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To: Due Process Providers, Attorneys  
From: Stephen Presnell, General Counsel  
Date: June 9, 2011  
RE: Changes to 2011/2012 Due Process (other than Attorney Fees) Agreements

The rates for investigators and court reporting services remain the same as last fiscal year. Those rates are located in the General Appropriations Act. Additionally, the legislature established in the General Appropriations Act a maximum rate for mitigation specialists in capital cases. Effectively July 1, 2011, the hourly rate for mitigation specialist cannot exceed \$75 per hour. This rate will apply to all services rendered on or after July 1, 2011, including any case in which a trial court authorized a higher rate for services rendered prior to July 1, 2011.

Also, the contract has been amended in relation to mileage reimbursement. Mileage reimbursement will only be authorized for trips in excess of 50 miles one way. Effective July 1, 2011, JAC will no longer be accepting mileage logs. Instead, any request for mileage must be submitted using the travel voucher form approved by the Florida Department of Financial Services pursuant to s. 112.061, F.S. Additionally, clarification language is added clearly stating that reimbursement for mileage is limited to actual mileage regardless of the number of cases involved.

This memorandum is provided for informational purposes only to alert due process providers and attorneys to significant statutory changes that were enacted during this legislative session as well as contract changes. Due process providers and attorneys should refer to the statutory language, the revised contracts, and JAC policies and procedures for the precise language involved as well as any other applicable requirements.

If you have any questions or concerns, feel free to contact the JAC Help Desk at (866) 355-7902.