# Criminal and Traffic Assessment Act Effective July 1<sup>st</sup>, 2019



### **Purpose of CTAA**

Courts should be substantially funded from general government revenue sources. Court users may be required to pay reasonable assessments to offset a portion of the cost of the courts borne by the public-at-large.

The amount of assessments should not impede access to the courts and should be waived, to the extent possible, for indigent litigants and the working poor.

Assessments should be simple, easy to understand, and uniform to the extent possible.

Assessments should be directly related to the operation of the court system. Assessments imposed for a particular purpose should be limited to the types of court proceedings that are related to that purpose. Monies raised by assessments intended for a specific purpose should be used only for that purpose.

The General Assembly should periodically review all assessments to determine if they should be adjusted or repealed.



### **Assessment Waivers:**

Criminal – Yes Civil – Yes Traffic - No

**Both Full and Partial Waivers** 

Does not apply to Fine or Conditional Assessments

#### Can't Afford Your Court Fees? ¿No puede pagar las cuotas de la corte?

If you cannot pay your civil fees or criminal assessments you may ask the judge to waive all or a portion of them.

Si no puede pagar las cuotas de la corte civil o "assessments" de la corte criminal, puede pedirle al juez que renuncie a todas o una parte de ellas.

STATE OF ILLINOIS, CIRCUIT COURT COUNTY		APPLICATION FOR WAVER OF COURT FEES	For Court Use Driy	
Instructions *				
Enter above the musty same where the case was filed.				
later for name of the series who started the event as fisial/SPetitioner.	Plaint#/Pet	tioner (First, reidsle, last name)		
inter the name of the seriors being used as behenders/Respondent.	×			
inter the Case Samber given by the Secult Clerk or leave	Defendant / S	tepondent Pint, midde, lad same)		
hin blank if you do not have one		ingenerating the county has haven	Case Number	

The applications\* and instructions are available from the clerk of court and online.

Las solicitudes\* y las instrucciones están disponibles del "clerk" de la corte y en la página de web.

#### http://www.illinoiscourts.gov/Forms/approved

\*NOTE: There are two different applications, one for civil cases and one for criminal cases. Make sure to ask for the correct form for your type of case.

\*NOTA: Hay dos solicitudes diferentes, una para casos civiles y otra para casos criminales. Asegúrese de pedir el formulario correcto para su tipo de caso.

This notice complies with the requirements of 725 ILCS 5/124A-20 & 735 ILCS 5/5-105

Illinois Supreme Court Commission on Access to Justice & Administrative Office of the Illinois Courts

(04/19)



#### Illinois Fee Waiver Statutes - Effective July 1, 2019

#### Civil Fee Waiver 735 ILCS 5/5-105

#### Criminal Fee Waiver 725 ILCS 5/124A-20

100% Waiver	Indigent (receiving a means-based public benefit or available income up to 125% FPL)			
75% Waiver	Available income between 125%-150% FPL			
50% Waiver	Available income between 150%-175% FPL			
25% Waiver	Available income between 175%-200% FPL			

100% Waiver	Indigent (receiving a means-based public benefit or available income up to 200% FPL)			
75% Waiver	Available income between 200%-250% FPL			
50% Waiver	Available income between 250%-300% FPL			
25% Waiver	Available income between 300%-400% FPL			

#### 2019 Federal Poverty Level

Family Size	100%	125%	150%	175%	200%	250%	300%	400%
1	\$12,490	15,613	18,735	21,858	24,980	31,225	37,470	49,390
2	\$16,910	21,138	25,365	29,593	33,820	42,275	50,730	67,640
3	\$21,330	26,663	31,995	37,328	42,660	53,325	63,990	85,320
4	\$25,750	32,188	38,625	45,063	51,500	64,375	77,250	103,000
5	\$30,170	37,713	45,255	52,798	60,340	75,425	90,510	120,680
6	\$34,590	43,238	51,885	60,533	69,180	86,475	103,770	138,360
7	\$39,010	48,763	58,515	68,268	78,020	97,525	117,030	156,040
8	\$43,430	54,288	65,145	76,003	86,860	108,575	130,290	173,620
Add amount for each additional person	\$4,420	5,525	6,630	7,735	8,840	11,050	13,260	17,680



