



Date: September 28, 2023
To: Public Defense Partners
From: Office of Public Defense Services
RE: Hourly Attorney, Investigator, and Service Provider Rates

Effective 10/1/2023, some services providers will see a rate increase.

Attorneys (Hourly appointments):

For appointments to cases not subject to the “Unrepresented list”, the hourly rate for attorneys will increase from \$75/hr. or \$105/hr. to the following tiered system:

- Tier 1 – MURDER, JLaw, MEASURE 11, AFEL, BFEL AND ALL JUVENILE CASES = \$145/hr.
- Tier 2 – All other case types = \$130/hr.

To enter two rates into the OPDS online invoice submission portal, attorneys should select the \$75/hr. or \$105/hr. rate on Tab 4 in the “Counsel Fees for Services” line, entering the hours worked prior to 10/1/2023. Service hours worked 10/1/2023 and after shall be entered in the Tab 4 in the “Counsel Fee for Services (Analyst or GC Approved Rate)” applying either the \$130/hr. or \$145/hr. rate according to the tiered case types listed above. In the rare event that three rates apply, counsel should enter the third rate on Tab 5 in “Other Miscellaneous Services OR Multiple rates”. Please note that the “Other Miscellaneous Services OR Multiple Rates” line does not perform the calculation for you.

Investigators:

For Investigators performing services under as CSS authorization on cases not subject to the “Unrepresented list” the rates will from increase \$40/hr. or \$45/hr. to:

- Monolingual - \$55/hr.
- Bilingual - \$60/hr.

Investigators do not need to request a new CSS. Accounts payable is aware of the rate change effective 10/1/2023 and will pay for services on 10/1/2023 and after at the new rate. To enter the two rates into the OPDS online invoice submission portal investigators should select the \$40/hr. or \$45/hr. rate in the “investigation” line, entering the hours worked prior to 10/1/2023. Service hours worked 10/1/2023 and after shall be calculated and the total amount entered in the “other Miscellaneous Services OR Multiple Rates” line. Please note that the “Other Miscellaneous Services OR Multiple Rates” line does not perform the calculation for you.

All other service providers:

Except as otherwise noted, OPDS intends to apply an 8.8% inflationary increase to service provider rates as outlined in the attached draft Schedule of Guideline Amounts. These rates are pending approval by the PDSC.



PROCEDURE NAME:	Schedule of Guideline Amounts (Credentials included)	Number:
RESPONSIBLE SECTION:	Case Support Services	Effective Date: Pending PDSC approval

INTRODUCTION

This document covers rates paid by the Office of Public Defense Services to vendors for services provided in public defense cases. These rates reflect information gathered from several states including Nevada, Washington, California and Idaho and entities including United States Courts, U.S. Bureau of Labor and Statistics and follow budget constraints of the agency.

ATTORNEY FEES (Temporary Hourly Increase for Unrepresented list)	
Misdemeanor, contempt, and probation violation, any Class C felony and felony drug possession	\$164/hr. soft cap \$10k
Class A and B felony, juvenile dependency, termination of parental rights, juvenile delinquency, habeas corpus, post-conviction relief, civil commitment, and Psychiatric Security Review Board cases (PSRB), material witness, extradition/fugitive, appeals, waiver co-counsel; discretionary co-counsel	\$164/hr. soft cap \$50k
Ballot Measure 11 and felony sex offenses (Class A, B & C)	\$175/hr. soft cap \$50k
Murder and Jessica’s law (including mandatory co-counsel and cases subject to ORS 137.719	\$200/hr. soft cap \$75k

INVESTIGATION (Temporary Hourly Increase for Unrepresented list)	
All case types. No rate exception for bilingual	\$75/hr.

ATTORNEY FEES Effective date: 10/1/2023 (Applies to all appointments not subject to the Unrepresented list)	
Tier 1 – Murder, JLaw, Measure 11, AFEL, BFEL, and all Juvenile cases	\$145/hr.
Tier 2 – All other case types	\$130/hr.

