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# A BILL FOR AN ACT

RELATING TO COMPENSATION FOR COURT-APPOINTED REPRESENTATION.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1 SECTION 1. Section 571-87, Hawaii Revised Statutes, is  
2 amended by amending subsections (b) and (c) to read as follows:

3 "(b) The court shall determine the amount of reasonable  
4 compensation paid to appointed counsel and ~~[guardian]~~ guardians  
5 ad litem, based on the following rates:

6 (1) [~~\$90~~] \$150 an hour for in-court or out-of-court  
7 services provided by an attorney licensed to practice  
8 law in the State; and

9 (2) [~~\$60~~] \$122 an hour for[+]

10 ~~(A) Out-of-court services provided by an attorney~~  
11 ~~licensed to practice law in the State; and~~

12 ~~(B) All] all services provided by a person who is not~~  
13 an attorney licensed to practice law in the  
14 State, whether performed in-court or  
15 out-of-court.

16 (c) The maximum allowable fee shall not exceed the  
17 following schedule:



1 (1) Cases arising under chapters [~~587A~~ and] 346,  
2 part X[+], and 587A:

3 (A) Predisposition . . . . .  
4 [~~\$3,000~~] \$5,500; and

5 (B) Postdisposition review hearing . . . . .  
6 [~~\$1,000~~] \$2,000; and

7 (2) Cases arising under chapters 560, 571, 580, and  
8 584 . . . . .  
9 [~~\$3,000~~] \$5,500.

10 Payments in excess of any maximum provided for under  
11 paragraphs (1) and (2) may be made whenever the court in which  
12 the representation was rendered certifies, based upon  
13 representations of extraordinary circumstances, attested to by  
14 the applicant, that the amount of the excess payment is  
15 necessary to provide fair compensation in light of those  
16 circumstances, and the payment is approved by the administrative  
17 judge of that court."

18 SECTION 2. Statutory material to be repealed is bracketed  
19 and stricken. New statutory material is underscored.



1 SECTION 3. This Act shall take effect upon its approval.



**Report Title:**

Judiciary Package; Family Courts; Court-Appointed Counsel;  
Guardians Ad Litem; Fees

**Description:**

Increases the rate of compensation and maximum allowable amounts per case for court-appointed counsel and guardians ad litem in family court proceedings. (SD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