## **Criminal Schedule 1 – Generic Felony**

#### **Total Assessment**

• \$549

**Total County** 

• \$354

#### **County Distributed**

• \$255

#### Case Types

• Murder, Burglary, Identity Theft

Eligible for Waiver - YES



## **Criminal Schedule 2 – Felony DUI**

### **Total Assessment**

• \$1,709

**Total County** 

• \$399

#### **County Distributed**

• \$300

#### Case Types

• Aggravated DUI, Snowmobile DUI/Death, Watercraft OUI/Injury

Eligible for Waiver - NO



## **Criminal Schedule 3 – Felony Drug**

### **Total Assessment**

• \$2,215

**Total County** 

• \$354

#### **County Distributed**

• \$255

#### Case Types

• Controlled Substance Trafficking, Meth Trafficking

**Eligible for Waiver - YES** 



## **Criminal Schedule 4 – Felony Sex**

### **Total Assessment**

• \$1,314

**Total County** 

• \$354

#### **County Distributed**

• \$255

#### Case Types

• Criminal Sexual Assault/Force, Child Pornography

## **Eligible for Waiver - YES**



## **Criminal Schedule 5 – Generic Misdemeanor**

#### **Total Assessment**

• \$439

Total County

• \$282

#### **County Distributed**

• \$185

#### Case Types

• Disobey Subpeona, Impersonate Official, Allow Minor Access to Firearm, Retail Theft

**Eligible for Waiver - YES** 



## **Criminal Schedule 6 – Misdemeanor DUI**

### **Total Assessment**

• \$1,381

**Total County** 

• \$322

#### **County Distributed**

• \$225

#### Case Types

• DUI, Snowmobile OUI/Drug, Watercraft OUI/Cannabis

## Eligible for Waiver - NO



## Criminal Schedule 7 – Misdemeanor Drug

#### **Total Assessment**

• \$1905

**Total County** 

• \$282

#### **County Distributed**

• \$185

#### Case Types

• Poss Meth, Poss Controlled Substance

**Eligible for Waiver - YES** 



## **Criminal Schedule 8 – Misdemeanor Sex**

#### **Total Assessment**

• \$1,184

**Total County** 

• \$282

#### **County Distributed**

• \$185

#### Case Types

• Prostitution, Solicitation to Meet Child, Violation OOP

**Eligible for Waiver - YES** 



## **Criminal Schedule 9 – Major Traffic**

#### **Total Assessment**

• \$325

#### Total County

• \$203

#### **County Distributed**

• \$150

#### Case Types

• Driving on Suspended, Operating w/o Insurance, Passing School Bus, Street Racing

Eligible for Waiver - NO



## **Criminal Schedule 10 – Minor Traffic**

#### **Total Assessment**

• \$226

Total County

• \$168

#### **County Distributed**

• \$115

#### Case Types

• Speeding, Electronic Communication Device, Stop Sign, Failure to Reduce Speed for Conditions

Eligible for Waiver - NO



## **Criminal Schedule 11 – Conservation**

#### **Total Assessment**

• \$195

Total County

• \$168

#### **County Distributed**

• \$115

#### Case Types

• Fishing w/o License, Taking Mussel Out of Season, Kill Animal in State Park, Taking Deer Out of Season

Eligible for Waiver – YES – May Depend



## Criminal Schedule 12 – Traffic 529

#### **Total Assessment**

• \$164

Total County

• \$100

#### **County Distributed**

• \$47

#### Case Types

• Speeding, seatbelt, Failure to reduce speed to avoid accident, Disregard Traffic Light

