

MCILS

**February 12, 2024
Commissioner's Meeting
Packet**

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

**FEBRUARY 12, 2024
COMMISSION MEETING
AGENDA**

- 1) Approval of the January 8, 2024 Commission Meeting Minutes
- 2) Executive session pursuant to 1 MRS § 405(6)(E) to discuss pending or contemplated litigation
- 3) Report of the Executive Director
 - a. Operations report
 - b. Budget update
 - c. Case staffing status report
 - d. Hiring update
- 4) Rulemaking discussion – Chapter 301 look back; Chapter 2
- 5) Set Date, Time and Location of Next Regular Meeting of the Commission
- 6) Public Comment

**Maine Commission on Indigent Legal Services – Commissioners Meeting
January 8, 2024
Meeting Minutes**

Commissioners Present: Donald Alexander, Randall Bates, Meegan Burbank, Michael Carey, Kimberly Monaghan, David Soucy, and Joshua Tardy.

MCILS Staff Present: Jim Billings and Ellie Maciag.

Agenda Item	Discussion/Outcome
Approval of the November 23, 2023 Meeting Minutes	Commissioner Carey moved to approve the minutes. Commissioner Alexander seconded. Commissioner Soucy commented that he would like the memo that he provided prior to the November 23, 2023 Commission meeting to be incorporated in the minutes. Commissioner Carey amended the motion to incorporate into the minutes the memos drafted by Commissioners Alexander and Soucy prior to the November 23, 2023 meeting. Chair Tardy accepted that as a friendly amendment. All voted in favor.
Executive Session	Commissioner Carey moved to go into executive session pursuant 1 MRS § 405(6)(E); seconded by Commissioner Alexander. All voted in favor.
Report of the Executive Director	<p>Chair Tardy stepped out of the meeting so Commissioner Carey served as chair pro temp.</p> <p>Director Billings provided the following report:</p> <p><u>Billing Update:</u> We are still seeing increase in voucher amounts. There was a slight uptick in vouchers in December over November. We had 120 authorizations for non-counsel funds (for private investigators and experts), which is 15-20% higher than usual.</p> <p><u>Roster Numbers/Caseload Standards:</u> Since the implementation of Chapter 4, we have seen a major decline in the roster numbers. Staff sent an email to all counsel in December advising them that Chapter 4 was taking effect January 1st, explained how attorneys could check their points and set their workload allocation percentages, and encouraged them to close their closed cases in defenderData. We had about 400 attorneys doing our work (not all rostered and not all renewed), of which about 300 were renewed</p>

Agenda Item	Discussion/Outcome
	<p>attorneys. At the turn of the new year, about half of those attorneys became ineligible due to Chapter 4. Many attorneys did not fill out their profiles, so we set their workload allocation to 10% by default. Attorneys were removed from the rosters last week, some by surprise, which has encouraged them to set their percentages under their profiles. That will increase number of attorneys on the roster this week. We also added more workload percentage options. Previously, the second highest percentage option was 75%, then 100%. Now, attorneys can set their workload allocation in increments of 5%. As of today, there are 119 attorneys on the roster, of which 78 were accepting trial-level cases. Of the 78 attorneys, 37 were handling adult criminal and 20 were handling child protective cases. The Judicial Branch has reached out with concern, particularly about the small number of attorneys on the rosters for child protective cases. We have received 11 caseload limit waivers and granted all of them in some form or another. We know that 13 attorneys will be added back to the rosters tomorrow due to a change in their percentages or points. We will continue communicating with attorneys to encourage them to update their profiles. Every Monday, Wednesday, Friday, staff send out to all counsel a list of people who need lawyers. The list was previously at 250 people who needed lawyers in criminal cases and is now close to 300.</p> <p><u>Hiring Update:</u> We did get several applicants for the two RDU positions and will be conducting interviews soon. The Capital Region Public Defender Office (CRPDO) is fully staffed with attorneys, but we are waiting on Human Resources to be able to hire for the staff positions for the CRPDO.</p> <p><u>Case Numbers:</u> There are still more new cases in the system compared to 2019. The charts in the Commission packet demonstrate this.</p> <p>Commissioner Bates asked about the number of active rostered attorneys. Director Billings explained that the 119 attorneys who are on the rosters are active for one or more case types. Commissioner Bates asked about the geographic distribution of the attorneys on the rosters. Director Billings explained that Penobscot and Aroostook continue to be a concern. Of the 300 cases that were on the list of those that needed counsel last Friday, approximately 100 of them were Aroostook or Penobscot defendants who were in custody. Director Billings relayed that he heard York County is doing well. Director Billings described the policy regarding lawyer of the day (LOD) assignments for attorneys who have exceeded their caseload limit. Staff have asked attorneys to try to find coverage for their LOD shifts if they are over their caseload limit. If an attorney is unable to find coverage, staff have conveyed to the attorneys</p>

Agenda Item	Discussion/Outcome
	<p>that they will still be paid for those appearances. Commissioner Bates replied that he is concerned that Director Billings is being told that York County is going well because there are 19 attorneys on the LOD roster and one on the murder roster in York; there are no attorneys on any other roster in York. Director Billings clarified that he meant that Chapter 4 did not have a significant impact in York County; he did not mean that there were enough attorneys on the rosters there.</p> <p><u>Justin Andrus Contract:</u> Director Billings thought that the contract with Attorney Andrus ended at the end of the 2023, but it had ended sooner because it was only for six months. Attorney Andrus has an outstanding invoice of approximately \$1,500. Director Billings relayed that Chair Tardy said it was okay to extend the contract to December 31, 2023 and pay the outstanding invoice without a vote. Attorney Andrus has indicated that he does not wish to continue doing more work for MCILS, so the contract does not need to be extended past December 31, 2023.</p> <p><u>Statutory Changes:</u> Staff are proposing additional statutory changes. One change is in 4 MRSA § 1806(2)(3) to clarify the difference between an appeal on the record and a public hearing and when information becomes public. We have been consistently asked for information about our suspensions that is beyond what we are permitted to share. Another change is to make it so all juveniles are considered indigent, regardless of their parents' income. Commissioner Alexander asked about whether a juvenile has been denied counsel based on their parents' income Director Billings explained that this is less a matter of juveniles being denied counsel and more about increasing the efficiency in assigning counsel to juveniles.</p>
Rulemaking- Chapter 3	<p>Director Billings explained that staff's position is that the trial and criminal defense (as opposed to criminal law) experience requirements proposed are appropriate.</p> <p>Discussion ensued about whether the criminal defense experience could be waived. Director Billings explained that a waiver could be granted for either the years of practice or litigation experience requirements, but not both. Commissioner Carey asked whether the years of criminal defense experience requirement would be considered years of practice or litigation experience. Discussion ensued as to whether a waiver could be granted for both Sections 1(3)(B) (have tried five felony cases within ten years) and (C) (have tried five felony cases within ten years) as litigation experience requirements. AAG Hudson-MacRae indicated that it is a reasonable interpretation that both could be waived as litigation</p>

Agenda Item	Discussion/Outcome
	<p>experience. Commissioner Carey recommended re-naming the subparagraphs to clarify that both subsections (B) and (C) could be waived as litigation experience. AAG Hudson-MacRae said that would not be a substantive change and added that “Eligible” should be lowercase, “eligible” because that has not included as a defined term.</p> <p>Chair Tardy moved to approve the response to public comment, adopt the detailed basis statement, and adopt Chapter 3, with the minor aforementioned formatting amendment. Commissioner Soucy seconded.</p> <p style="text-align: center;"><u>Discussion:</u></p> <p><u>Commissioner Alexander:</u> I disagree with Chapter 3 as indicated in my December 17, 2023 memo. The experience requirements are unrealistic. Chief Justice Stanfill has pointed out that anyone can do appeals and has said that minimal experience is needed to handle appeals. Almost all child protective cases are MCILS cases. Telling people that they cannot do child protective appeals until they have done five child protective appeals effectively excludes people from doing child protective appeals for life. Co-counsel in child protective cases may be inappropriate due to confidentiality requirements. It is a foolish and unnecessary requirement. It probably does not comply with child protective privacy requirements.</p> <p><u>Commissioner Burbank:</u> I do not think of any child protective appeal as “routine.” I do not like to hear that word used in that context. It is important that people appeal the decision of their termination of parental rights and to be taken seriously. I hope we change the way we talk about those in the future. I think there are ways for co-counsel to work together on child protective appeals. It would be a great experience for attorneys who are interested in that work. There is really important input that you gain from working directly on the cases that can help make arguments clear on appeal.</p> <p><u>Commissioner Carey:</u> Asked a clarifying question to confirm that serving as co-counsel on a child protective appeal would be sufficient to satisfy the requirement of five cases. Director Billings confirmed that is accurate.</p> <p><u>Commissioner Alexander:</u> I do not recall any child protective appeal having co-counsel in the Maine Supreme Judicial Court. I also do not think a client would want another attorney on their case just to learn. That is not an appropriate role in a difficult child protective case.</p>

Agenda Item	Discussion/Outcome
	<p data-bbox="520 235 1837 305"><u>Commissioner Burbank</u>: Drew the Commission’s attention to the comment of Attorney Taylor Kilgore, who said that she had been co-counsel on multiple child protective cases.</p> <p data-bbox="520 344 1837 414">Commissioner Alexander voted in the negative. Commissioners Carey, Monahan, Soucy, and Chair Tardy voted in the affirmative. The Rule passed as amended.</p>
Public Comment	<p data-bbox="520 457 1837 966"><u>Robert Ruffner, Esq.</u>: During lawyer of the day last week in York County, it is my understanding that, as part of making sure that cases were assigned to attorneys who were eligible for the applicable case type and within the caseload limits, the courts have been instructed not to continue their practice of reaching out to attorneys directly to see if they will accept a case. Clerks and I used to contact attorneys who were taking cases in the area to try to ensure that defendants could be assigned counsel at their initial appearances/arraignments. I was told by a judge that if an attorney is not showing up on the roster in their county that they are not to assign the attorney, so they would no longer be making those efforts to try to identify counsel. I understand we would not want to compound the issue of lack of counsel by assigning someone and then finding out they are not eligible, but I think a list of attorneys who are over or under the limit should be provided to clerks. I will be asking courts to make assignments to counsel regardless of whether the attorney is on the roster if I believe that the attorney is eligible for the case type and not over their caseload limit. If there is a way that clerks can do this, too, a way to accommodate that should be reached. I understand that a list goes out three times a week, but someone who is in custody should not have to wait an extra day for counsel to be assigned.</p> <p data-bbox="520 1005 1837 1221"><u>Donald Hornblower, Esq.</u>: It sounds like you’re amending the rules of Dungeons and Dragons. I heard there are 37 lawyers taking cases in Maine. I heard there are 35 or 40 lawyers in York taking on LOD but not accepting a single case. It sounds like we are putting more pressure on people with these rules and restricting their caseloads. I am concerned there has not been adequate discussion of how to recruit people to do this work and how to get LODs to take actual cases. LODs make more money and they do a good job, but that is not the same as taking on cases.</p>
Adjournment	The next meeting will be held on February 12, 2024 at 1PM.

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

TO: MCILS COMMISSIONERS
FROM: JIM BILLINGS, EXECUTIVE DIRECTOR
SUBJECT: OPERATIONS REPORTS
DATE: February 7, 2024

Attached you will find the January 2024, Operations Reports for your review and our discussion at the Commission meeting on February 12, 2024. A summary of the operations reports follows:

- 2,806 new cases were opened in the DefenderData system in January. This was a 229 case increase from December. Year to date, new cases are up 12.1% from last year from 17,353 at this time last year to 19,466 this year.
- The number of vouchers submitted electronically in January was 3,883 an increase of 690 vouchers from December, totaling \$4,132,468, an increase of \$730,428 from December. Year to date, the number of submitted vouchers is up by approximately 13.7%, from 19,885 at this time last year to 22,626 this year, with the total amount for submitted vouchers up approximately 90%, from \$11,860,284 at this time last year to \$22,639,625 this year.
- In January, we paid 3,054 electronic vouchers totaling \$3,217,326, representing a decrease of 466 vouchers and a decrease of \$509,616 compared to December. Year to date, the number of paid vouchers is up approximately 13.1%, from 19,839 at this time last year to 22,455 this year, and the total amount paid is up approximately 88.9%, from \$11,811,133 this time last year to \$22,314,468 this year.
- The average price per voucher in January was \$1,053.48 down \$5.31 per voucher from December. Year to date, the average price per voucher is up approximately 66.9%, from \$595.35 at this time last year to \$993.74 this year.
- Appeal and Drug Court had the highest average voucher in January. There were 33 vouchers exceeding \$7,500 paid in January. See attached addendum for details.
- In January, we issued 150 authorizations to expend funds: 60 for private investigators, 63 for experts, and 27 for miscellaneous services such as interpreters and transcriptionists. In January, we paid \$241,588 for experts and investigators, etc.
- There was 1 attorney suspension in January.
- In our All Other Account, the total expenses for the month of January were \$3,005,424. During January, approximately \$35,712 was devoted to the Commission's operating expenses.

- In the Personal Services Accounts, we had \$336,225 in expenses for the month of January.
- In the Revenue Account, December’s transfer of collected counsel fees from the Judicial Branch totaled \$20,014. We paid \$489,203 in counsel payments for the month of January.
- Exceptional results – see attached addendum.
- As of February 7, 2024, there are 152 rostered attorneys of which 104 are available for trial court level work.
- For the first 7 months of this fiscal year, submitted hours are up approximately 13% over the same 7-month period last year.

Submitted Hours													
	July	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	April	May	June	Yearly Total
FY21	13,652	15,225	17,333	20,420	17,399	17,244	19,813	17,753	31,671	17,869	19,037	19,270	226,687
FY22	19,764	21,749	19,882	22,228	17,828	17,286	22,006	21,357	24,885	19,723	19,551	21,195	247,454
FY23	19,890	22,083	20,470	20,125	20,820	21,997	21,823	20,666	23,273	19,878	25,420	25,109	261,556
FY24	22,635	24,596	22,244	21,813	22,643	23,608	28,859						166,398

Vouchers over \$7,500

Comment	Voucher Total	Case Total
Homicide	\$43,358.00	\$43,358.00
Gross Sexual Assault	\$35,227.41	\$35,227.41
Homicide	\$31,935.00	\$77,399.00
Homicide	\$24,161.69	\$24,161.69
Domestic Violence Assault	\$23,760.00	\$23,760.00
Homicide	\$21,639.20	\$21,639.20
Homicide	\$21,240.00	\$21,240.00
Termination of Parental Rights	\$19,331.00	\$23,347.00
Aggravated Trafficking	\$18,527.00	\$18,527.00
Homicide	\$17,675.28	\$17,675.28
Elevated Aggravated Assault	\$17,620.84	\$29,023.84
Trafficking	\$15,210.00	\$15,210.00
Aggravated Trafficking	\$14,112.78	\$40,634.68
Unlawful Sexual Contact	\$13,632.42	\$13,632.42
Manslaughter	\$13,544.00	\$15,164.00
Homicide	\$13,320.00	\$77,399.00
Child Protection Petition	\$13,171.00	\$13,171.00
Sexual Abuse of a Minor	\$13,024.00	\$13,024.00
Gross Sexual Assault	\$12,732.94	\$12,732.94
Homicide	\$12,610.33	\$26,919.91
Homicide	\$11,355.00	\$11,355.00
Aggravated Trafficking	\$11,015.00	\$11,015.00
Gross Sexual Assault	\$10,710.00	\$10,710.00
Homicide PCR	\$10,017.56	\$13,897.56
Child Protection Petition	\$9,840.00	\$14,846.00
Assault	\$9,420.00	\$9,420.00
Domestic Violence Assault	\$9,150.04	\$9,150.04
Theft	\$8,276.92	\$8,276.92
Homicide	\$7,764.84	\$7,764.84
Kidnapping	\$7,658.08	\$7,658.08
Child Protection Petition	\$7,604.78	\$7,604.78
Aggravated Trafficking	\$7,599.92	\$7,599.92
Robbery	\$7,571.00	\$7,571.00

