

**THIRD JUDICIAL CIRCUIT OF FLORIDA
ADMINISTRATIVE ORDER 2014-006**

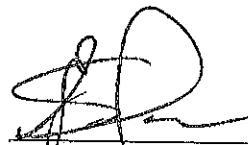
RE: EXPERT WITNESS FEES AND EXPENSES

Expert witnesses will be compensated by the court in the following cases:

- a. Pursuant to §916.115, F.S., §985.19(b), F.S., and Florida Rule of Juvenile Procedure 8.095, experts appointed by the court in criminal cases to determine the competency of the defendant to proceed. If sanity will be used as an affirmative defense, the court only pays the portion of the fees relating to competence to proceed.
- b. Pursuant to §916.301-916.304, F.S., experts evaluating defendants concerning allegations of incompetence to proceed to trial due to retardation or autism.
- c. Pursuant to §393.11, F.S., experts acting as members of an examining committee in cases involving consideration of involuntary admission to residential services.
- d. Pursuant to §744.331, F.S., experts acting as members of a guardianship examining committee *only in cases in which the ward's estate cannot pay* (§744.331(b), F.S.)
- e. Pursuant to §916.17, F.S., experts appointed in cases in which the defendant has been found incompetent to proceed by reason of insanity and has failed to comply with provisions of conditional release.
- f. Pursuant to §921.137, F.S., experts appointed in capital felony cases in which mental retardation is a bar to the death penalty.

The following policies will apply to court payment of fees incurred by expert witness:

- a. Expert witnesses providing evaluations in the cases listed above shall be compensated at a flat rate per evaluation, including the examination, preparation of the report, and travel time not to exceed \$500.00.
- b. Expert invoices must be submitted to Court Administration, 173 N.E. Hernando Avenue, Room 408, with a copy of the court's order on a State of Florida Uniform Invoice for Expert Witness (see exhibit A).
- c. Travel expenses will be reimbursed pursuant to §112.061, F.S. All travel expenses must be submitted on a State of Florida Voucher for Reimbursement of Travel, which is available at <http://flcourts.org/administration-funding/contract-conditions-for-services.shtml>.
- d. Experts in cases other than those listed in this administrative order will be paid on a case by case basis.
- e. Expert witness fees shall be paid *only* upon submission of a Motion and Order for payment signed by the court.



GREG PARKER
Chief Judge, Third Judicial Circuit

7-8-14

Exhibits:

A: State of Florida Uniform Invoice for Expert Witness

Copies to:

All Judges, Third Judicial Circuit

All Clerks, Third Judicial Circuit