ALL OTHER SERVICE PROVIDERS			
Service	Guideline Amount	Hourly Guideline	Required Credentials
Accountant	\$200/hr. - \$270/hr.		Accountant or forensic accounting degree
Alternative Sentencing Evaluation (OPE)	\$40/hr. \$450/flat rate	7-12 hrs. Flat rate must be approved and is not guaranteed.	
Arson Expert	\$160/hr. - \$450/hr.	20 hrs.	
American Society for Addiction Medicine (ASAM) evaluation	\$435/flat rate		QMHA/QMHP/CADC certification
Audio, Video, or Photo Analyst Digital Forensic Analyst	\$165/hr. - \$300/hr.	20 hrs.	
Ballistics/Firearms Expert	\$165/hr. - \$300/hr.	20 hrs.	AA or higher degree in related field or direct ballistics and or firearm investigation field experience

Service	Guideline Amount	Hourly Guideline	Required Credentials
Biomechanical Engineer	\$165/hr. - \$420/hr. \$5,400/flat rate	20 hrs. Flat rate must be approved and is not guaranteed.	B.S., MSME, PhD, MD (pay scaled to degree)
Case Manager	\$45/hr.	20 hrs.	A Bachelor's or higher-level degree in Social Work/Human Services or a closely related field; or a bachelor's degree in a field not closely related to Social Work/Human Services and one year of human services related experience
Chemist Expert	\$40/hr.	20 hrs.	BA minimum
Criminalist Expert	\$100/hr. - \$220/hr.	20 hrs.	AA to BA education, or DPSST certification for law enforcement experience
DNA Expert	\$190/hr. - \$435/hr.	20 hrs.	Licensed professional
Doctor- General	\$110/hr. - \$270/hr.	20 hrs.	Licensed professional
Doctor Specialist	\$165/hr. - \$380/hr.	20 hrs.	Licensed professional
Document Translation	\$40/hr. - \$70/hr.	30 hrs.	
Dual Diagnoses/Mitigation reports for mental health and drug addiction	\$110/hr. \$1,300/flat rate	12 hrs. Flat rate must be approved and is not guaranteed.	QMHA/QMHP/CADC minimum

Service	Guideline Amount	Hourly Guideline	Required Credentials
Eyewitness/Memory Perception	\$165/hr. - \$260/hr.	10 hrs.	PhD or equivalent doctorate level degree
File Organization	\$45/hr.	10 hrs.	
Fingerprint Analyst Expert	\$245/hr.	20 hrs.	BA or BS in relevant field (forensic science, biology, criminal justice)
Forensic Expert Computer/Cellphone Analyst Expert	\$165/hr. - \$300/hr. \$2,000 (per unit for information extraction)	25 hrs.	BS in related field (computer science, computer forensics, cybersecurity)
Gang Expert	\$110/hr. - \$165/hr.	20 hrs.	PhD or engagement experience
Geneticist	\$45/hr. - \$320/hr. \$1,090 - \$3,265/flat rate	20 hrs. Flat rate must be approved and is not guaranteed.	Licensed Professional (MD or PhD)
Handwriting Analyst Expert	\$135/hr. - \$165/hr.	10 hrs.	Direct certification or BA/BS in forensic related field
Hematologist	\$380/hr.	10 hrs.	Licensed professional
Interpreter/Translator and Assistive Communication Devices (spoken languages)	\$57/hr. – certified \$42/hr. – registered \$34/hr. – non-certified		OPDS follows the State Court Administrator's rates and qualifications.
Interpreter - American Sign Language – (OJD Certified)	\$74/hr. - certified	N/A	ORS 45.291 and ORS 45.275
Investigator	\$55/hr. -monolingual \$60/hr. -bilingual	Varies	DPSST certification