Good Outcomes

Review Date	Attorney	Charge(s)	Disposition
1/3/2024	Toothaker, Jeffrey	Burglary	Not Guilty after Trial
1/2/2024	Casey, Julia	Agg. Assault, 2 ct. Assault, VCR	2nd Chair w/ Allan Loboazzo--Not Guilty After Trial
1/12/2024	Juskewitch, Steven	Unlawful Trafficking in Scheduled Drugs	Dismissal
1/19/2024	Harrow, Seth	JV Burglary, Theft	Not Guilty After Hearing
1/19/2024	Youngblood-Avery, Alec	2 ct. DV Assault, DV Crim. Threatening, DV Terrorizing	Dismissed During Trial
1/26/2024	Tisdale, Stuart	2 ct. Agg. Traffick, VCR	Dismissal of all counts

Statement of Revenue and Expenses for Maine Commission of Indigent Legal Services

As of February 2, 2024

<u>General Funds - 010-Z11201</u>	<u>QTR1</u>	<u>QTR2</u>	<u>QTR3</u>	<u>QTR4</u>	<u>TOTAL</u>
Personal Services Allotment	\$ 513,974	\$ 794,706	\$ 1,213,498	\$ 638,747	\$ 3,160,925
Payroll to date	(421,815)	(394,907)	(260,397)	-	(1,077,119)
Estimated payroll remaining	-	-	(380,670)	(570,166)	(950,835)
Total Personal Services available	\$ 92,159	\$ 399,799	\$ 572,432	\$ 68,581	\$ 1,132,971
All Other Allotment	\$ 6,334,259	\$ 7,766,921	\$ 4,218,630	\$ 849,379	\$ 19,169,189
Expenditures to date	(5,987,148)	(7,565,389)	(3,005,424)	-	(16,557,962)
Encumbrances	(347,109)	(3,999)	10,342	-	(340,766)
Total All Other Available	\$ 1	\$ 197,533	\$ 1,223,548	\$ 849,379	\$ 2,270,461

Unencumbered balance forward 0.00

<u>Other Special Revenue Funds - 014-Z11201</u>	<u>QTR1</u>	<u>QTR2</u>	<u>QTR3</u>	<u>QTR4</u>	<u>TOTAL</u>
Personal Services Allotment	\$ 199,948	\$ 183,210	\$ 199,948	\$ 98,063	\$ 681,169
Payroll to date	(177,188)	(155,483)	(75,829)	-	(408,501)
Estimated payroll remaining	-	-	(109,144)	(163,717)	(272,861)
Total Personal Services available	\$ 22,760	\$ 27,727	\$ 14,974	\$ (65,654)	\$ (193)
All Other Allotment	\$ 3,050,247	\$ 9,138,920	\$ 4,991,638	\$ 4,991,638	\$ 22,172,443
Expenditures to date	(3,050,246)	(3,072,747)	(489,204)	-	(6,612,197)
Encumbrances	-	-	-	-	-
Total All Other Available	\$ 1	\$ 6,066,173	\$ 4,502,434	\$ 4,991,638	\$ 15,560,246

CASH ON HAND 2/2/2024 \$ 27,354,369.59

<u>Other Special Revenue Funds - 014-Z11202</u>	<u>QTR1</u>	<u>QTR2</u>	<u>QTR3</u>	<u>QTR4</u>	<u>TOTAL</u>
All Other Allotment	\$ -	\$ 30,333	\$ 13,333	\$ 13,334	\$ 57,000
Expenditures to date	-	(16,703)	(584)	-	(17,288)
Encumbrances	-	-	-	-	-
Total All Other Available	\$ -	\$ 13,630	\$ 12,749	\$ 13,334	\$ 39,712

CASH ON HAND 2/2/2024 \$ 3,945.11

<u>Other Special Revenue Funds - 014-Z25801</u>	<u>QTR1</u>	<u>QTR2</u>	<u>QTR3</u>	<u>QTR4</u>	<u>TOTAL</u>
All Other Allotment	\$ -	\$ -	\$ -	\$ -	\$ -
Expenditures to date	-	-	-	-	-
Encumbrances	-	-	-	-	-
Total All Other Available	\$ -	\$ -	\$ -	\$ -	\$ -

CASH ON HAND 2/2/2024 \$ -

<u>ARPA Funds - 023-Z11201</u>	<u>QTR1</u>	<u>QTR2</u>	<u>QTR3</u>	<u>QTR4</u>	<u>TOTAL</u>
All Other Allotment	\$ -	\$ 1,500,000	\$ -	\$ -	\$ 1,500,000
Expenditures to date	-	-	-	-	-
Encumbrances	-	-	-	-	-
Total All Other Available	\$ -	\$ 1,500,000	\$ -	\$ -	\$ 1,500,000

CASH ON HAND 2/2/2024 \$ -

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

Activity Report by Case Type

1/31/2024

DefenderData Case Type	2/31/2023						Fiscal Year 2024			
	New Cases	Vouchers Submitted	Submitted Amount	Vouchers Paid	Approved Amount	Average Amount	Cases Opened	Vouchers Paid	Amount Paid	Average Amount
Appeal	14	30	\$83,087.19	18	\$ 39,657.58	\$2,203.20	114	119	\$ 367,576.90	\$3,088.88
Central Office Resource Counsel	1	3	\$1,560.00	2	\$ 270.00	\$135.00	6	26	\$ 37,835.00	\$1,455.19
Child Protection Petition	151	402	\$542,541.52	390	\$ 495,874.32	\$1,271.47	1,191	2,365	\$ 2,879,358.53	\$1,217.49
Drug Court	10	12	\$24,727.50	12	\$ 25,586.50	\$2,132.21	37	105	\$ 230,533.04	\$2,195.55
Emancipation	4	4	\$2,325.00	2	\$ 1,275.00	\$637.50	48	41	\$ 39,424.68	\$961.58
Felony	675	964	\$1,484,722.70	701	\$ 1,171,080.50	\$1,670.59	4,803	5,206	\$ 7,381,426.46	\$1,417.87
Involuntary Civil Commitment	128	113	\$64,211.28	92	\$ 54,025.80	\$587.24	757	679	\$ 390,833.31	\$575.60
Juvenile	142	111	\$127,771.64	80	\$ 82,421.59	\$1,030.27	720	574	\$ 665,553.81	\$1,159.50
Lawyer of the Day - Custody	290	284	\$182,752.86	224	\$ 145,627.02	\$650.12	1,802	1,773	\$ 1,168,264.44	\$658.92
Lawyer of the Day - Juvenile	19	19	\$8,685.00	14	\$ 6,840.00	\$488.57	126	129	\$ 76,575.30	\$593.61
Lawyer of the Day - Walk-in	140	143	\$91,288.16	110	\$ 67,513.87	\$613.76	999	1,010	\$ 668,394.73	\$661.78
MCILS Provided Training	50	61	\$50,346.72	51	\$ 44,439.20	\$871.36	505	460	\$ 334,672.06	\$727.55
Misdemeanor	1,006	1,309	\$945,788.09	1,013	\$ 686,454.65	\$677.65	6,962	7,390	\$ 4,969,754.33	\$672.50
Petition, Modified Release Treatment	0	2	\$5,703.19	3	\$ 6,138.19	\$2,046.06	3	22	\$ 23,299.36	\$1,059.06
Petition, Release or Discharge	0	1	\$150.00	1	\$ 150.00	\$150.00	2	8	\$ 24,125.23	\$3,015.65
Petition, Termination of Parental Rights	8	71	\$124,116.61	55	\$ 89,984.47	\$1,636.08	118	442	\$ 753,823.36	\$1,705.48
Post Conviction Review	6	8	\$13,348.28	6	\$ 8,287.94	\$1,381.32	39	68	\$ 214,488.79	\$3,154.25
Probate	0	2	\$4,658.00	1	\$ 1,020.00	\$1,020.00	11	27	\$ 48,753.80	\$1,805.70
Probation Violation	125	173	\$160,293.82	129	\$ 114,570.80	\$888.15	938	979	\$ 820,269.70	\$837.86
Represent Witness on 5th Amendment	1	1	\$495.00	1	\$ 495.00	\$495.00	15	9	\$ 7,668.50	\$852.06
Resource Counsel Criminal	1	4	\$1,344.00	4	\$ 1,590.00	\$397.50	5	26	\$ 11,055.00	\$425.19
Resource Counsel Juvenile	0	2	\$120.00	2	\$ 120.00	\$60.00	1	8	\$ 2,280.00	\$285.00
Resource Counsel Mental Health	0	1	\$90.00	0			1	1	\$ 105.00	\$105.00
Resource Counsel NCR	0	0		0			0	0		
Resource Counsel Protective Custody	4	3	\$4,224.00	2	\$ 2,070.00	\$1,035.00	6	20	\$ 33,544.50	\$1,677.23
Review of Child Protection Order	30	158	\$207,006.12	139	\$ 170,722.55	\$ 1,228.22	250	962	\$ 1,161,880.76	\$ 1,207.78
Revocation of Administrative Release	1	2	\$1,112.00	2	\$ 1,112.00	\$556.00	7	6	\$ 2,972.00	\$495.33
DefenderData Sub-Total	2,806	3,883	\$4,132,468.68	3,054	\$3,217,326.98	\$1,053.48	19,466	22,455	\$22,314,468.59	\$993.74
TOTAL	2,806	3,883	\$4,132,468.68	3,054	\$3,217,326.98	\$ 1,053.48	19,466	22,455	\$ 22,314,468.59	\$ 993.74

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

Activity Report by Court

1/31/2024

Court	Jan-24						Fiscal Year 2024			
	New Cases	Vouchers Submitted	Submitted Amount	Vouchers Paid	Approved Amount	Average Amount	Cases Opened	Vouchers Paid	Amount Paid	Average Amount
ALFSC	1	1	\$1,125.00	2	\$ 1,440.00	\$720.00	5	9	\$ 7,656.90	\$850.77
AUBSC	1	1	\$600.00	1	\$ 600.00	\$600.00	4	10	\$ 8,480.00	\$848.00
AUGDC	38	57	\$81,875.96	55	\$ 64,574.66	\$1,174.08	349	445	\$ 546,417.16	\$1,227.90
AUGSC	0	3	\$6,963.19	3	\$ 6,138.19	\$2,046.06	9	29	\$ 48,220.76	\$1,662.78
BANDC	68	89	\$82,918.28	91	\$ 80,423.28	\$883.77	388	623	\$ 526,951.35	\$845.83
BANSC	0	0		4	\$ 409.00	\$102.25	2	8	\$ 3,375.16	\$421.90
BATSC	0	0		0			1	1	\$ 555.00	\$555.00
BELDC	16	27	\$22,631.77	34	\$ 23,356.65	\$686.96	97	145	\$ 159,694.97	\$1,101.34
BELSC	0	0		0			4	1	\$ 1,532.48	\$1,532.48
BIDDC	41	77	\$100,874.08	60	\$ 68,743.20	\$1,145.72	333	380	\$ 459,507.52	\$1,209.23
BRIDC	12	13	\$13,140.24	7	\$ 5,317.00	\$759.57	69	56	\$ 58,431.30	\$1,043.42
CALDC	9	13	\$16,267.46	9	\$ 15,202.46	\$1,689.16	47	55	\$ 57,639.76	\$1,048.00
CARDC	3	6	\$6,045.00	4	\$ 4,800.00	\$1,200.00	37	93	\$ 104,418.38	\$1,122.78
CARSC	0	0		0			5	1	\$ 2,970.00	\$2,970.00
DOVDC	4	9	\$7,755.00	5	\$ 5,925.00	\$1,185.00	29	73	\$ 74,383.84	\$1,018.96
DOVSC	0	0		0			2	0		
ELLDC	9	26	\$44,099.03	36	\$ 57,620.63	\$1,600.57	70	211	\$ 275,964.77	\$1,307.89
ELLSC	0	0		0			0	0		
FARDC	12	26	\$18,429.32	26	\$ 16,017.24	\$616.05	114	134	\$ 127,375.04	\$950.56
FARSC	0	0		0			2	2	\$ 2,055.00	\$1,027.50
FORDC	7	11	\$11,994.92	8	\$ 7,717.92	\$964.74	59	76	\$ 96,585.98	\$1,270.87
HOUDC	6	11	\$13,351.62	11	\$ 13,252.74	\$1,204.79	71	121	\$ 144,754.15	\$1,196.32
HOUSC	0	1	\$ 1,180.00	1	\$ 1,180.00	\$ 1,180.00	0	2	\$ 4,043.00	\$2,021.50
LEWDC	51	140	\$169,720.62	121	\$ 159,536.37	\$1,318.48	381	598	\$ 696,214.19	\$1,164.24
LINDC	1	8	\$10,930.79	6	\$ 5,930.00	\$988.33	26	56	\$ 69,535.71	\$1,241.71
MACDC	1	7	\$7,586.48	8	\$ 9,476.48	\$1,184.56	36	44	\$ 48,635.09	\$1,105.34
MACSC	0	1	\$1,185.00	0			1	0		
MADDC	1	0		0			6	0		
MILDC	2	0		1	\$ 1,275.00	\$1,275.00	5	7	\$ 4,974.00	\$710.57
NEWDC	14	15	\$20,021.52	20	\$ 28,297.28	\$1,414.86	63	146	\$ 138,485.80	\$948.53
PORDC	109	114	\$127,958.79	88	\$ 98,716.54	\$1,121.78	511	634	\$ 737,138.47	\$1,162.68
PORSC	1	1	\$960.00	2	\$ 44,318.00	\$22,159.00	7	14	\$ 55,801.00	\$3,985.79
PREDC	12	23	\$25,601.04	14	\$ 14,416.04	\$1,029.72	63	124	\$ 172,212.31	\$1,388.81
RODC	7	24	\$24,684.44	14	\$ 17,476.00	\$1,248.29	81	117	\$ 122,903.26	\$1,050.46
ROSC	1	1	\$719.00	1	\$ 719.00	\$719.00	3	3	\$ 1,559.00	\$519.67
RUMDC	8	26	\$39,674.96	23	\$ 27,502.31	\$1,195.75	60	129	\$ 177,428.23	\$1,375.41
SKODC	24	82	\$96,224.18	60	\$ 67,446.96	\$1,124.12	194	426	\$ 480,015.97	\$1,126.80
SKOSC	0	0		0			3	4	\$ 5,531.04	\$1,382.76
SOUDC	16	26	\$38,710.69	25	\$ 31,750.19	\$1,270.01	83	115	\$ 197,110.89	\$1,714.01
SOUSC	1	0		0			4	2	\$ 12,897.94	\$6,448.97
SPRDC	10	25	\$41,881.68	18	\$ 28,417.04	\$1,578.72	66	184	\$ 225,700.99	\$1,226.64
Law Ct	14	25	\$76,460.06	17	\$ 38,892.58	\$2,287.80	89	88	\$ 282,600.38	\$3,211.37
Training	51	65	\$54,420.72	53	\$ 43,014.20	\$811.59	504	494	\$ 392,316.56	\$794.16
YORCD	331	433	\$424,922.50	317	\$ 315,394.74	\$994.94	2,225	2,522	\$ 2,442,149.27	\$968.34
AROCD	92	270	\$266,117.77	191	\$ 187,404.66	\$981.18	1,215	1,370	\$ 1,475,136.78	\$1,076.74
ANDCD	203	280	\$280,991.11	221	\$ 202,098.70	\$914.47	1,348	1,611	\$ 1,440,454.40	\$894.14
KENCD	237	221	\$219,527.90	169	\$ 160,314.96	\$948.61	1,676	1,754	\$ 1,381,302.47	\$787.52
PENCD	205	429	\$412,733.93	344	\$ 312,586.13	\$908.68	1,950	1,972	\$ 1,741,560.84	\$883.14
SAGCD	53	39	\$49,821.48	32	\$ 39,680.48	\$1,240.02	320	320	\$ 310,441.30	\$970.13
WALCD	65	85	\$72,278.74	61	\$ 53,878.08	\$883.25	459	399	\$ 375,101.99	\$940.11
PISCD	20	28	\$24,012.88	6	\$ 9,349.76	\$1,558.29	107	104	\$ 112,911.01	\$1,085.68
HANCD	67	100	\$91,646.14	74	\$ 69,691.40	\$941.78	479	533	\$ 513,855.82	\$964.08
FRACD	53	54	\$48,467.84	24	\$ 24,749.04	\$1,031.21	352	390	\$ 295,685.18	\$758.17
WASCD	72	81	\$96,501.72	76	\$ 76,737.94	\$1,009.71	401	370	\$ 458,986.20	\$1,240.50
CUMCD	511	452	\$458,005.14	333	\$ 348,303.64	\$1,045.96	2,675	2,657	\$ 2,687,467.86	\$1,011.47
KN OCD	43	61	\$133,618.40	57	\$ 114,219.93	\$2,003.86	386	376	\$ 427,252.53	\$1,136.31
SOMCD	97	114	\$101,843.17	86	\$ 82,745.21	\$962.15	641	704	\$ 630,101.07	\$895.03
OXFCD	111	139	\$117,541.71	124	\$ 103,357.74	\$833.53	697	893	\$ 605,224.76	\$677.74
LINCD	48	44	\$49,781.26	21	\$ 29,669.12	\$1,412.82	341	253	\$ 228,213.41	\$902.03
WATDC	20	46	\$39,856.68	51	\$ 46,565.88	\$913.06	145	299	\$ 301,776.12	\$1,009.28
WESDC	16	32	\$51,700.98	27	\$ 32,359.98	\$1,198.52	108	168	\$ 199,007.32	\$1,184.57
WISDC	7	14	\$16,264.13	6	\$ 8,343.27	\$1,390.55	32	57	\$ 74,524.96	\$1,307.46
WISSC	0	0		0			1	2	\$ 630.00	\$315.00
YORDC	4	7	\$10,844.36	6	\$ 9,974.36	\$1,662.39	17	36	\$ 68,960.92	\$1,915.58
TOTAL	2,806	3,883	\$4,132,468.68	3,054	\$3,217,326.98	\$1,053.48	19,466	22,455	\$22,314,468.59	\$993.74

