

**Marshall County
Ordinance No. 38**

FEE LIMITATIONS FOR COURT-APPOINTED PERSONNEL

**AN ORDINANCE REGARDING MAXIMUM HOURLY RATES FOR COURT-
APPOINTED PERSONNEL FEES.**

**BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF MARSHALL COUNTY,
IOWA:**

SECTION 1. PURPOSE. The purpose of this ordinance is to establish the maximum hourly rate to be paid by Marshall County for court-appointed personnel including, but not limited to, an attorney, guardian ad litem, court visitor, child custody investigator, and child and family reporter.

SECTION 2. NOTIFICATION OF FEE CLAIM. Any person submitting a claim for fees arising from services rendered as a court-appointed attorney, guardian ad litem, court visitor, child custody investigator, child and family reporter, or any other court-appointed position for which Marshall County may be financially liable pursuant to Iowa Code Chapters 125, 222, 232, 232D, 235B, 235E, 598, 633, 915 or any other provision of law, shall provide written or electronic notice to the County Auditor and the County Attorney, including a detailed summary of the services rendered. The County Attorney shall have twenty days from the time notice is received to file an objection and request a hearing on any issue related to the fee claim. If Marshall County consents to pay the costs or if an objection is not timely filed, the court may decide such claim without hearing.

SECTION 3. LIMITATION ON FEES. A fee claim under Section 2 shall not exceed the lowest hourly rate established in Iowa Code section 815.7 at the time of appointment unless a higher fee is authorized by the Marshall County Board of Supervisors.

SECTION 4. LIMITATION ON CLAIMS. Marshall County shall not be liable for any claim for fees arising from services performed by court-appointed personnel unless such expense is expressly authorized by statute to be assessed against the county or the appointment was made at the request of the county.

SECTION 5. REPEALER. Any Ordinance or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 6. SEVERABILITY. If any section, provision, or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.