Eligible for Waiver – NO



## **Criminal Schedule 13** – **Ordinance Violation**

### **Total Assessment**

• \$100

**Total County** 

• \$75

#### **County Distributed**

• \$22

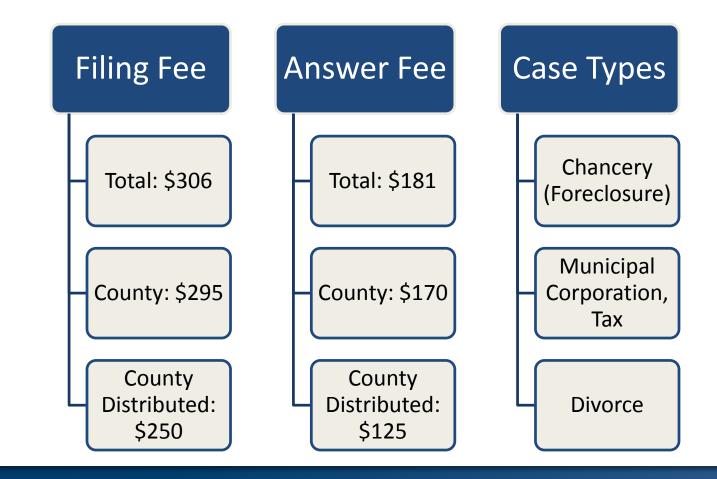
#### Case Types

• Public Urination, Loitering, Underage Drinking, Noise Violation

Eligible for Waiver – Yes, May Depend

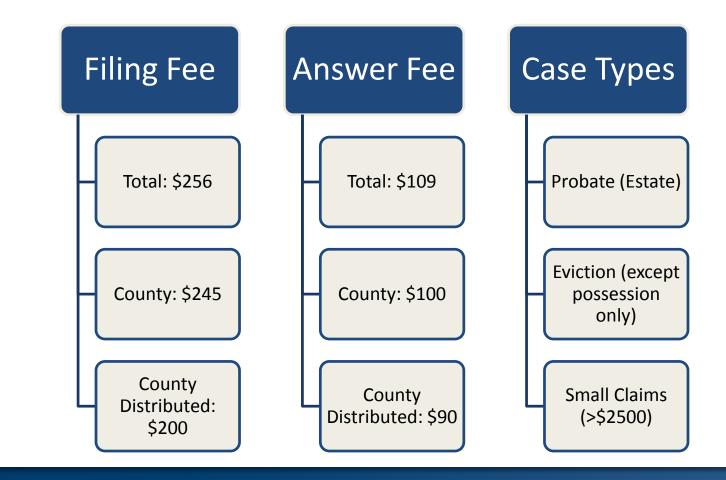


## **Civil Schedule 1 – Eligible for Waiver**



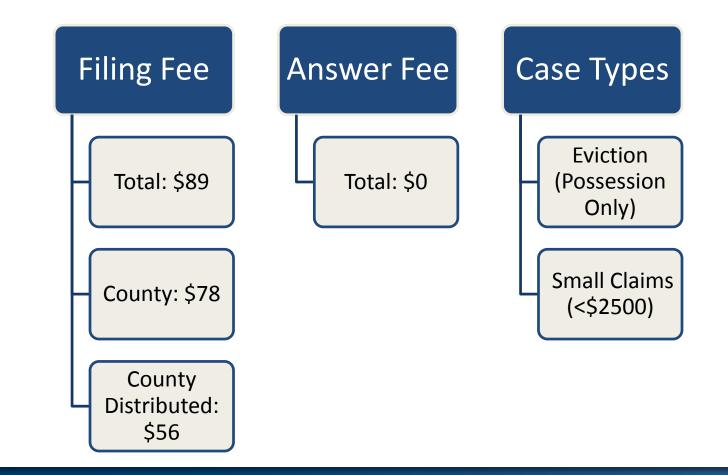


## **Civil Schedule 2 – Eligible for Waiver**



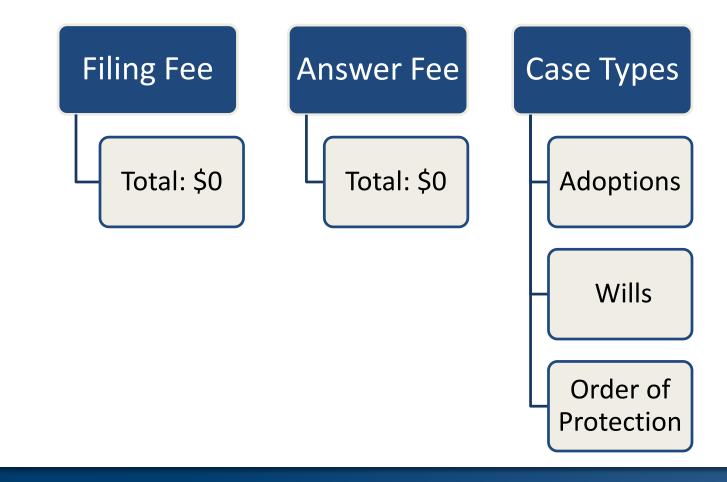


## **Civil Schedule 3 – Eligible for Waiver**





## **Civil Schedule 4 – No Fees**





# **Contact Information:**

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