MAINE COMMISSION ON INDIGENT LEGAL SERVICES
FY24 FUND ACCOUNTING
AS OF 01/31/2024

Account 010 95F Z112 01 (All Other)	Mo.	Q1	Mo.	Q2	Mo.	Q3	Mo.	Q4	FY24 Total
FY24 Professional Services Allotment		\$ 7,783,128.77		\$ 4,923,712.00		\$ 4,923,711.00		\$ 4,923,711.00	\$ 22,554,262.77
FY24 General Operations Allotment		\$ 48,000.00		\$ 48,000.00		\$ 48,000.00		\$ 48,000.00	\$ 192,000.00
FY23 carry forward appropriation		\$ -		\$ 1,255,608.01		\$ -		\$ -	\$ -
FY23 carry forward appropriation		\$ -		\$ (0.01)		\$ -		\$ -	\$ 1,255,608.01
Budget Order Adjustment		\$ (1,496,870.00)		\$ 1,496,870.00		\$ -		\$ -	\$ -
Financial Order Adjustment		\$ -		\$ 42,731.00		\$ (753,081.00)		\$ (4,122,332.00)	\$ (4,832,682.00)
FY23 One-time reduction		\$ -		\$ -		\$ -		\$ -	\$ -
Total Budget Allotments		\$ 6,334,258.77		\$ 7,766,921.00		\$ 4,218,630.00		\$ 849,379.00	\$ 19,169,188.78
Total Expenses	1	\$ (2,941,048.40)	4	\$ (3,750,984.71)	7	\$ (3,005,424.00)	10	\$ -	
	2	\$ (2,953,206.21)	5	\$ (1,504,762.41)	8	\$ -	11	\$ -	
	3	\$ (92,893.88)	6	\$ (2,309,642.06)	9	\$ -	12	\$ -	
FY23 carry forward appropriation		\$ -		\$ -		\$ -		\$ -	\$ 1,255,608.01
FY23 carry forward encumbrances		\$ -		\$ -		\$ -		\$ -	\$ (587,542.77)
Encumbrances (Justice Works)		\$ (82,212.00)		\$ 24,108.00		\$ 7,701.00		\$ -	\$ (50,403.00)
Encumbrances (B Taylor)		\$ (13,260.00)		\$ (61,880.00)		\$ 4,420.00		\$ -	\$ (70,720.00)
Encumbrances (CTB for non attorney expenses)		\$ 179,235.71		\$ 15,080.35		\$ -		\$ -	\$ 194,316.06
Encumbrance (Legal Case Management Accelerator User assistance)		\$ (5,550.00)		\$ 5,550.00		\$ -		\$ -	\$ -
Encumbrance (Justin Andrus contract for temp services)		\$ (125,693.60)		\$ 3,156.50		\$ 1,327.50		\$ -	\$ (121,209.60)
Online Legal Research Services		\$ (46,979.20)		\$ 10,014.51		\$ 3,360.35		\$ -	\$ (33,604.34)
Encumbrance (K. Guillory contract for website maintenance)		\$ (1,000.00)		\$ -		\$ -		\$ -	\$ (1,000.00)
Encumbrance (business cards)		\$ -		\$ (28.50)		\$ (166.50)		\$ -	\$ (195.00)
Encumbrance (videographer)		\$ -		\$ -		\$ (6,300.00)		\$ -	\$ (6,300.00)
		\$ -		\$ -		\$ -		\$ -	\$ -
FY22 CTB Balance Carry Forward		\$ (251,650.23)		\$ -		\$ -		\$ -	\$ (251,650.23)
TOTAL REMAINING		\$ 0.96		\$ 197,532.68		\$ 1,223,548.35		\$ 849,379.00	\$ 2,270,460.99

Q3 Month 7	
INDIGENT LEGAL SERVICES	
Counsel Payments	\$ (2,728,123.24)
Interpreters	\$ (2,960.70)
Private Investigators	\$ (29,135.88)
Mental Health Expert	\$ (72,400.00)
Misc Prof Fees & Serv	\$ (1,334.73)
Transcripts	\$ (35,345.27)
Other Expert	\$ (98,365.45)
Subpoena witness	\$ (10.00)
Process Servers	\$ (2,036.27)
SUB-TOTAL ILS	\$ (2,969,711.54)
OPERATING EXPENSES	
Risk Management Insurances	\$ (382.00)
Barbara Taylor monthly fees	\$ (4,420.00)
OIT/TELCO	\$ (11,246.09)
Mileage/Tolls/Parking	\$ (2,058.04)
Mailing/Postage/Freight	\$ (726.57)
West Publishing Corp	\$ (3,632.39)
Legal services for staff	\$ (135.00)
Office Supplies/Equip.	\$ (421.25)
Cellular Phones	\$ (748.72)
Periodicals/Books	\$ (1,116.00)
Employee/counsel lodging	\$ (107.00)

INDIGENT LEGAL SERVICES	
Q3 Allotment	\$ 4,218,630.00
Encumbrances for Justice Works contract	\$ 7,701.00
Barbara Taylor Contract	\$ 4,420.00
CTB Encumbrance for non attorney expenses	\$ -
Encumbrance for Videographer	\$ (6,300.00)
Encumbrance for Justin Andrus contract for temp services	\$ 1,327.50
Legal Case Management Accelerator User Assistance	\$ -
Online Legal Research Services	\$ 3,360.35
Encumbrance (K. Guillory contract for website maintenance)	\$ -
Encumbrance (business cards)	\$ (166.50)
Expenses to date	\$ (3,005,424.00)
Remaining Q3 Allotment	\$ 1,223,548.35

Non-Counsel Indigent Legal Services	
Monthly Total	\$ (241,588.30)
Total Q1	\$ 386,083.19
Total Q2	\$ 356,772.26
Total Q3	\$ 241,588.30
Total Q4	\$ -
Fiscal Year Total	\$ 984,443.75

MAINE COMMISSION ON INDIGENT LEGAL SERVICES
 FY24 FUND ACCOUNTING
 AS OF 01/31/2024

Justin Andrus contract payments	\$	(1,327.50)
Survey Monkey annual fee	\$	(900.00)
Central fleet vehicle lease	\$	-
Minor IT equipment/accessories	\$	(39.89)
Business cards	\$	(28.50)
Dues	\$	(200.00)
Registration fees	\$	(40.00)
Sales tax paid	\$	(36.56)
Hard drive to old printer/copier/fax/scan	\$	(200.00)
Justice Works	\$	(7,701.00)
Parking fees for Lewiston	\$	(237.00)
Staff meals & gratuity	\$	(8.95)
AAG Legal Svcs Quarterly Payment	\$	-
SUB-TOTAL OE	\$	(35,712.46)
TOTAL	\$	(3,005,424.00)

MAINE COMMISSION ON INDIGENT LEGAL SERVICES
FY24 FUND ACCOUNTING
AS OF 01/31/2024

Account 010 95F Z112 01 (Personal Services)	Mo.	Q1	Mo.	Q2	Mo.	Q3	Mo.	Q4	FY24 Total
FY24 Allotment		\$ 513,974.00		\$ 469,367.00		\$ 513,974.00		\$ 203,769.00	\$ 1,701,084.00
Financial Order Adjustments		\$ -		\$ 325,339.00		\$ 699,524.00		\$ 434,978.00	\$ 1,459,841.00
Budget Order Adjustments		\$ -		\$ -		\$ -		\$ -	\$ -
Funding for additional staff		\$ -		\$ -		\$ -		\$ -	\$ -
Projected savings-increase in attrition rate		\$ -		\$ -		\$ -		\$ -	\$ -
Carry forward Q1, Q2 & Q3 Allotment		\$ -		\$ -		\$ -		\$ -	\$ -
Total Budget Allotments		\$ 513,974.00		\$ 794,706.00		\$ 1,213,498.00		\$ 638,747.00	\$ 3,160,925.00
Total Expenses	1	\$ (125,464.57)	4	\$ (115,285.80)	7	\$ (260,396.68)	10	\$ -	
	2	\$ (176,263.37)	5	\$ (128,936.93)	8	\$ -	11	\$ -	
	3	\$ (120,087.49)	6	\$ (150,683.94)	9	\$ -	12	\$ -	
TOTAL REMAINING		\$ 92,158.57		\$ 399,799.33		\$ 953,101.32		\$ 638,747.00	\$ 2,083,806.22

Q3 Month 7	
Standard Overtime	\$ (43.08)
Permanent Regular	\$ (85,302.01)
Perm Vacation Pay	\$ (4,361.28)
Perm Holiday Pay	\$ (11,119.52)
Sick Pay	\$ (1,460.16)
Employee hlth svcs/workers comp	\$ (360.00)
Health Insurance	\$ (18,393.76)
Dental Insurance	\$ (452.60)
Employer Retiree Health	\$ (15,593.92)
Employer Retirement	\$ (10,272.38)
Employer Group Life	\$ (1,273.51)
Employer Medicare	\$ (2,559.12)
Retiree Unfunded Liability	\$ (29,532.02)
Longevity Pay	\$ (264.00)
Lim Perm Part Time Full Ben	\$ (7,065.45)
Limited Period Regular	\$ (56,632.59)
Limited Per Vacation Pay	\$ (6,769.83)
Limited Per Holiday Pay	\$ (7,244.60)
Limit Per Sick Pay	\$ (1,696.85)
Per diem	\$ -
TOTAL	\$ (260,396.68)

MAINE COMMISSION ON INDIGENT LEGAL SERVICES
FY24 FUND ACCOUNTING
AS OF 01/31/2024

Account 014 95F Z112 01 (OSR Personal Services Revenue)	Mo.	Q1	Mo.	Q2	Mo.	Q3	Mo.	Q4	FY24 Total
FY24 Allotment		\$ 199,948.00		\$ 183,210.00		\$ 199,948.00		\$ 98,063.00	\$ 681,169.00
Financial Order Adjustments		\$ -		\$ -		\$ -		\$ -	
Carry Forward Q1 & Q3 Allotment		\$ -		\$ -		\$ -		\$ -	
Budget Order Adjustments		\$ -		\$ -		\$ -		\$ -	
Total Budget Allotments		\$ 199,948.00		\$ 183,210.00		\$ 199,948.00		\$ 98,063.00	\$ 681,169.00
Total Expenses	1	\$ (51,673.18)	4	\$ (51,685.02)	7	\$ (75,829.14)	10	\$ -	
	2	\$ (73,802.05)	5	\$ (51,899.14)	8	\$ -	11	\$ -	
	3	\$ (51,713.22)	6	\$ (51,899.14)	9	\$ -	12	\$ -	
TOTAL REMAINING		\$ 22,759.55		\$ 27,726.70		\$ 124,118.86		\$ 98,063.00	\$ 272,668.11

Q3 Month 7	
Standard Overtime	\$ -
Permanent Regular	\$ (32,463.88)
Perm Vacation Pay	\$ (2,680.32)
Perm Holiday Pay	\$ (4,000.64)
Perm Sick Pay	\$ (476.76)
Health Insurance	\$ (7,430.44)
Dental Insurance	\$ (146.00)
Employer Retiree Health	\$ (4,308.17)
Employer Retirement	\$ (4,334.92)
Employer Group Life	\$ (386.12)
Employer Medicare	\$ (686.20)
Retiree Unfunded Liability	\$ (8,158.88)
Limited Period Regular	\$ (8,794.10)
Limit Per Holiday Pay	\$ (1,075.20)
Limit Per Vacation Pay	\$ (252.23)
Limit Per Sick Pay	\$ (527.28)
Longevity Pay	\$ -
Employee Hlth SVS/Workers comp	\$ (108.00)
Perm Part Time Full Ben	\$ -
Retro Pay Contract	\$ -
Retro Lump Sum Pymt	\$ -
TOTAL	\$ (75,829.14)

