |
| Second Degree Felony..... | | \$ 7,500.00 | \$1,875 | \$3,750 | \$5,625 |
| Third Degree Felony | | \$ 5,000.00 | \$1,250 | \$2,500 | \$3,750 |
| Fourth Degree Felony (including felony DWI)..... | | \$ 2,500.00 | \$625 | \$1,250 | \$1,875 |
| <u>ADULT MISDEMEANORS</u> | | BASE FEE | 25% | 50% | 75% |
| DWI (first offense)..... | | \$1,000.00 | \$250 | \$500 | \$750 |
| DWI (second or subsequent)..... | | \$1,500.00 | \$375 | \$750 | \$1,125 |
| Full Misdemeanor..... | | \$1,000.00 | \$250 | \$500 | \$750 |
| Petty Misdemeanor..... | | \$ 500.00 | \$125 | \$250 | \$375 |
| <u>MISCELLANEOUS CASE TYPES</u> | | BASE FEE | 25% | 50% | 75% |
| Habeas Corpus or Rule 5-802..... | | \$ 750.00 | \$188 | \$375 | \$563 |
| Probation Violations..... | | \$ 750.00 | \$188 | \$375 | \$563 |
| EPPS/PIP | | \$ 500.00 | \$125 | \$250 | \$375 |
| Parole Revocation Hearings | | \$ 500.00 | \$125 | \$250 | \$375 |
| Fugitive/Extradition..... | | \$ 500.00 | \$125 | \$250 | \$375 |
| Pre-Prosecution Diversion | | \$ 500.00 | \$125 | \$250 | \$375 |
| Witness Representation..... | | \$ 500.00 | \$125 | \$250 | \$375 |
| <u>JUVENILE CASES</u> | | BASE FEE | 25% | 50% | 75% |
| Serious Youthful Offender..... | | See Adult Schedule | | | |
| All other felony and misdemeanor cases..... | | \$1,000.00 | \$250 | \$500 | \$750 |
| Probation Violations..... | | \$ 750.00 | \$188 | \$375 | \$563 |
| Witness Representation | | \$ 500.00 | \$125 | \$250 | \$375 |

The Law Offices of the Public Defender does not discriminate based on race, color, religion, ancestry, national origin, sex, age, spousal affiliation, sexual orientation, gender identity, veteran status, mental or physical disability, or serious medical condition.

| Federal Poverty Guidelines Calculation Chart | | | | | | | | | |
|--|--|-------------|-------------|-------------|-------------|-------------|-------------|-------------|-------------|
| | | Single | Family of 2 | Family of 3 | Family of 4 | Family of 5 | Family of 6 | Family of 7 | Family of 8 |
| FPGL | Payment on reimbursement contract | \$12,060.00 | \$16,240.00 | \$20,420.00 | \$24,600.00 | \$28,780.00 | \$32,960.00 | \$37,140.00 | \$41,320.00 |
| 150% or below = Indigent | | | | | | | | | |
| < 150% | 0% | \$18,090.00 | \$24,360.00 | \$30,630.00 | \$36,900.00 | \$43,170.00 | \$49,440.00 | \$55,710.00 | \$61,980.00 |
| 150.1% - 174.9% | 25% | \$18,090.01 | \$24,360.01 | \$30,630.01 | \$36,900.01 | \$43,170.01 | \$49,440.01 | \$55,710.01 | \$61,980.01 |
| | | \$21,104.99 | \$28,419.99 | \$35,734.99 | \$43,049.99 | \$50,364.99 | \$57,679.99 | \$64,994.99 | \$72,309.99 |
| 175% - 199.9% | 50% | \$21,105.00 | \$28,420.00 | \$35,735.00 | \$43,050.00 | \$50,365.00 | \$57,680.00 | \$64,995.00 | \$72,310.00 |
| | | \$24,119.99 | \$32,479.99 | \$40,839.99 | \$49,199.99 | \$57,559.99 | \$65,919.99 | \$74,279.99 | \$82,639.99 |
| 200% - 224.9% | 75% | \$24,120.00 | \$32,480.00 | \$40,840.00 | \$49,200.00 | \$57,560.00 | \$65,920.00 | \$74,280.00 | \$82,640.00 |
| | | \$27,134.99 | \$36,539.99 | \$45,944.99 | \$55,349.99 | \$64,754.99 | \$74,159.99 | \$83,564.99 | \$92,969.99 |
| > 225% | 100% | \$27,135.00 | \$36,540.00 | \$45,945.00 | \$55,350.00 | \$64,755.00 | \$74,160.00 | \$83,565.00 | \$92,970.00 |

