

Submitted in Open Court by Federal Public Defender Franny Forsman
12/20/07

COMPARISON OF CASELOAD STANDARDS

NLADA

Felonies	150
Misdemeanors	400
Juvenile	200
Mental Health	200
Appeals	25

ADKT 411

FILED

DEC 20 2007

WITTE M. BLOOM
CLERK OF SUPREME COURT
BY *[Signature]*
CHIEF DEPUTY CLERK

Georgia

Non-Capital Felonies	150
Misdemeanors	300
Juvenile Delinquents	250
Juvenile Dependency	60
Civil Commitment	250
Appeals	25

Note: Not a guideline but a "limitation on the average annual caseloads of each lawyer" not intended to be cumulative or aggregated. Standards council intends to review and accumulate statistical data and may modify when that is completed.

Montana

Non-Capital Felonies	150
Misdemeanors	300
Juvenile Delinquents	250
Juvenile Dependency	60
Civil Commitment	100
Appeals	25
Post Conviction	25
Petition For Writ Cert.	12

Note: Not a suggestion or a guideline, intended as a maximum limitation-not intended to be aggregated "but should be applied proportionately in the case of an attorney whose caseload includes cases in more than one category. "The Montana Public Defender Commission intends to review this Standard as soon as it is able to accumulate reliable statistical data that reflects actual case loads (both numerical and hourly) of public

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defenders employed in each Regional Public Defender Office, and may modify these numerical limits or adopt weighting criteria as it deems appropriate.”

Louisiana

Capital	3-5
Automatic Life	15-25
Non-Capital Felonies	150-200
Misdemeanors	400-450
Traffic	400-450
Juvenile	200-250
Mental Health	200-250
Other Trial	200-250
Capital Appeal	3-5
Non-Capital Appeal	40-50

Note: “[C]aseload ranges are intended to reflect annual caseload limitations which individual defense boards and individual attorneys should strive over time to achieve. Defender offices and individual attorneys may make specific assessments of caseload.”

Indiana

Note: Indiana created different caseload limitations based upon whether the office has “adequate support staff.” “Adequate Support Staff” is defined as 1 paralegal for every 4 felony attorneys and every 5 misdemeanor attorneys; 1 investigator for every 4 felony attorneys and every 6 misdemeanor attorneys and 1 secretary for every 4 felony attorneys and every 6 misdemeanor attorneys.

Offices without Adequate Support Staff:

Non-Capital Murder and All Felonies	120
Non-Capital Murders & A,B,C Felonies	100
Class D Felonies	150
Misdemeanors	300
Juvenile Delinquency	200
Other(Violations & Extradition)	300

Offices with Adequate Support Staff:

Non-Capital Murder and All Felonies	150
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Non-Capital Murders & A,B,C Felonies	120
Class D Felonies	200
Misdemeanors	400
Juvenile Delinquency	300
Other(Violations & Extradition)	400

If conflict attorneys are expected to work half-time on appointed cases, then the above caseloads are reduced by half. Indiana explicitly provides for a duty on the part of appointed counsel to refuse to accept cases and to report excessive caseloads to the supervisor or the court.

Minnesota

Felonies	100-150
Gross Misdemeanor	250-300
Misdemeanor	400

New York City

Felonies	150
Misdemeanor	400
Appeals	25

Supervisors: caseload not to exceed 10% of caseload standard

Oregon

Felony Level 11	6
10	40
9	40
8	150
7	240
6	240
1-5	300
Fugitive	600
PV	600

Washington

Felonies	150
Misdemeanors	300

Note: contract attorneys-ceiling should be based upon the percentage of time the lawyer devotes to public defense.