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

FY24 FUND ACCOUNTING

As of 01/31/2024

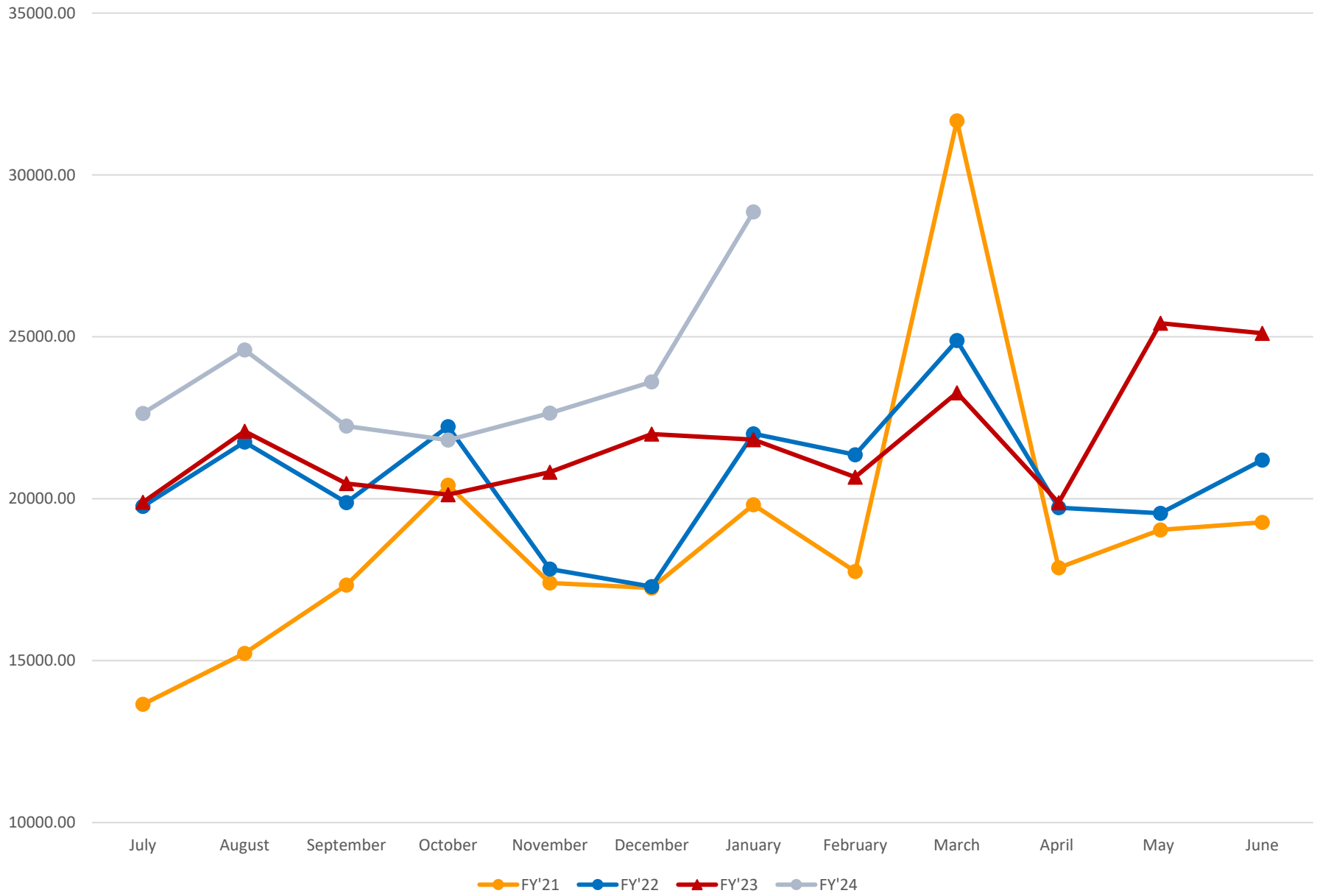
Account 014 95F Z112 01 (Revenue)	Mo.	Q1	Mo.	Q2	Mo.	Q3	Mo.	Q4	FY24 Total
Original Total Budget Allotments		\$ 7,197,529.00		\$ 4,991,638.00		\$ 4,991,638.00		\$ 4,991,638.00	\$ 22,172,443.00
Financial Order Adjustment		\$ -		\$ -		\$ -		\$ -	\$ -
Financial Order Adjustment		\$ -		\$ -		\$ -		\$ -	\$ -
Budget Order Adjustment		\$ (4,147,282.00)		\$ 4,147,282.00		\$ -		\$ -	\$ -
Total Budget Allotments		\$ 3,050,247.00		\$ 9,138,920.00		\$ 4,991,638.00		\$ 4,991,638.00	\$ 22,172,443.00
Cash Carryover from Prior Quarter		\$ -		\$ -		\$ -		\$ -	
Collected Revenue from JB	1	\$ 25,340.85	4	\$ 17,141.96	7	\$ -	10	\$ -	
Collected Revenue from JB	2	\$ 40,622.70	5	\$ 33,740.51	8	\$ -	11	\$ -	
Collected Revenue from JB	3	\$ 21,472.00	6	\$ 20,014.28	9	\$ -	12	\$ -	
		\$ -		\$ -		\$ -		\$ -	
Collected for reimbursement of counsel fees	1	\$ -	4	\$ 1,151.20	7	\$ 3,006.61	10	\$ -	
Collected for reimbursement of counsel fees	2	\$ 1,080.00	5	\$ -	8	\$ -	11	\$ -	
Collected for reimbursement of counsel fees	3	\$ -	6	\$ -	9	\$ -	12	\$ -	
TOTAL CASH PLUS REVENUE COLLECTED		\$ 88,515.55		\$ 72,047.95		\$ 3,006.61		\$ -	\$ 163,570.11
Counsel Payments	1		4	\$ -	7	\$ (489,203.74)	10	\$ -	
Counsel Payments	2	\$ (93,716.08)	5	\$ (1,465,742.71)	8	\$ -	11	\$ -	
Counsel Payments	3	\$ (2,914,923.00)	6	\$ (1,565,387.04)	9	\$ -	12	\$ -	
				\$ -		\$ -		\$ -	
State Cap for periods 1 - 7		\$ (41,606.93)		\$ (41,617.18)		\$ -		\$ -	
		\$ -		\$ -		\$ -		\$ -	
		\$ -		\$ -		\$ -		\$ -	
REMAINING ALLOTMENT		\$ 0.99		\$ 6,066,173.07		\$ 4,502,434.26		\$ 4,991,638.00	\$ 15,560,246.32

MAINE COMMISSION ON INDIGENT LEGAL SERVICES
FY24 FUND ACCOUNTING
AS OF 01/31/2024

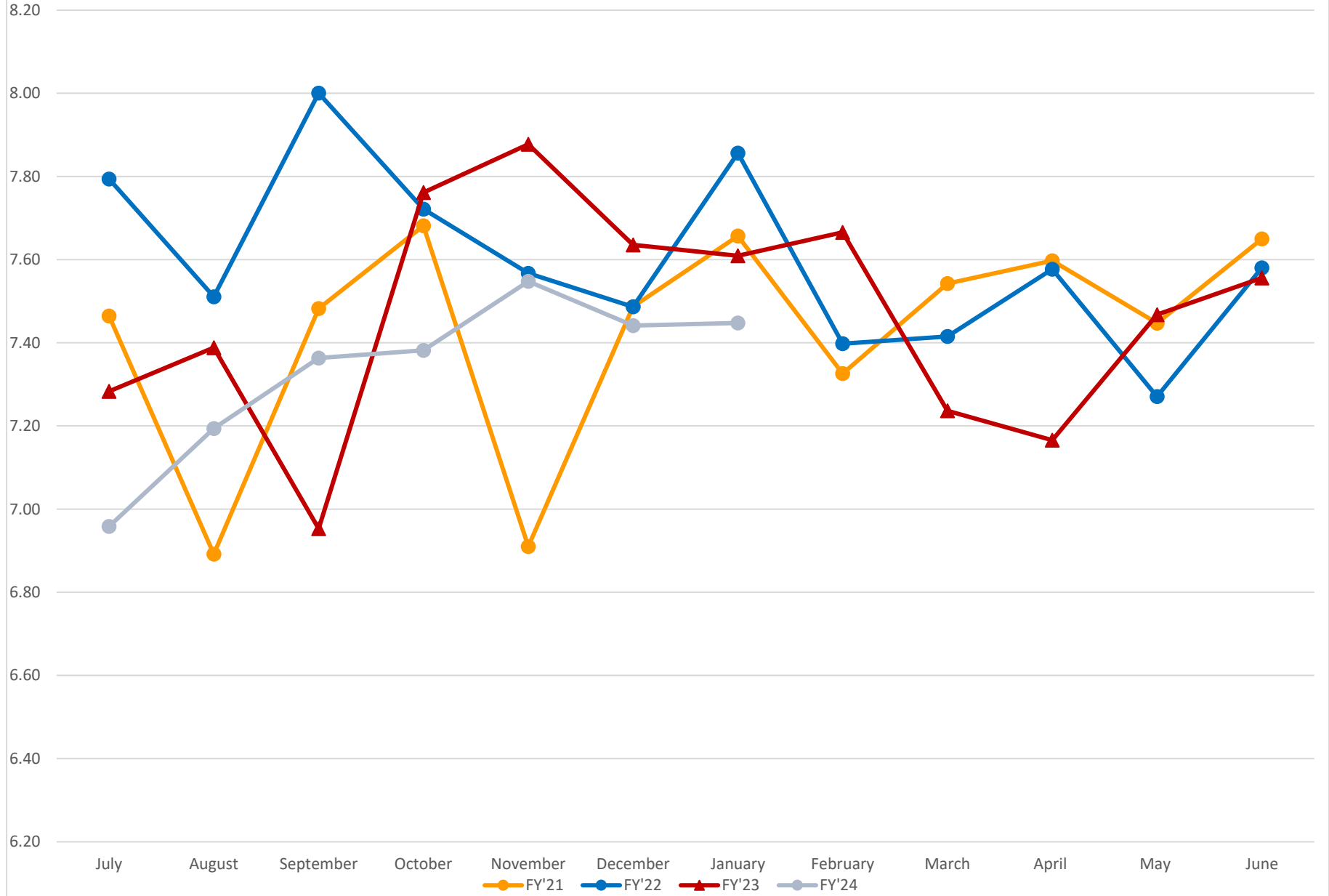
Account 014 95F Z112 02 (Conference Account)	Mo.	Q1	Mo.	Q2	Mo.	Q3	Mo.	Q4	FY24 Total
FY24 Allotment		\$ 13,333.00		\$ 17,000.00		\$ 13,333.00		\$ 13,334.00	\$ 57,000.00
Financial Order Adjustments		\$ -		\$ -		\$ -		\$ -	
Budget Order Adjustments		\$ (13,333.00)		\$ 13,333.00		\$ -		\$ -	
Contribution from private source-JJAG		\$ -		\$ 5,000.00		\$ -		\$ -	\$ 5,000.00
Total Budget Allotments		\$ -		\$ 30,333.00		\$ 13,333.00		\$ 13,334.00	\$ 57,000.00
Total Expenses	1	\$ -	4	\$ (5,149.70)	7	\$ (584.16)	10	\$ -	
	2	\$ -	5	\$ (724.59)	8	\$ -	11	\$ -	
	3	\$ -	6	\$ (10,613.79)	9	\$ -	12	\$ -	
State cap Q2 & Q3		\$ -		\$ (215.35)		\$ -		\$ -	
TOTAL REMAINING		\$ -		\$ 13,629.57		\$ 12,748.84		\$ 13,334.00	\$ 39,712.41

Q3 Month 7	
Instructor & Speaker services	\$ -
Refreshments & Catered meals	\$ (83.29)
Sales tax	\$ (0.87)
Mileage & parking fees for staff	\$ -
Training rooms	\$ (300.00)
Registrations	\$ (200.00)
TOTAL	\$ (584.16)

