

## 69.01 DETERMINATION OF INDIGENT STATUS

(a) A person seeking permission to proceed as an indigent in a municipal division case shall submit to the court the following "Statement of Financial Condition."

### STATEMENT OF FINANCIAL CONDITION

Name: \_\_\_\_\_ Case Number: \_\_\_\_\_

Address: \_\_\_\_\_

Your Age and Date of Birth: \_\_\_\_\_

Phone Number: \_\_\_\_\_ (Is it OK to text you at this number? Yes/No)

**1) If you plead guilty or are found guilty, can you pay your fines and costs today? Yes/No**

If you answered "No," why not? \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

If you answered "No" to Question #1, or if you want the court to consider your financial situation, please answer the following questions and provide the following information:

2) Are you currently in the custody of the Children's Division or DYS? Yes/No

3) Have you spent a night in jail during the past year because you were unable to post a bond?

Yes/No If "Yes," how much was your bond? \$ \_\_\_\_\_

4) Are you receiving public assistance? Yes/No If "Yes," please tell us what type of public assistance you are receiving (for example, food stamps, TANF, Medicaid, housing assistance, other types of public assistance): \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

5) Please list the following income from the **previous month** for your **entire household**:

Take home pay for the month including overtime and bonuses: \_\_\_\_\_

Social security income (including social security disability): \_\_\_\_\_

Workers' compensation income: \_\_\_\_\_

Unemployment income: \_\_\_\_\_

Retirement income: \_\_\_\_\_

All other income: \_\_\_\_\_

**Total:** \_\_\_\_\_

6) How many people live in your household? \_\_\_\_\_

7) Do you have cash, bank accounts, or any other assets, including vehicles or real estate free of debt, that totals more than \$5,000? Yes/No If "Yes," what type?

\_\_\_\_\_

**If you are facing the possibility of jail time and cannot afford to hire a lawyer, you are entitled to have a lawyer appointed by the court to represent you.**

Do you want a lawyer to represent you in this case? Yes/No

Can you afford to hire a lawyer to represent you in this case? Yes/No

Are you asking the court to give you some more time to hire a lawyer? Yes/No

Are you asking the court to appoint a lawyer for you today? Yes/No

*The above information is true and correct to the best of my knowledge under penalty of law.*

\_\_\_\_\_  
Applicant

(b) A person is presumed indigent if the person:

(1) Is in the custody of the Children's Division or the Division of Youth Services; or

(2)(A) Has unencumbered assets totaling under \$5,000, and

(B) Has total household monthly income below 125% of Federal Poverty Guidelines, which currently are:

1 household person: \$1,238

2 household persons: \$1,669

3 household persons: \$2,100

4 household persons: \$2,531

5 household persons: \$2,963

6 household persons: \$3,394

7 household persons: \$3,826

8 household persons: \$4,259

[Add \$433 for each additional person]