



INDIANA SUPREME COURT

251 N Illinois St | Suite 1600
Indianapolis, Indiana 46204

Office of Judicial Administration

COURTS.IN.GOV

November 30, 2020

Mark W. Rutherford
Chair, Indiana Public Defender Commission
c/o Thrasher, Buschmann & Voelkel, P.C.
151 North Delaware Street, Suite 1900
Indianapolis, IN 46204

Dear Mr. Rutherford:

Criminal Rule 24(C)(1) requires me to review and adjust the hourly rate for appointed counsel in death penalty cases every two years, using the Implicit Price Deflator for the preceding two years as announced in the United States Department of Commerce May report.

The United States Department of Commerce no longer publishes a Gross Domestic Product report, but the Bureau of Economic Analysis—an agency of the Department of Commerce—now publishes an Implicit Price Deflator table (available here: https://apps.bea.gov/iTable/iTable.cfm?reqid=19&step=3&isuri=1&nipa_table_list=13&categories=s=survey). This table shows the Implicit Price Deflator for 2019 was 112.265. For 2017, the Implicit Price Deflator was 107.710. This represents an increase of 4.23% over the two-year period.

So commencing January 1, 2021, the hourly rate in death penalty cases filed or remanded after appeal on or after January 1, 2021, will increase from \$124.00 to \$129.00. This rate will remain in effect until further notice.

If you have any questions about this change, please let me know.

Very respectfully,

Justin P. Forkner

cc: Bernice Corley, Indiana Public Defender Council
Amy Karozos, Indiana State Public Defender
Derrick Mason, Indiana Public Defender Commission

JUSTIN P. FORKNER, CHIEF ADMINISTRATIVE OFFICER

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