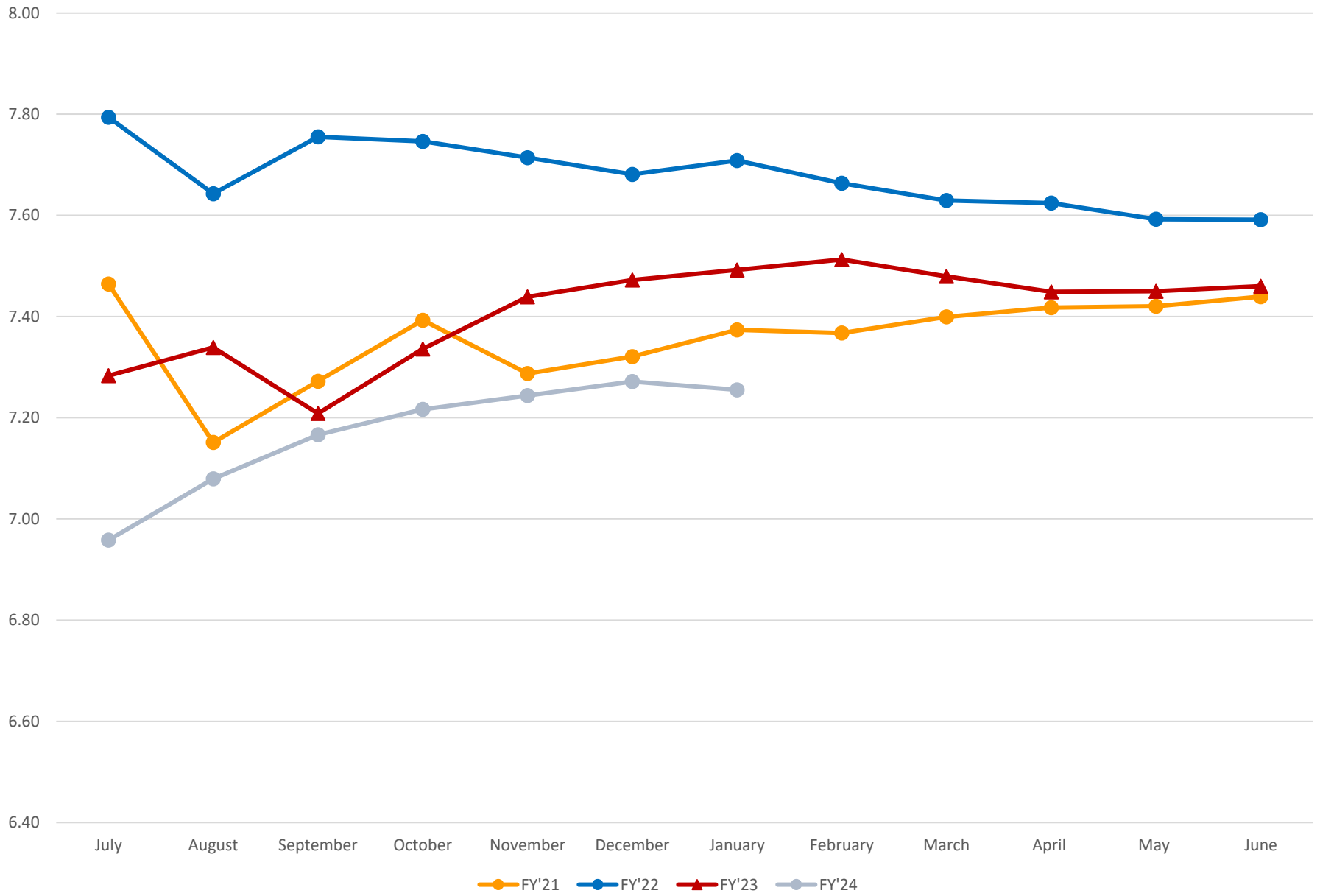
Submitted Hours Amount



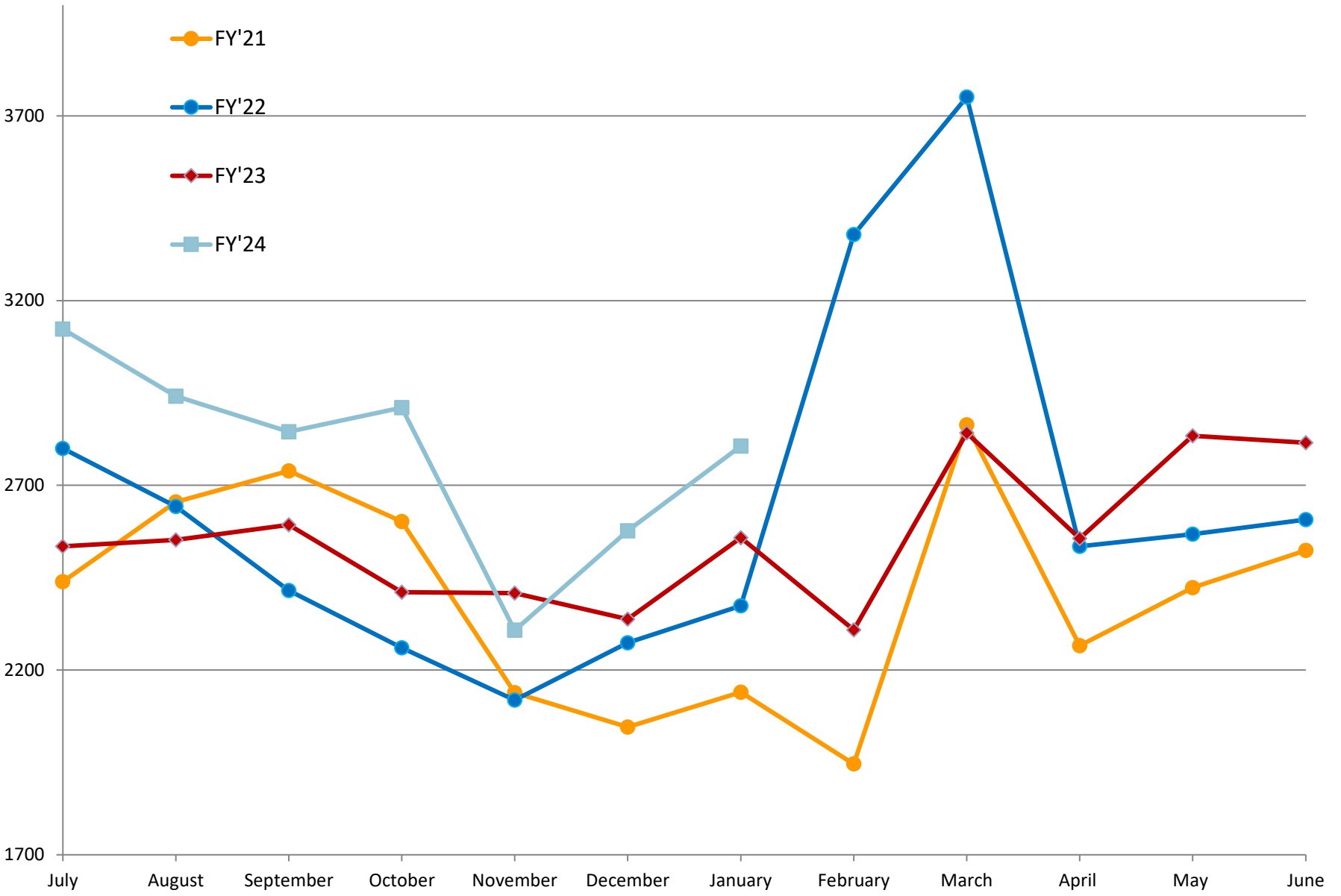
Monthly Average Hours per Voucher



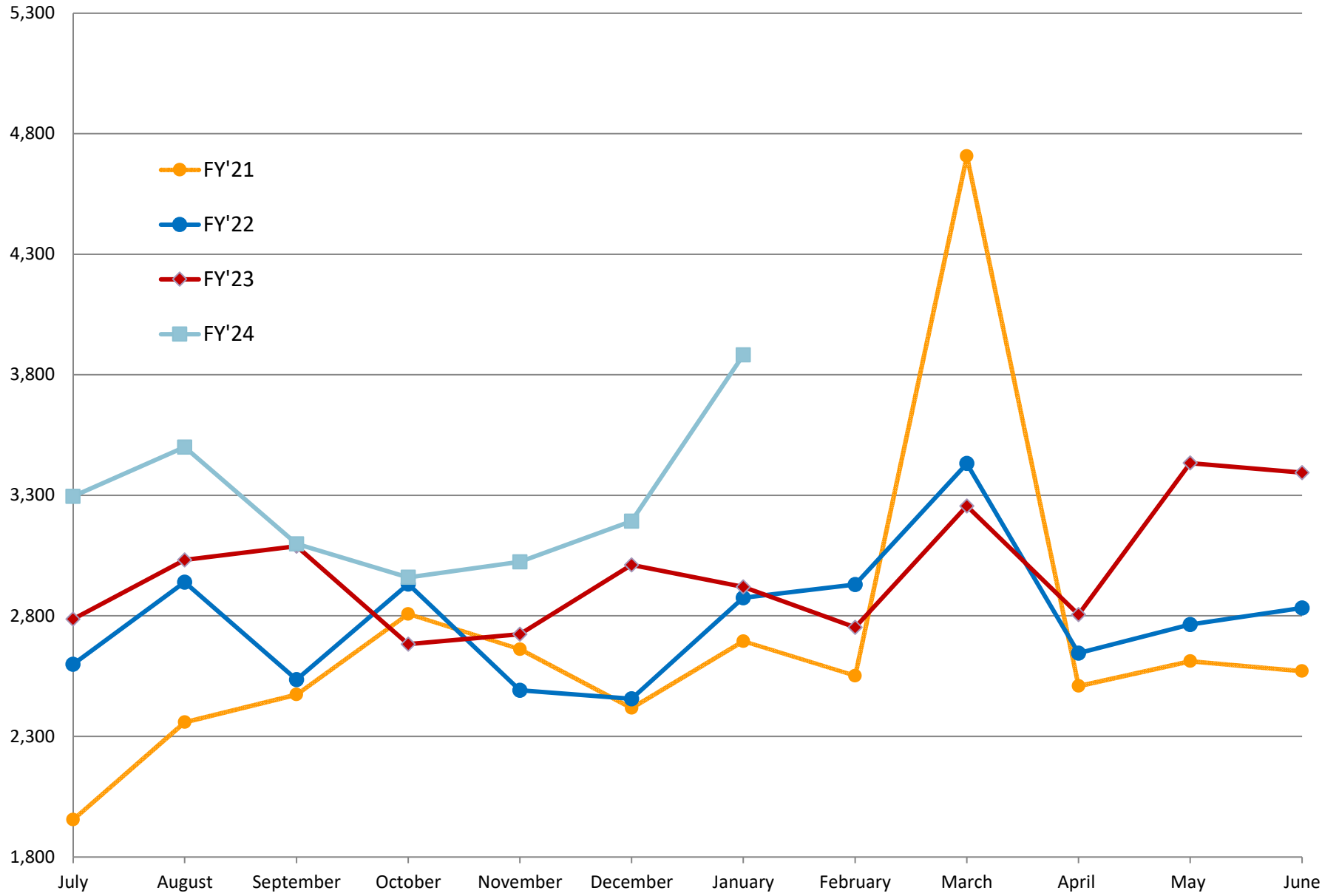
Average Hours per Voucher



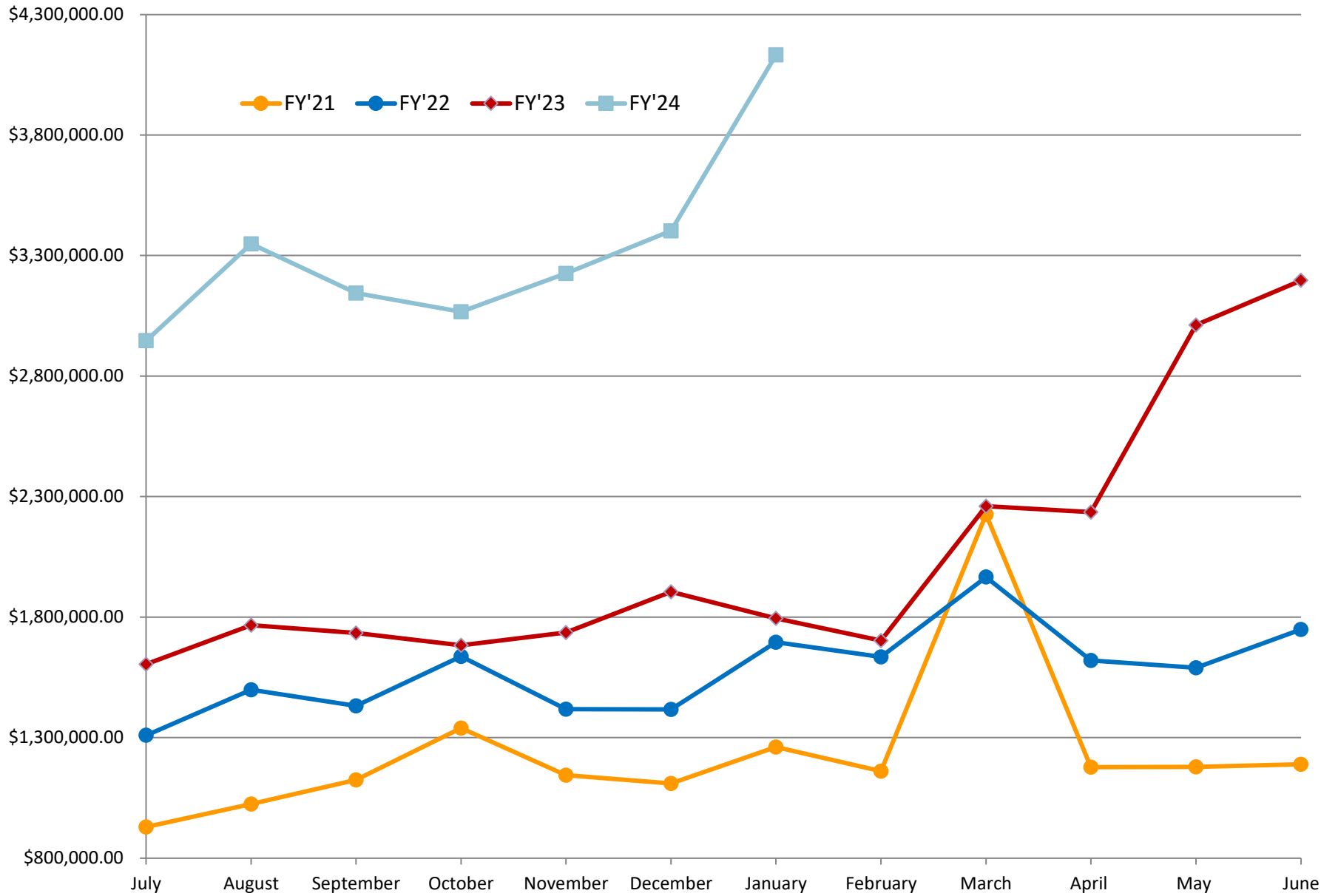
NEW CASES



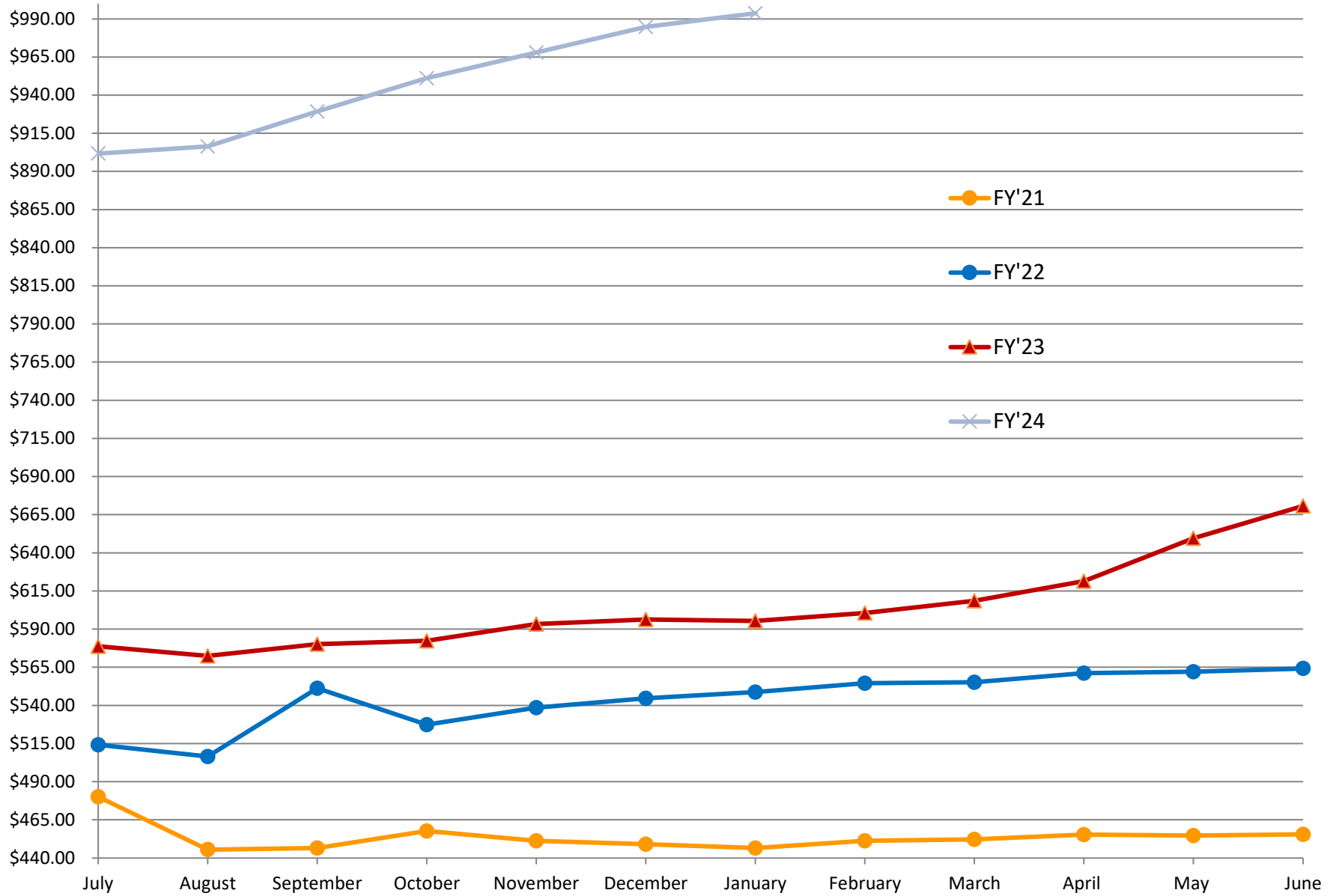
Submitted Vouchers



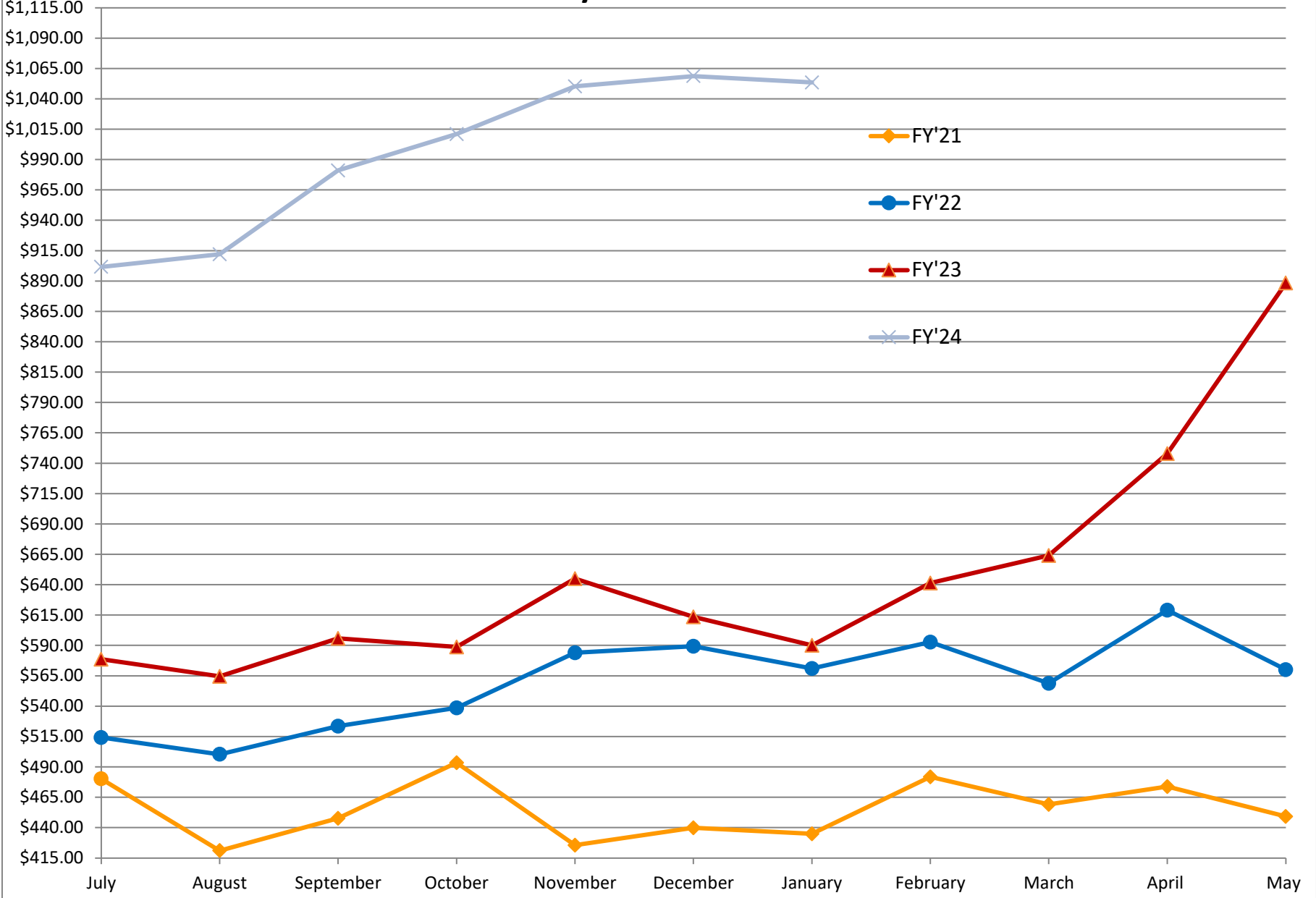
Submitted Voucher Amount



Average Voucher Price Fiscal Year to Date



Monthly Price Per Voucher



Pending UCD Cases as of January 19, 2024

UCD	FELONY				MISDEMEANOR				CIVIL VIOLATION			ALL CASES			
	Pending	On DD	No IA	% No IA	Pending	On DD	No IA	% No IA	Pending	No IA	% No IA	Pending	On DD	No IA	% No IA
Androscoggin	765	113	52	6.8%	1,695	323	291	17.2%	11	4	36.4%	2,471	436	347	14.0%
Aroostook	559	117	38	6.8%	921	308	205	22.3%	17	7	41.2%	1,497	425	250	16.7%
Caribou	110	23	7	6.4%	152	64	24	15.8%	5	0	0.0%	267	87	31	11.6%
Fort Kent	94	22	7	7.4%	197	71	40	20.3%	5	3	60.0%	296	93	50	16.9%
Houlton	152	33	5	3.3%	243	81	55	22.6%	3	1	33.3%	398	114	61	15.3%
Presque Isle	203	39	19	9.4%	329	92	86	26.1%	4	3	75.0%	536	131	108	20.1%
Cumberland	1,302	204	130	10.0%	3,584	511	598	16.7%	85	30	35.3%	4,971	715	758	15.2%
Bridgton	26	9	1	3.8%	262	36	47	17.9%	10	1	10.0%	298	45	49	16.4%
Portland	1,253	188	127	10.1%	2,842	362	444	15.6%	55	21	38.2%	4,150	550	592	14.3%
West Bath	23	7	2	8.7%	480	113	107	22.3%	20	8	40.0%	523	120	117	22.4%
Franklin	164	34	11	6.7%	416	101	54	13.0%	7	1	14.3%	587	135	66	11.2%
Hancock	416	38	11	2.6%	639	79	129	20.2%	37	17	45.9%	1,092	117	157	14.4%
Kennebec	600	97	53	8.8%	1,449	333	349	24.1%	25	16	64.0%	2,074	430	418	20.2%
Augusta	569	86	50	8.8%	967	206	233	24.1%	17	10	58.8%	1,553	292	293	18.9%
Waterville	31	11	3	9.7%	482	127	116	24.1%	8	6	75.0%	521	138	125	24.0%
Knox	193	41	15	7.8%	455	117	106	23.3%	10	1	10.0%	658	158	122	18.5%
Lincoln	140	26	10	7.1%	413	117	66	16.0%	8	1	12.5%	561	143	77	13.7%
Oxford	417	99	22	5.3%	944	186	178	18.9%	25	16	64.0%	1,386	285	216	15.6%
Bridgton	34	10	2	5.9%	66	21	4	6.1%	3	3	100.0%	103	31	9	8.7%
Rumford	152	35	8	5.3%	401	79	69	17.2%	14	12	85.7%	567	114	89	15.7%
South Paris	231	54	12	5.2%	477	86	105	22.0%	8	1	12.5%	716	140	118	16.5%
Penobscot	857	51	90	10.5%	1,566	44	480	30.7%	32	18	56.3%	2,455	95	588	24.0%
Bangor	819	50	77	9.4%	1,173	26	338	28.8%	15	9	60.0%	2,007	76	424	21.1%
Lincoln	12	0	7	58.3%	185	12	75	40.5%	6	4	66.7%	203	12	86	42.4%
Newport	26	1	6	23.1%	208	6	67	32.2%	11	5	45.5%	245	7	78	31.8%
Piscataquis	36	3	6	16.7%	110	3	35	31.8%	5	2	40.0%	151	6	43	28.5%
Sagadahoc	174	50	17	9.8%	457	158	122	26.7%	16	6	37.5%	647	208	145	22.4%
Somerset	249	52	14	5.6%	468	160	76	16.2%	5	2	40.0%	722	212	92	12.7%
Waldo	202	43	12	5.9%	312	100	50	16.0%	4	2	50.0%	518	143	64	12.4%
Washington	154	19	10	6.5%	308	52	95	30.8%	22	15	68.2%	484	71	120	24.8%
Calais	68	6	5	7.4%	122	24	25	20.5%	7	4	57.1%	197	30	34	17.3%
Machias	86	13	5	5.8%	186	28	70	37.6%	15	11	73.3%	287	41	86	30.0%
York	1,029	142	154	15.0%	3,490	740	807	23.1%	117	48	41.0%	4,636	882	1,009	21.8%
TOTAL	7,257	1,129	645	8.9%	17,227	3,332	3,641	21.1%	426	186	43.7%	24,910	4,461	4,472	18.0%

Columns

- Pending** Number of cases having at least one charge without a disposition, and without a currently active warrant.
- On DD** Number of pending cases with an Order of Deferred Disposition entered.
- No IA** Number of pending cases with a complaint filed, but not having an initial appearance or arraignment held or waived.
- % No IA** Percent of pending cases without an initial appearance/arraignment.

Cases are categorized based on the most serious offense charged. Local ordinance violations filed with the court are not included in the reported counts.

Change in Pending UCD Cases, January 2023 to January 2024

Pending cases as of January 19 of each year

UCD	FELONY			MISDEMEANOR			CIVIL VIOLATION			ALL CASES		
	2023	2024	% Diff	2023	2024	% Diff	2023	2024	% Diff	2023	2024	% Diff
Androscoggin	690	765	10.9%	2,102	1,695	-19.4%	10	11	10.0%	2,802	2,471	-11.8%
Aroostook	743	559	-24.8%	1,090	921	-15.5%	21	17	-19.0%	1,854	1,497	-19.3%
Caribou	179	110	-38.5%	270	152	-43.7%	3	5	66.7%	452	267	-40.9%
Fort Kent	136	94	-30.9%	204	197	-3.4%	4	5	25.0%	344	296	-14.0%
Houlton	217	152	-30.0%	297	243	-18.2%	7	3	-57.1%	521	398	-23.6%
Presque Isle	211	203	-3.8%	319	329	3.1%	7	4	-42.9%	537	536	-0.2%
Cumberland	1,256	1,302	3.7%	3,737	3,584	-4.1%	70	85	21.4%	5,063	4,971	-1.8%
Bridgton	22	26	18.2%	311	262	-15.8%	10	10	0.0%	343	298	-13.1%
Portland	1,211	1,253	3.5%	2,944	2,842	-3.5%	38	55	44.7%	4,193	4,150	-1.0%
West Bath	23	23	0.0%	482	480	-0.4%	22	20	-9.1%	527	523	-0.8%
Franklin	149	164	10.1%	478	416	-13.0%	30	7	-76.7%	657	587	-10.7%
Hancock	364	416	14.3%	683	639	-6.4%	45	37	-17.8%	1,092	1,092	0.0%
Kennebec	639	600	-6.1%	1,762	1,449	-17.8%	23	25	8.7%	2,424	2,074	-14.4%
Augusta	609	569	-6.6%	1,078	967	-10.3%	17	17	0.0%	1,704	1,553	-8.9%
Waterville	30	31	3.3%	684	482	-29.5%	6	8	33.3%	720	521	-27.6%
Knox	220	193	-12.3%	573	455	-20.6%	17	10	-41.2%	810	658	-18.8%
Lincoln	127	140	10.2%	351	413	17.7%	6	8	33.3%	484	561	15.9%
Oxford	451	417	-7.5%	1,060	944	-10.9%	27	25	-7.4%	1,538	1,386	-9.9%
Bridgton	45	34	-24.4%	116	66	-43.1%	0	3	0.0%	161	103	-36.0%
Rumford	161	152	-5.6%	389	401	3.1%	10	14	40.0%	560	567	1.3%
South Paris	245	231	-5.7%	555	477	-14.1%	17	8	-52.9%	817	716	-12.4%
Penobscot	834	857	2.8%	1,897	1,566	-17.4%	39	32	-17.9%	2,770	2,455	-11.4%
Bangor	813	819	0.7%	1,473	1,173	-20.4%	19	15	-21.1%	2,305	2,007	-12.9%
Lincoln	7	12	71.4%	194	185	-4.6%	8	6	-25.0%	209	203	-2.9%
Newport	14	26	85.7%	230	208	-9.6%	12	11	-8.3%	256	245	-4.3%
Piscataquis	44	36	-18.2%	136	110	-19.1%	14	5	-64.3%	194	151	-22.2%
Sagadahoc	178	174	-2.2%	477	457	-4.2%	12	16	33.3%	667	647	-3.0%
Somerset	236	249	5.5%	531	468	-11.9%	11	5	-54.5%	778	722	-7.2%
Waldo	198	202	2.0%	353	312	-11.6%	6	4	-33.3%	557	518	-7.0%
Washington	188	154	-18.1%	396	308	-22.2%	21	22	4.8%	605	484	-20.0%
Calais	83	68	-18.1%	156	122	-21.8%	7	7	0.0%	246	197	-19.9%
Machias	105	86	-18.1%	240	186	-22.5%	14	15	7.1%	359	287	-20.1%
York	1,133	1,029	-9.2%	4,002	3,490	-12.8%	95	117	23.2%	5,230	4,636	-11.4%
TOTAL	7,450	7,257	-2.6%	19,628	17,227	-12.2%	447	426	-4.7%	27,525	24,910	-9.5%

Columns

