

# TRAVEL RULES FOR COURT-APPOINTED COUNSEL IN THE COURTS OF APPEALS

## Non-Capital Appointments

The guidelines referenced below are travel guidelines and policies that are appropriate and applicable to court-appointed counsel appointed by the courts of appeal. Receipts for travel expenses should be provided by the panel attorneys and maintained by the projects.

1. **Time**—Overnight travel—panel attorneys should provide the day, month, and year of the travel. Include the departure time and the return time.
2. **Location**—State the location of where the expenses were incurred and the purpose of the trip.
3. **Lodging**—For cases where counsel was appointed on or after January 1, 2017, the reimbursement rate for lodging is generally up to \$110 plus taxes per evening. However, the following rates apply in the specified counties:

\$120 in Monterey, San Diego, Los Angeles, Orange, and Ventura Counties

\$140 in Alameda, San Mateo, and Santa Clara Counties

\$150 in San Francisco County

- Panel attorneys are expected to seek out the most reasonable lodging and to use free hotel shuttle when available.

See the [Statewide Compensation Guidelines](#) for the lodging rates for cases where counsel was appointed before January 1, 2017.

4. **Meals**—For cases where counsel was appointed on or after January 1, 2017, the State rates for meals are the actual cost up to \$8 for breakfast, \$12 for lunch, and \$20 for dinner. **Meals will only be reimbursed for overnight trips.**

See the [Statewide Compensation Guidelines](#) for the meal rates for cases where counsel was appointed before January 1, 2017.

5. **Transportation**—Transportation costs will only be reimbursed for the least costly and most efficient mode of travel. For example, if a panel attorney chooses to drive to their destination but it is less expensive to fly, the attorney will only be reimbursed for the cost of flying. The attorney may provide to the project a MapQuest showing the mileage from their departure location to their destination location and a copy of an airfare estimate. If the attorney does drive, please provide the mileage.
  - The current mileage rate for court-appointed counsel is \$.50 (see the [Statewide Compensation Guidelines](#) for the mileage rate for cases where counsel was appointed before January 1, 2017).
  - Travel to visit the client in prison, if round trip is over 50 miles, must be authorized by the appellate project director or assistant director.

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- 6. Carfares and Parking**– Carfare and parking expenses should be kept to a minimum. When traveling to and from an airport, a shuttle or other form of public transportation should be used.
- Use of a taxi will not be reimbursed, unless it is shared and the cost is less than a shuttle. If the panel attorney does use a taxi, the attorney will only be reimbursed up to the cost of the least expense form of travel.
  - Parking is reimbursed based on the least costly parking method. When using airport parking, the attorney must use the least expensive long-term parking lot. Valet parking is not reimbursable, therefore, use self parking.
  - Rental cars are not reimbursable unless it is unavoidable. In general reimbursement will be made for round-trip mileage only, at \$.50 per mile. When it is absolutely necessary, the use of a rental car must be pre-approved by the project director or assistance director.
- 7. Traveling from Out of State**– Current policy is to reimburse the attorney for round-trip travel to their destination from the California border. The attorney will need to calculate, and the project should verify the least expensive mode of travel. If driving, calculate the cost from the border to your destination or travel by train or air from a border point of entry into California. Sometimes, however, the cheapest mode of travel may be a direct flight from say Chicago to San Diego. This would be allowable as long as it is less expensive than travel from the border to the destination.

The court-appointed counsel should make all travel decisions based on the least costly method of travel. We will update you in writing with any applicable changes in the program’s travel policy.

<b>Shuttles and Parking at Court Location Airports</b>			
<i>District</i>	<i>Airport</i>	<i>Shuttle Cost one way to Appellate Court</i>	<i>Long Term Parking Cost</i>
<b>First</b>	SFO	\$19	\$14.00 plus tax
<b>Second</b>	LAX	\$16	\$9.00 plus tax
<b>Third</b>	Sacramento	<b>* Not available</b>	<b>\$10.00 plus tax</b>
<b>Fourth Div1</b>	San Diego	\$15	\$10.00 plus tax
<b>Fourth Div 2</b>	Ontario	\$39	\$8.75 plus tax
<b>Fourth Div 3</b>	John Wayne	\$16	\$14.00 plus tax
<b>Fifth</b>	Fresno	<b>** Taxi @ \$20</b>	\$8.00 plus tax
<b>Sixth</b>	San Jose	\$19	\$13.00 plus tax

\***Third District:** Shuttle service is no longer available at Sacramento Airport. Least expensive option to/from the Court of Appeal is either Uber or Lyft at ~\$21 each direction; provide copy of receipts. Yellow Cab and car rentals are not recommended as being more expensive by comparison.

\*\* **Fifth District:** Compare current taxi rates to Uber or Lyft as both are available at Fresno Airport to/from Court of Appeal; provide copy of receipts.