Service	Guideline Amount	Hourly Guideline	Required Credentials
Jury Consultant	\$50/hr.	10 hrs.	
Law Student / Clerk	\$15/hr. - \$30/hr.	Varies	
Legal Analyst/Consultant Attorney	\$130/hr. - \$145/hr.		JD
Linguist Expert	\$110/hr. - \$165/hr.	15 hrs.	
Litigation Support Expert	\$70/hr. - \$150/hr.	50 hrs.	
Mitigation Specialist	\$65/hr.	25 hrs.	Mitigators shall, at the minimum, be licensed by DPSST.
Neurologist (MD)	\$165/hr. - \$435/hr.	20 hrs.	Licensed professional
Neuropsychologist (PhD/ PsyD)	\$165/hr. - \$435/hr. \$2,180 - \$2,720/flat rate	20 hrs. Flat rate must be approved and is not guaranteed.	Licensed professional
Nurse	\$55/hr. - \$135/hr.	20 hrs.	Licensed professional
Nurse Practitioner	\$110/hr. - \$165/hr.	20 hrs.	Licensed professional
Occupational Therapist	\$220/hr.	20 hrs.	Licensed professional
Other Medically licensed Expert (MD, DO)	\$270/hr. - \$410/hr.	20 hrs.	Licensed professional
Paralegal	\$30/hr. - \$55/hr.	Varies	
Pharmacist	\$165/hr. - \$325/hr.	20 hrs.	PharmD
Physical Therapist	\$165/hr.	20 hrs.	Licensed professional

Service	Guideline Amount	Hourly Guideline	Required Credentials
Plethysmography	\$315/hr.	20 hrs.	OHA certification
Polygrapher	\$380/flat rate - \$545/flat rate		DPSST certification
Process Server	\$35/per location	N/A	Service may be effectuated by the Sheriff pursuant to ORS 21.300, an investigator, or a process server.
Psychiatrist (MD)	\$160/hr. - \$380/hr.	20 hrs.	Licensed professional
Psychologist (PhD) (Certified forensic) Rate is based on years of experience)	0-7 yrs. = \$190/hr. 8-15 yrs. = \$200/hr. 16+ yrs. = \$220/hr. Bilingual receives \$25/hr. more	20-25 hrs.	Licensed professional
Psychologist (PhD) (Non-certified forensic) Rate is based on years of experience	0-7 yrs. = \$165/hr. 8-15 yrs. = \$175/hr. 16+ yrs. = \$190/hr. Bilingual receives \$25/hr. more	20-25	Licensed professional
Radiologist	\$270/hr. - \$380/hr.	20 hrs.	Licensed professional
Redaction/Document processing	\$40/hr. - \$130/hr.	15 hrs.	
Sleep Pathologist	\$165/hr. - \$520/hr. \$2,015 - \$6,050/flat rate	20 hrs. Flat rate must be approved and is not guaranteed.	Licensed professional
Social Worker	\$80/hr. - \$110/hr.	10 hrs.	MSW licensed for higher rate. BA

Service	Guideline Amount	Hourly Guideline	Required Credentials
Speech Therapist Expert	\$95/hr. - \$245/hr.	10 hrs.	Licensed professional
Toxicologist	\$165/hr. - \$545/hr.	20 hrs.	
Traffic Engineer Expert	\$110/hr. - \$165/hr. \$4,320/flat rate	10 hrs. Flat rate must be approved and is not guaranteed.	
Transcriptionist	\$4.25 per page	N/A	Must have completed a training program through a court reporting school, approved by National Court Reporting Association (NCRA)
Transcriptionist/Translation	\$40/hr. - \$70/hr.	20 hrs.	A forensic transcription translation will only be provided if the service is reasonable and necessary.
Use of Force Expert	\$95/hr. - \$220/hr.	30 hrs.	DPSST certification for law enforcement; JD for higher rate
Veterinarian	\$165/hr. - \$270/hr.	10 hrs.	Licensed professional