- 2023** Number of cases having at least one charge without a disposition, and without a currently active warrant as of January 19, 2023
- 2024** Number of cases having at least one charge without a disposition, and without a currently active warrant as of January 19, 2024
- % Diff** Percent change in pending cases from 2023 to 2024. Red percentages represent an increase, green percentages a decrease.

Cases are categorized based on the most serious offense charged. Local ordinance violations filed with the courts are not included in the reported counts.

Change in Pending UCD Cases, January 2019 to January 2024

Pending cases as of January 19 of each year

UCD	FELONY			MISDEMEANOR			CIVIL VIOLATION			ALL CASES		
	2019	2024	% Diff	2019	2024	% Diff	2019	2024	% Diff	2019	2024	% Diff
Androscoggin	375	765	104.0%	1,384	1,695	22.5%	22	11	-50.0%	1,781	2,471	38.7%
Aroostook	318	559	75.8%	570	921	61.6%	23	17	-26.1%	911	1,497	64.3%
Caribou	63	110	74.6%	132	152	15.2%	7	5	-28.6%	202	267	32.2%
Fort Kent	33	94	184.8%	109	197	80.7%	1	5	400.0%	143	296	107.0%
Houlton	108	152	40.7%	145	243	67.6%	3	3	0.0%	256	398	55.5%
Presque Isle	114	203	78.1%	184	329	78.8%	12	4	-66.7%	310	536	72.9%
Cumberland	770	1,302	69.1%	2,450	3,584	46.3%	135	85	-37.0%	3,355	4,971	48.2%
Bridgton	8	26	225.0%	197	262	33.0%	19	10	-47.4%	224	298	33.0%
Portland	743	1,253	68.6%	1,905	2,842	49.2%	86	55	-36.0%	2,734	4,150	51.8%
West Bath	19	23	21.1%	348	480	37.9%	30	20	-33.3%	397	523	31.7%
Franklin	83	164	97.6%	286	416	45.5%	19	7	-63.2%	388	587	51.3%
Hancock	203	416	104.9%	455	639	40.4%	34	37	8.8%	692	1,092	57.8%
Kennebec	318	600	88.7%	1,101	1,449	31.6%	42	25	-40.5%	1,461	2,074	42.0%
Augusta	304	569	87.2%	611	967	58.3%	24	17	-29.2%	939	1,553	65.4%
Waterville	14	31	121.4%	490	482	-1.6%	18	8	-55.6%	522	521	-0.2%
Knox	129	193	49.6%	275	455	65.5%	2	10	400.0%	406	658	62.1%
Lincoln	95	140	47.4%	198	413	108.6%	5	8	60.0%	298	561	88.3%
Oxford	207	417	101.4%	488	944	93.4%	20	25	25.0%	715	1,386	93.8%
Bridgton	25	34	36.0%	82	66	-19.5%	4	3	-25.0%	111	103	-7.2%
Rumford	92	152	65.2%	173	401	131.8%	4	14	250.0%	269	567	110.8%
South Paris	90	231	156.7%	233	477	104.7%	12	8	-33.3%	335	716	113.7%
Penobscot	384	857	123.2%	1,100	1,566	42.4%	132	32	-75.8%	1,616	2,455	51.9%
Bangor	373	819	119.6%	863	1,173	35.9%	90	15	-83.3%	1,326	2,007	51.4%
Lincoln	6	12	100.0%	90	185	105.6%	32	6	-81.3%	128	203	58.6%
Newport	5	26	420.0%	147	208	41.5%	10	11	10.0%	162	245	51.2%
Piscataquis	20	36	80.0%	67	110	64.2%	17	5	-70.6%	104	151	45.2%
Sagadahoc	77	174	126.0%	239	457	91.2%	30	16	-46.7%	346	647	87.0%
Somerset	147	249	69.4%	518	468	-9.7%	58	5	-91.4%	723	722	-0.1%
Waldo	105	202	92.4%	239	312	30.5%	5	4	-20.0%	349	518	48.4%
Washington	110	154	40.0%	196	308	57.1%	35	22	-37.1%	341	484	41.9%
Calais	34	68	100.0%	77	122	58.4%	8	7	-12.5%	119	197	65.5%
Machias	76	86	13.2%	119	186	56.3%	27	15	-44.4%	222	287	29.3%
York	766	1,029	34.3%	2,662	3,490	31.1%	103	117	13.6%	3,531	4,636	31.3%
TOTAL	4,107	7,257	76.7%	12,228	17,227	40.9%	682	426	-37.5%	17,017	24,910	46.4%

Columns

- 2019** Number of cases having at least one charge without a disposition, and without a currently active warrant as of January 19, 2019
- 2024** Number of cases having at least one charge without a disposition, and without a currently active warrant as of January 19, 2024
- % Diff** Percent change in pending cases from 2019 to 2024. Red percentages represent an increase, green percentages a decrease.

Cases are categorized based on the most serious offense charged. Local ordinance violations filed with the courts are not included in the reported counts.

From: [Donald Alexander](#)
To: [Billings, Jim](#); [Maciag, Eleanor](#)
Subject: Roster Availability Numbers
Date: Friday, February 2, 2024 12:15:30 PM

EXTERNAL: This email originated from outside of the State of Maine Mail System. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Jim; Ellie:

Good morning. For the meeting on the 12th, I would appreciate it if you could prepared a chart, showing, for child protective, and each of the principal criminal rostering categories,

1. The number of attorneys available to take cases on December 1, 2023;
2. The number of attorneys available to take cases on January 2, 2024;
3. The number of attorneys who removed themselves or were removed from rosters by MCILS between December 22, 2023 and January 5, 2024; and
4. The number of attorneys available to take cases on February 1, 2024. The February 1 date can be a later date if you are using that later date to prepare your general report to MCILS for its Feb. 12 meeting.

These numbers will be important for discussion of how our caseload limit and rostering rules are working. Thank you in advance for organizing these numbers. Best. DGA

Case Type	12/1/2023	12/22/2023	12/29/2023	1/2/2024	1/5/2024	2/5/2024
Cases with Drug Offense	30	34	35	19	23	22
Child Protective Cases	56	53	52	21	18	27
Domestic Violence Cases	22	24	23	12	16	12
Homicide Cases	12	12	12	4	5	10
Lawyer of the Day - Arraignment	78	80	82	48	51	66
Lawyer of the Day - Custody	74	75	75	39	42	60
Operating Under the Influence Cases	21	25	24	11	16	14
Other Felony Cases	32	39	39	22	27	24
Other Misdemeanor Cases	34	39	41	23	29	27
Serious Violent Felony Cases	18	19	18	7	10	10
Sexual Offense Cases	10	9	9	2	3	5
total participants	181	182	182	108	112	146

Case Type	12/1/2023	1/2/2024	2/5/2024
Cases with Drug Offense	30	19	22
Child Protective Cases	56	21	27
Domestic Violence Cases	22	12	12
Homicide Cases	12	4	10
Lawyer of the Day - Arraignment	78	48	66
Lawyer of the Day - Custody	74	39	60
Operating Under the Influence Cases	21	11	14
Other Felony Cases	32	22	24
Other Misdemeanor Cases	34	23	27
Serious Violent Felony Cases	18	7	10
Sexual Offense Cases	10	2	5
total participants	181	108	146

Chapter 2: STANDARDS FOR QUALIFICATIONS OF CONTRACT AND ASSIGNED COUNSEL

Summary: This ~~chapter~~Chapter establishes the standards prescribing minimum experience, training, and other qualifications for contract counsel and assigned counsel to be ~~eligible~~Eligible to ~~accept appointments~~receive assignments to represent indigent people, who are ~~eligible for~~entitled to a statutorily and/or constitutionally-~~required~~ attorney.

SECTION 1. Definitions~~Application~~

1. ~~A#~~Executive Director. "Executive Director" means the Executive Director of the Commission or the Executive Director's decision-making designee.
2. Assignment. "Assignment" means a case or lawyer of the day assignment made by a court or the Commission, and specialty court liaison or resource counsel assignments made by the Commission.
3. Eligible. "Eligible" is the status assigned to an attorney who has satisfied all the requirements of this Chapter, has satisfied all requirements of Chapter 3 for any applicable Specialized Panels, has applied and been approved by the Commission to receive assignments of the applicable case type, is current on their annual renewal, and is not under suspension by the Commission.
4. Roster. "Roster" is a list of attorneys wishing to accept case who are both Eligible and actively accepting cases of a particular type in a particular court or location.
5. Specialized Panels. "Specialized Panels" means those types of assignments by that are complex in nature. They include the panels listed in Chapter 3 of the Commission Rules.

SECTION 2. Applicability~~must~~

1. Whenever the eligibility standards are amended, the Executive Director shall create an application for all then-currently Eligible counsel to complete to demonstrate they meet all eligibility requirements of this Chapter. Counsel who are Eligible to receive assignments at the time this Chapter is amended shall maintain their eligibility until July 15, 2024. As a condition of continued eligibility, counsel must successfully complete the application by July 15, 2024. If counsel fail to successfully complete the application by July 15, 2024, they will automatically become ineligible to receive Assignments until they do so.
2. An attorney who is Eligible for one or more case types prior to the amendment of this Chapter will not be deemed Eligible for additional case types until they comply with the amended Chapter.

3. Any attorney not previously Eligible to receive Assignments from the Commission when this Chapter is amended must comply with the requirements of this Chapter and all other Commission rules to become Eligible.

SECTION 3. Minimum Eligibility Requirements

To become and/or remain Eligible, an attorney must—at a minimum—satisfy the following conditions:

1. Application

- a. Complete an application in the manner prescribed by the Commission— through its Executive Director. ~~The Commission~~Executive Director will not act on an application until it is complete.
- b. If any of the information on the application changes prior to the Executive Director acting on the application, the attorney must immediately notify the Commission via email prior to receiving a decision on the application.
- c. No attorney will be assigned a case receive an Assignment until that attorney completes an application and is placed on the roster of attorneys eligible deemed Eligible to receive assignments Assignments of that type.

~~1. SECTION 2. Minimum Experience, Training And Other Eligibility Requirements~~

~~Any attorney wishing to accept case assignments from the Commission, serve as contract counsel or otherwise be approved by the Commission to accept assignments must satisfy the following conditions.~~

~~2. 1. Licensed to Practice~~

- a. ~~a)~~ The attorney must be licensed to practice law in the State of Maine and be in good standing with the Maine Board of Overseers of the Bar.
- b. ~~b)~~ The attorney must promptly inform the Commission, in writing, of any complaint against the attorney filed with the Maine Board of Overseers of the Bar that has been set for a grievance panel hearing, or hearing before a single justice any entity charged with governing the conduct of the Supreme Judicial Court attorneys in any other jurisdiction. The attorney must so inform the Commission within 5 days of knowing or having reason to know of such complaint. Failure to comply with this requirement is grounds for removal from the roster or suspension in accordance with Section 5 herein.
- c. ~~e)~~ The attorney must inform the Commission, in writing, of any suspension of the attorney's privilege to practice law in any jurisdiction within 24 hours of receiving actual or constructive notice of the suspension. Failure to comply with this requirement is grounds for suspension or removal in accordance with Section 5 herein.

- d. The attorney must inform the Commission, in writing, within 5 days of any criminal charge filed against the attorney in any jurisdiction and promptly inform the Commission of any disposition of such charge. Failure to comply with this requirement is grounds for suspension or removal from the roster, in accordance with Section 5 herein.

3. Proficiency

- a. The attorney must be knowledgeable of the Maine Rules of Evidence.
- b. The attorney must be knowledgeable of the rules of procedure applicable to the area(s) of law they practice.
- c. The attorney must be knowledgeable of the applicable law in their area(s) of practice.
- d. The attorney must be knowledgeable of the Maine Rules of Professional Conduct.
- e. The attorney must only represent clients in assigned cases for which they are Eligible. If an attorney is assigned to a case for which they are not Eligible, the attorney must—within three business days of receiving actual or constructive notice of the appointment—submit a complete application for the applicable case type, file a motion for appointment of eligible co-counsel, or file a motion to withdraw from the case. If the attorney elects to withdraw from the case, the attorney must fulfill their obligations pursuant to the Maine Rules of Professional Responsibility and the relevant rules of procedure.

Training 2. ~~Attorney Cooperation with Procedures and Monitoring~~

4.

- a. Before being deemed Eligible and receiving Assignments, an attorney must satisfactorily complete a designated Commission-sponsored or Commission-approved training course in each area of the law for which the attorney is seeking to receive Assignments. This includes but is not limited to the following areas of law: criminal defense, lawyer of the day, juvenile defense, civil commitment, child protective, not criminally responsible release hearings, guardianship, and emancipation.
- b. The attorney shall meet any specific training requirements of any Specialized Panels.
- c. To maintain their eligibility, an attorney must annually complete 8 hours of continuing legal education (CLE) approved by the Commission. All the CLE hours must be related to the area(s) of law that the attorney practices.

5. Technological Literacy

- a. The attorney must personally have the ability to do the following:

- i. Open, read, reply to, forward, save, and print emails. Attach files to and download attachments from emails.
- ii. Electronically sign documents.
- iii. Scan, attach, and upload or email documents.
- iv. Use ShareFile and other systems used by courts for the purpose of e-filing or sharing information with attorneys.
- v. View, download, save, copy, and disseminate in a confidential manner all discovery received in electronic form.
- vi. Opt in and out of Rosters using the Commission's electronic case management system.

6. Annual Renewal

- a. The attorney must register with the Commission annually in a manner prescribed by the Commission. ~~The attorney must comply with all applicable Commission rules and procedures. The attorney must comply with Commission monitoring and performance evaluations. The attorney must also comply with any Commission investigation of~~
- b. The annual renewal form will require the attorney to provide certain information, including but not limited to:
 - i. The attorney's contact information.
 - ii. A list of the qualifying CLE credits the attorney has completed for the relevant period.
 - iii. Whether they have had any bar complaints, ~~billing discrepancies,~~ since their last successful renewal.
 - iv. Whether they have been charged with a civil or criminal offense since their last successful renewal.
 - v. Any other information ~~that, in~~ deemed appropriate by the ~~view of the~~ Executive Director, ~~concerns the question of whether,~~
- c. The annual renewal form may also require the attorney to make certifications, including but not limited to:
 - i. That the attorney has read, understands, and agrees to abide by all Commission rules and policies.
 - ii. That the attorney is ~~fit to remain~~ licensed to practice law in Maine.

- iii. A statement about what percentage of the attorney's work hours is spent on the roster. Except as pertains to indigent cases assigned to the attorney, cases.
- iv. That the attorney has not been charged with a criminal offense which they have failed to disclose to the Commission.
- v. That the attorney has not been the subject of any Board of Bar Overseers complaints which they have failed to disclose to the Commission.
- vi. That all information submitted and certifications made on the annual renewal form are complete and accurate.
- vii. Any certification designed to assess compliance with Commission rules or policies.
- viii. Any other certifications deemed appropriate by the Executive Director cannot require an attorney to disclose information that is privileged or made confidential by statute, by court rule or by court order.

d. SECTION 3. — Any attorney who fails to successfully and timely complete the annual renewal will be deemed ineligible to receive Assignments. The attorney may have their eligibility restored upon successful completion of the annual renewal if they are in compliance with all Commission rules.

7. Office, Telephone, and Electronic Mail

- a. The attorney must maintain an office or have the use of space that is reasonably accessible to clients and that permits the private discussion of confidential and other sensitive matters.
- b. The attorney must maintain a telephone number, which shall be staffed by personnel available for answering telephone calls or an answering service, an answering machine or voicemail capability that ensures client confidentiality.
- c. The attorney must maintain a confidential working e-mail account as a means of receiving information from and providing information to the Commission. The e-mail address must not be owned or accessible by any person or entity other than the attorney or the entity they own or are employed by.
- d. The attorney must keep the Commission and the courts in which the attorney represents indigent clients apprised of the attorney's work telephone number and postal and ~~electronic e-mail~~ addresses. The attorney must ensure that the court has the ability to contact the attorney by e-mail, mail, and ~~by~~ telephone.

~~SECTION 4. Experience and Proficiency~~

8. Attorney Cooperation with Procedures and Monitoring

~~The attorney shall demonstrate the necessary and sufficient experience and proficiency required to accept appointments as provided below.~~

~~1. *[Repealed]*~~

- ~~a. 2. — Any attorney not previously having been accepted to receive assignments from the must comply with all applicable Commission ~~must satisfactorily complete a Commission-sponsored or Commission-approved training course for the area of the law for which the attorney is seeking to receive assignments, including but not limited to, criminal defense, juvenile defense, civil commitment, child protective, or emancipation prior to being placed on the roster and receiving assignments; or rules and procedures.~~~~
- ~~b. 3. — An The attorney may be accepted for placement on the roster and receive assignments from the must comply with Commission ~~without completing a monitoring and performance evaluations.~~~~
- ~~c. The attorney must comply with any Commission-sponsored investigation of complaints, billing discrepancies, or Commission-approved training course ~~other information. Except as provided above if the attorney demonstrates pertains to indigent cases assigned to the attorney, the Executive Director cannot require an attorney to disclose information that is privileged or made confidential by statute, court rule or court order.~~~~

SECTION 4. ~~the~~ **Eligibility**

1. Cause

- ~~a. The Executive Director may determine that an attorney is not Eligible to receive assignments generally or of a particular type if:~~
- ~~i. The attorney made any misrepresentation or material omission on any application they submitted to the Commission.~~
- ~~ii. The attorney fails to satisfy any requirement of any Commission rule.~~
- ~~iii. The attorney has a commitment to and proficiency in the practice of the area of law for prior criminal record which the Attorney is willing to accept assignments over ~~Executive Director determines could affect the attorney's ability to provide high quality legal services.~~~~
- ~~iv. The attorney has a prior bar disciplinary history which the Executive Director determines could affect the attorney's ability to provide high quality legal services.~~
- ~~v. The Executive Director concludes that the course of at least attorney is unfit to provide high quality indigent legal services.~~

2. Process

- a. If the three years prior to Executive Director determines that an attorney is not Eligible to receive Assignments generally or of a particular type pursuant to Section 5(1) of this Chapter:
 - i. The Executive Director's decision shall be in writing and shall reflect the Executive Director's reasoning in a manner sufficient to inform the attorney of the basis for the Executive Director's action.
 - ii. The Executive Director's decision that an attorney does not satisfy the minimum eligibility requirements to receive Assignments may be appealed to the full Commission pursuant to 4 M.R.S.A. §1804(3)(J) and Chapter 201 of the Commission rules.

3. Automatic Ineligibility

- a. If an attorney exceeds the maximum caseload standard as set forth by Chapter 4 of the Commission rules and has not been granted a waiver pursuant to Chapter 4, they will become ineligible to receive new case Assignments.
- b. Any attorney who voluntarily accepts a new case after having been deemed ineligible pursuant to subsection 2(a), above, will not be paid by the Commission for any time spent on the case.
- c. Any attorney who is assigned a case by a court without the attorney's consent after the attorney has been deemed ineligible pursuant to subsection 2(a), above, must within seven calendar days of receiving assignments actual or constructive notice of the assignment, file a motion to withdraw from the case and notify the Commission of the improper assignment. The attorney will only be paid for time spent withdrawing from the Commission case, any work performed on the case pending a court's ruling on the motion to withdraw and appointment of successor counsel, and the time spent communicating with the Commission about the improper assignment. If the attorney fails to file a motion to withdraw within seven calendar days of receiving notice of the assignment, the attorney will not be paid by the Commission for any time spent on the case.

SECTION 5. Training

~~The attorney shall annually complete 8 hours of continuing legal education (CLE) approved by the Commission.~~

~~The attorney shall meet any specific training requirements of any specialized panels.~~

SECTION 6.—Removal or Suspension ~~from the Roster~~ of Eligibility

1. Cause. The Executive Director may remove indefinitely or suspend an ~~attorney from the roster completely or from the roster for certain case types and court locations for~~ attorney's Eligibility to receive Assignments, or to receive Assignments of a particular type:
 - a. For any failure to comply with this rule or any other Commission rule. ~~In addition, the Executive Director may remove indefinitely or suspend an attorney from the roster completely or from the roster for certain case types and court locations if~~
 - b. If the Executive Director determines that the attorney ~~is~~ can no longer ~~qualified to provide~~ high quality indigent legal services based on the nature of any criminal charge ~~or on investigation by the Executive Director.~~
 - c. If it is discovered that the attorney made any misrepresentation or ~~the Executive Director's designee~~ material omission on any application they submitted to the Commission.
 - d. If the Executive Director determines that the attorney can no longer ~~provide quality indigent legal services based on investigation by the Executive Director~~ of any complaint or other information.
2. Process.
 - a. The Executive Director's decision to remove or suspend an ~~attorney from the roster~~ attorney's eligibility shall be in writing and ~~shall~~ reflect the Executive Director's reasoning in a manner sufficient to inform the attorney ~~and the public~~ of the basis for the Executive Director's action.
 - b. Attorneys removed indefinitely must re-apply to the Commission if they wish to receive ~~assignments~~ Assignments in the future. Attorneys who are suspended ~~from the roster~~ need not re-apply, but must demonstrate compliance with any conditions made part of a suspension.
 - c. Removal or suspension may also include a requirement that the attorney ~~immediately~~ identify to the Commission all open assigned cases and file a motion to withdraw in each case ~~within seven calendar days of the date of the suspension or removal decision.~~ If an attorney is directed to withdraw from all their assigned cases and fails to do so within seven calendar days of the date of the suspension or removal decision, the attorney will not be entitled to payment from the Commission for work done on any of the cases after the date of the suspension or removal decision.
 - d. The Executive Director's decision to remove or suspend an ~~attorney~~ attorney's Eligibility may be appealed to the full Commission pursuant to 4 M.R.S.A. §1804(3)(J) and Chapter 201 of the Commission ~~rule 94-649 Chapter 201~~ rules.

STATUTORY AUTHORITY: 4 M.R.S.A. §1804(2)(B)

EFFECTIVE DATE:

June 25, 2010 – filing 2010-214 (Final adoption, major substantive)

AMENDED:

September 17, 2015 – filing 2015-152 (Final adoption, major substantive)

DRAFT

Chapter 2: STANDARDS FOR QUALIFICATIONS OF CONTRACT AND ASSIGNED COUNSEL **DGA COMMENTS and SUGGESTIONS in RED, 02-05-2024**

Summary: This chapterChapter establishes the standards prescribing minimum experience, training, and other qualifications for contract counsel and assigned counsel to be eligibleEligible to accept appointmentsreceive assignments to represent indigent people, who are eligible forentitled to a statutorily and/or constitutionally- required attorney.

SECTION 1. DefinitionsApplication

1. AllExecutive Director. "Executive Director" means the Executive Director of the Commission or the Executive Director's decision-making designee.
2. Assignment. "Assignment" means a case or lawyer of the day assignment made by a court or the Commission, and specialty court liaison or resource counsel assignments made by the Commission.
3. Eligible. "Eligible" is the status assigned to an attorney who has satisfied all the requirements of this Chapter, has satisfied all requirements of Chapter 3 for any applicable Specialized Panels, has applied and been approved by the Commission to receive assignments of the applicable case type, is current on their annual renewal, and is not under suspension by the Commission.
4. Roster. "Roster" is a list of attorneys wishing to accept case who are both Eligible and actively accepting cases of a particular type in a particular court or location.
5. **Specialized Panels. "Specialized Panels" means those types of assignments by that are complex in nature. They include the panels listed in Chapter 3 of the Commission Rules.**

SECTION 2.must Applicability

1. Whenever the eligibility standards are amended, the Executive Director shall create an application for all then-currently Eligible counsel to complete to demonstrate they meet all eligibility requirements of this Chapter. Counsel who are Eligible to receive assignments at the time this Chapter is amended shall maintain their eligibility until ~~July 15, 2024~~. As a condition of continued eligibility, counsel must successfully complete the application by ~~July 15, 2024~~. If counsel fail to successfully complete the application by ~~July 15, 2024~~, they will automatically become ineligible to receive Assignments until they do so. Change all three dates to November 1, 2024 so that: (A) the continuing eligibility applications do not coincide with the end of the fiscal year when MCILS staff must address many other fiscal and workload calculation, reporting, drafting, and supervision responsibilities; and (B) continued eligibility determinations follow the MCILS annual conference and training

event.

2. An attorney who is Eligible for one or more case types prior to the amendment of this Chapter will not be deemed Eligible for additional case types until they comply with the amended Chapter.
3. Any attorney not previously Eligible to receive Assignments from the Commission when this Chapter is amended must comply with the requirements of this Chapter and all other Commission rules to become Eligible.

SECTION 3. Minimum Eligibility Requirements

To become and/or remain Eligible, an attorney must—at a minimum—satisfy the following conditions:

1. Application
 - a. Complete an application in the manner prescribed by the Commission. through its Executive Director. The CommissionExecutive Director will not act on an application until it is complete.
 - b. If any of the information on the application changes prior to the Executive Director acting on the application, the attorney must immediately notify the Commission via email prior to receiving a decision on the application.
 - c. No attorney will be assigned a case receive an Assignment until that attorney completes an application and is placed on the roster of attorneys eligibledeemed Eligible to receive assignmentsAssignments of that type.

1. SECTION 2. Minimum Experience, Training And Other Eligibility Requirements

Any attorney wishing to accept case assignments from the Commission, serve as contract counsel or otherwise be approved by the Commission to accept assignments must satisfy the following conditions.

2. 1. Licensed to Practice
 - a. a) The attorney must be licensed to practice law in the State of Maine and be in good standing with the Maine Board of Overseers of the Bar.
 - b. b) The attorney must promptly inform the Commission, in writing, of any complaint, or any legal ethics opinion or decision, against the attorney filed with the Maine Board of Overseers of the Bar that has been set for a grievance panel hearing, or a Maine court, or hearing before a single justiceany entity charged with governing the conduct of the Supreme Judicial Court.attorneys in any other jurisdiction. The attorney must so inform the Commission within 5 days of knowing or having reason to know of such complaint,

opinion, or decision. Failure to comply with this requirement is grounds for removal from the roster or suspension in accordance with Section 5 herein.

- c. c) The attorney must inform the Commission, in writing, of any suspension of the attorney's privilege to practice law in any jurisdiction within 24 hours of receiving actual or constructive notice of the suspension. Failure to comply with this requirement is grounds for suspension or removal in accordance with Section 5 herein.
- d. The attorney must inform the Commission, in writing, within 5 days of any criminal charge filed against the attorney—in any jurisdiction and promptly inform the Commission of any disposition of such charge. Failure to comply with this requirement is grounds for suspension or removal from the roster. in accordance with Section 5 herein.

3. Proficiency

- a. The attorney must be knowledgeable of the Maine Rules of Evidence.
- b. The attorney must be knowledgeable of the rules of procedure applicable to the area(s) of law they practice.
- c. The attorney must be knowledgeable of the applicable law in their area(s) of practice.
- d. The attorney must be knowledgeable of the Maine Rules of Professional Conduct.
- e. The attorney must only represent clients in assigned cases for which they are Eligible. If an attorney is assigned to a case for which they are not Eligible, the attorney must—within three business days of receiving actual or constructive notice of the appointment—submit a complete application for the applicable case type, file a motion for appointment of eligible co-counsel, or file a motion to withdraw from the case. If the attorney elects to withdraw from the case, the attorney must fulfill their obligations pursuant to the Maine Rules of Professional Responsibility and the relevant rules of procedure.

This needs to be amended to permit more flexibility and allow more time for adjustment or waiver when an attorney is assigned a case for which the attorney is eligible, but, after assignment, the nature of the case and the pending charges change, for example, as result of: (A) later indictment when the attorney was assigned at first appearance; (B) a court approved amendment of the charge, which could be a more serious or a less serious charge for a Specialized Panel offense which the attorney has not sought to be rostered; (C) the client commits a new offense.

Training 2. Attorney Cooperation with Procedures and Monitoring

4.

- a. Before being deemed Eligible and receiving Assignments, an attorney must satisfactorily complete a designated Commission-sponsored or Commission-approved training course in each area of the law for which the attorney is seeking to receive Assignments.

This includes but is not limited to the following areas of law: criminal defense, ~~lawyer of the day~~, juvenile defense, civil commitment, child protective, not criminally responsible release hearings, guardianship, and emancipation.

Lawyer of the day should be a specialized panel within the criminal defense category, only available to attorneys otherwise eligible for appointment to criminal cases.

- b. The attorney shall meet any specific training requirements of any Specialized Panels.
- c. To maintain their eligibility, an attorney must annually complete 8 hours of continuing legal education (CLE) approved by the Commission. All the CLE hours must be related to the area(s) of law that the attorney practices. The explanation for the Rule should indicate that a CLE on the Rules of Evidence, Trial Practice, Preserving Objections, Appellate Practice, Trial Practice Ethics, or Jury Selection and Practice would qualify for these CLE credits if approved by the Commission – even if presented by another organization such as: Board of Overseers, MACDL, MTLA, MSBA, U. Maine School of Law.

5. Technological Literacy

- a. The attorney must personally have the ability to do the following:
 - i. Open, read, reply to, forward, save, and print emails. Attach files to and download attachments from emails.
 - ii. Electronically sign documents.
 - iii. Scan, attach, and upload or email documents.
 - iv. Use ShareFile and other systems used by courts for the purpose of e-filing or sharing information with attorneys. Only when up and running with the courts; right now e-filing rules do not apply to most MCILS type cases in most courts. [Notes from attending an e-filing training session put on by the courts at the MSBA meeting, 01-25-24.]
 - v. View, download, save, copy, and disseminate in a confidential manner all discovery received in electronic form.
 - vi. Opt in and out of Rosters using the Commission's electronic case management system. Should this also include submitting vouchers and any other case specific or attorney specific reports and information through the electronic case management system?

6. Annual Renewal

- a. The attorney must register with the Commission annually in a manner prescribed by the Commission. The attorney must comply with all applicable Commission rules and procedures. The attorney must comply with Commission monitoring and performance evaluations. The attorney must also comply with any Commission investigation of

- b. The annual renewal form will require the attorney to provide certain information, including but not limited to:
- i. The attorney's contact information.
 - ii. A list of the qualifying CLE credits the attorney has completed for the relevant period.
 - iii. Whether they have had any bar complaints, billing discrepancies, since their last successful renewal.
 - iv. Whether they have been charged with a civil or criminal offense since their last successful renewal. Would this include a local ordinance violation? Any limits on what civil violations that must be reported?
 - v. Any other information that, deemed appropriate by the ~~view of the Executive Director~~ Commission, concerns the question of whether.
- c. The annual renewal form may also require the attorney to make certifications, including but not limited to:
- i. That the attorney has read, understands, and agrees to abide by all Commission rules and policies.
 - ii. That the attorney is fit to remain licensed to practice law in Maine.
 - iii. A statement about what percentage of the attorney's work hours is spent on the roster. Except as pertains to indigent cases assigned to the attorney, cases.
 - iv. That the attorney has not been charged with a criminal offense which they have failed to disclose to the Commission.
 - v. That the attorney has not been the subject of any Board of Bar Overseers complaints or other ethics complaints in any jurisdiction which they have failed to disclose to the Commission.
 - vi. That all information submitted and certifications made on the annual renewal form are complete and accurate.
 - vii. Any certification designed to assess compliance with Commission rules or policies.
 - viii. Any other certifications deemed appropriate by the ~~Executive Director~~ cannot require an attorney to disclose information that is privileged or made confidential by statute, by court rule or by court order. Commission.

- d. **SECTION 3.** Any attorney who fails to successfully and timely complete the annual renewal will be deemed ineligible to receive Assignments. The attorney may have their eligibility restored upon successful completion of the annual renewal if they are in compliance with all Commission rules.

7. Office, Telephone, and Electronic Mail

- a. The attorney must maintain an office or have the use of space that is reasonably accessible to clients and that permits the private discussion of confidential and other sensitive matters.
- b. The attorney must maintain a telephone number, which shall be staffed by personnel available for answering telephone calls or an answering service, an answering machine or voicemail capability that ensures client confidentiality.
- c. The attorney must maintain a confidential working e-mail account as a means of receiving information from and providing information to the Commission. The e-mail address must not be owned or accessible by any person or entity other than the attorney or the entity they own or are employed by.

Does this mean that an attorney must have an email account different from the email address registered with the courts for purpose of filing and receipt of documents from the courts? Must this email account be different from the attorney's published business email address registered with the Board of Overseers? Rather than requiring attorneys to have separate email accounts for filings to and receipt of information from MCILS, suggest having a system of encryption or password protection for filing and receipt of confidential information to or from MCILS.

- d. The attorney must keep the Commission and the courts in which the attorney represents indigent clients apprised of the attorney's work telephone number and postal and electronic e-mail addresses. The attorney must ensure that the court has the ability to contact the attorney by e-mail, mail, and by telephone.

SECTION 4. Experience and Proficiency

8. Attorney Cooperation with Procedures and Monitoring

The attorney shall demonstrate the necessary and sufficient experience and proficiency required to accept appointments as provided below.

1. *[Repealed]*
- a. 2. Any attorney not previously having been accepted to receive assignments from the must comply with all applicable Commission must satisfactorily complete a Commission-sponsored or Commission-approved training course for the area of the law for which the attorney is seeking to receive assignments, including but not limited to, criminal defense, juvenile defense, civil commitment, child protective, or emancipation prior to being placed on the roster and receiving assignments; or rules and procedures.

- b. 3. An attorney may be accepted for placement on the roster and receive assignments from the must comply with Commission without completing a monitoring and performance evaluations. The type of monitoring and performance evaluations that are contemplated must be more clearly spelled out. This issue is of concern to many competent, experienced attorneys. For experienced attorneys, this monitoring should not extend to looking over an attorney's shoulder and second guessing an attorney's strategy and decisions while a case is ongoing.
- c. The attorney must comply with any Commission-sponsored investigation of complaints, billing discrepancies, or Commission-approved training course other information. Except as provided above if the attorney demonstrates pertains to indigent cases assigned to the attorney, the Executive Director cannot require an attorney to disclose information that is privileged or made confidential by statute, court rule or court order.

SECTION 4.the Eligibility

1. Cause

- a. The Executive Director may determine that an attorney is not Eligible to receive assignments generally or of a particular type if:
- i. The attorney made any intentional misrepresentation or material omission on any application they submitted to the Commission.
 - ii. The attorney fails to satisfy any requirement of any Commission rule.
 - iii. The attorney has a commitment to and proficiency in the practice of the area of law for prior criminal record which the Attorney is willing to accept assignments over Executive Director determines could affect the attorney's ability to provide high quality legal services.
 - iv. The attorney has a prior bar disciplinary history which the Executive Director determines could affect the attorney's ability to provide high quality legal services.
 - v. The Executive Director concludes that the course of at least attorney is unfit to provide high quality indigent legal services.

[(iii), (iv), and (v) above need more specific definitions than the ED's discretion to meet constitutional due process standards to justify exclusion of an individual from receiving MCILS assignments.]

2. Process

- a. If the three years prior to Executive Director determines that an attorney is not Eligible to receive Assignments generally or of a particular type pursuant to Section 5(1) of this Chapter:

- i. The Executive Director's decision shall be in writing and shall reflect the Executive Director's reasoning in a manner sufficient to inform the attorney of the basis for the Executive Director's action. [Can this decision be appealed to the Commission? It is not clear if the process in Section 5(2) applies to this eligibility determination. The 5(2) process should apply. If not, is the only appeal one to the Superior Court under M.R. Civ. P. 80C?]
 - ii. The Executive Director's decision that an attorney does not satisfy the minimum eligibility requirements to receive Assignments may be appealed to the full Commission pursuant to 4 M.R.S.A. §1804(3)(J) and Chapter 201 of the Commission rules.
3. Automatic Ineligibility
- a. If an attorney exceeds the maximum caseload standard as set forth by Chapter 4 of the Commission rules and has not been granted a waiver pursuant to Chapter 4, they will become ineligible to receive new case Assignments.
 - The current caseload standards limit attorneys to 1/3 to 1/2 of the caseload that our own data show that our attorneys are capable of accepting and competently representing clients before the courts. An attorney should not be excluded from new assignments unless their pending caseload, measured by the average hours per case that MCILS FY 2023 data show competent, ethical attorneys are putting in to defend the particular case types at issue, is at least double the number set in the caseload standards. For example, MCILS caseload standards for appeals states that attorneys average approximately 74 hours for each criminal appeal, with a caseload limit of 25 appeals. MCILS FY 2023 data show that MCILS attorneys average approximately 25 hours for each criminal appeal. With this example, attorneys should not be removed from rosters if they had 50 or less pending appeals – if they only do appeal work.
 - b. Any attorney who voluntarily accepts a new case after having been deemed ineligible pursuant to subsection 2(a), above, will not be paid by the Commission for any time spent on the case.
 - There must be an exception to this rule for cases where (1) MCILS has advised a court that it does not have an attorney available to take an assignment, and (2) the court then assigns to the case a consenting attorney whom the court has deemed competent and available to represent the client. As a matter of constitutional law and legal ethics, when MCILS is unable or unwilling to provide counsel to an individual qualifying for MCILS representation, it cannot also prevent the court from assuring that the individual's constitutional right to the assistance of competent counsel is met. The court may, in fact must, assign the individual competent counsel who will receive appropriate compensation to assure that the individual receives constitutionally required representation.
 - c. Any attorney who is assigned a case by a court without the attorney's consent after the attorney has been deemed ineligible pursuant to subsection 2(a), above, must within seven calendar days of receiving assignments actual or constructive notice of the assignment, file a motion to withdraw from the case and notify the Commission of the improper assignment. The attorney will only be paid for time spent withdrawing from the Commission case, any work performed on the case pending a court's ruling on the

motion to withdraw and appointment of successor counsel, and the time spent communicating with the Commission about the improper assignment. If the attorney fails to file a motion to withdraw within seven calendar days of receiving notice of the assignment, the attorney will not be paid by the Commission for any time spent on the case.

SECTION 5. Training

The attorney shall annually complete 8 hours of continuing legal education (CLE) approved by the Commission.

The attorney shall meet any specific training requirements of any specialized panels.

SECTION 6. Removal or Suspension from the Roster of Eligibility

1. Cause. The Executive Director may remove indefinitely or suspend an attorney from the roster completely or from the roster for certain case types and court locations for attorney's Eligibility to receive Assignments, or to receive Assignments of a particular type:
 - a. For any failure to comply with this rule or any other Commission rule. In addition, the Executive Director may remove indefinitely or suspend an attorney from the roster completely or from the roster for certain case types and court locations if
 - b. If the Executive Director determines that the attorney is can no longer qualified to provide high quality indigent legal services based on the nature of any criminal charge or on investigation by the Executive Director .
 - c. If it is discovered that the attorney made any intentional misrepresentation or the Executive Director's designeematerial omission on any application they submitted to the Commission.
 - d. If the Executive Director determines that the attorney can no longer provide quality indigent legal services based on investigation by the Executive Director of any complaint or other information.
2. Process.
 - a. The Executive Director's decision to remove or suspend an attorney from the roster attorney's eligibility shall be in writing and shall reflect the Executive Director's reasoning in a manner sufficient to inform the attorney and the public of the basis for the Executive Director's action.
 - b. Attorneys removed indefinitely must re-apply to the Commission if they wish to receive assignments Assignments in the future. Attorneys who are suspended from the roster need not re-apply, but must demonstrate compliance with any conditions made part of a suspension.

- c. Removal or suspension may also include a requirement that the attorney immediately identify to the Commission all open assigned cases and file a motion to withdraw in each case within seven calendar days of the date of the suspension or removal decision. If an attorney is directed to withdraw from all their assigned cases and fails to do so within seven calendar days of the date of the suspension or removal decision, the attorney will not be entitled to payment from the Commission for work done on any of the cases after the date of the suspension or removal decision.
- d. The Executive Director's decision to remove or suspend an attorney's Eligibility may be appealed to the full Commission pursuant to 4 M.R.S.A. §1804(3)(J) and Chapter 201 of the Commission rule 94-649 Chapter 201 rules.

STATUTORY AUTHORITY: 4 M.R.S.A. §1804(2)(B)

EFFECTIVE DATE:

June 25, 2010 – filing 2010-214 (Final adoption, major substantive)

AMENDED:

September 17, 2015 – filing 2015-152 (Final adoption, major substantive)