

JUDICIAL COUNCIL OF CALIFORNIA

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CIRCULATING ORDER MEMORANDUM TO THE JUDICIAL COUNCIL

Circulating Order Number: -CO-17-03

Title

Judicial Council Forms: Technical Changes to Reflect Federal Poverty Guidelines

Rules, Forms, Standards, or Statutes Affected Revise forms FW-001, FW-001-GC, APP-015/FW-015-INFO, and JV-132

Recommended by

Judicial Council Rules and Projects Committee Hon. Harry E. Hull, Jr., Chair

Martin Hoshino
Administrative Director

Action Requested

VOTING MEMBERS ONLY: Vote and return by fax. Additionally, return original signature page.

Please Respond By February 23, 2017

Date of Report February 6, 2017

Contact

Christy Simons, 415-865-7694 christy.simons@jud.ca.gov

Executive Summary

Four Judicial Council forms containing figures based on the federal poverty guidelines need to be revised to reflect the changes in those guidelines recently published by the federal government.

Recommendation

Staff of the Judicial Council recommends that the Judicial Council, effective March 1, 2017, revise the following documents to reflect 2016 increases in the federal poverty guidelines:

- Request to Waive Court Fees (form FW-001);
- Request to Waive Court Fees (Ward or Conservatee) (form FW-001-GC);

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- Information Sheet on Waiver of Appellate Court Fees (Supreme Court, Court of Appeal, Appellate Division) (form APP-015/FW-015-INFO); and
- Financial Declaration—Juvenile Dependency (form JV-132).

The revised forms are attached at pages 5–15.

Previous Council Action

The council last revised the *Request to Waive Court Fees* (form FW-001) and *Information Sheet on Waiver of Appellate Court Fees* (Supreme Court, Court of Appeal, Appellate Division) (form APP-015/FW-015-INFO) on March 1, 2016, to streamline the financial statement on the request form, revise the list of items to be included in all fee waivers, and make other minor revisions. The forms were also revised at that time to reflect the last change in the federal poverty guidelines.

The council revised the *Financial Declaration—Juvenile Dependency* (form JV-132) at the same time to reflect the change in the poverty guidelines.

The Request to Waive Court Fees (Ward or Conservatee) (form FW-001-GC) was newly adopted in September 2015.

Rationale for Recommendation

Judicial Council forms containing figures based on the federal poverty guidelines need to be revised to reflect the changes in those guidelines recently published by the federal government.

Fee waiver forms

The eligibility of indigent litigants to proceed without paying filing fees or other court costs is determined by California Government Code section 68632. Among other things, section 68632(b) provides that a fee waiver shall be granted to litigants whose household monthly income is 125 percent or less of the current poverty guidelines established by the United States Department of Health and Human Services (HHS).

Three of the forms, *Request to Waive Court Fees* (form FW-001), *Request to Waive Court Fees* (Ward or Conservatee) (form FW-001-GC), and *Information Sheet on Waiver of Appellate Court Fees* (Supreme Court, Court of Appeal, Appellate Division) (form APP-015/FW-015-INFO), contain figures based on the monthly poverty guidelines. The tables in item 5b on the general fee waiver application form, in item 8(b) for the probate fee waiver form, and on page 1 of the appellate court information sheet provide monthly income figures on which a court may base a decision to grant a fee waiver in accordance with Government Code section 68632.

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Juvenile form

The Judicial Council has established a program under Welfare and Institutions Code section 903.47 to collect reimbursement of the cost of court-appointed counsel in dependency proceedings from liable persons found able to pay. Under the statewide standard adopted by the council, an otherwise liable person is presumed to be unable to pay reimbursement if that person's monthly household income is 125 percent or less of the current federal poverty guidelines established by the HHS.

Financial Declaration—Juvenile Dependency (form JV-132) contains figures based on the poverty guidelines. The table in item 3 provides monthly income levels below which an individual is presumed to be unable to pay reimbursement for the cost of court-appointed counsel.

Revisions required

The monthly income figures currently on the four forms reflect 125 percent of the 2016 poverty guidelines established by the HHS. The HHS released revised federal poverty guidelines on January 31, 2017. As a result, these items on the Judicial Council forms must be revised to reflect the 2017 federal poverty guideline revisions.

To determine the new monthly income figures for the forms, the federal poverty guidelines must be multiplied by 125 percent and divided by 12.² The new figures are reflected in the revised tables on the forms attached here.

Comments, Alternatives Considered, and Policy Implications

These proposals were not circulated for public comment because they are noncontroversial, involve technical revisions, and are therefore within the Judicial Council's purview to adopt without circulation. (See Cal. Rules of Court, rule 10.22(d)(2).)

Staff monitors revisions to the poverty guidelines and ensures that the forms are revised as necessary and submitted to the council. Revised forms FW-001, FW-001-GC, APP-015/FW-015-INFO, and JV-132 should take effect immediately to ensure that litigants are provided with accurate monthly income guidelines on which a court may base a decision regarding fee waivers or financial liability. This rapid change to the forms is necessary because the revised poverty guidelines take effect immediately upon release. Once adopted by the Judicial Council, the revised forms will be distributed to the courts and forms publishers and posted to the California

¹ See Annual Update of the HHS Poverty Guidelines, 82 Fed. Reg. 8831 (Jan. 31, 2017), attached at pp. 16–17 of this report.

² The Computation Sheet is attached at page 18. The monthly income figures in the tables on the forms have always slightly exceeded 125% of the poverty guidelines because they were rounded up to the nearest cent. Therefore, the language on the form reflects this slight excess, in stating that the item should be checked if the household income is "less than" the amount in the chart.

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Courts website.

Implementation Requirements, Costs, and Operational Impacts

If a court provides free copies of these forms to parties, it will incur costs to print or duplicate the revised forms. However, the revisions are required to make the forms consistent with current law.

Attachments

- 1. Form FW-001, at pages 5–6
- 2. Form FW-001-GC, at pages 7–10
- 3. Form APP-015/FW-015-INFO, at pages 11–12
- 4. Form JV-132, at pages 13–15
- 5. Excerpt from Federal Register, at pages 16–17
- 6. Computation Sheet, at page 18

FW-001

Request to Waive Court Fees

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Clerk stamps date here when form is filed.

Fill in court name and street address:

Superior Court of California, County of

If you are getting public benefits, are a low-income person, or do not have enough income to pay for your household's basic needs and your court fees, you may use this form to ask the court to waive your court fees. The court may order you to answer questions about your finances. If the court waives the fees, you may still have to pay later if:

- You cannot give the court proof of your eligibility,
- Your financial situation improves during this case, or
- You settle your civil case for \$10,000 or more. The trial court that waives

Your Information (person asking	g the court to waive the fees):	
Name:		
Street or mailing address:		Fill in case number and name:
City:Phone number:	State: Zip:	Case Number:
Your Job , if you have one <i>(job titt</i> Name of employer:	:le):	Case Name:
Employer's address:		
Employer's address:	ame, firm or affiliation, address, j	phone number, and State Bar number):
Employer's address: Your Lawyer, if you have one (no		
Employer's address: Your Lawyer, if you have one (no	nce all or a portion of your fees or	

0			O	8
	s fees or	costs ar	e you asking t	o be waived?
Superio	or Court (See Inform	nation Sheet on V	Vaiver of Superior Court Fe

- Superior Court (See Information Sheet on Waiver of Superior Court Fees and Costs (form FW-001-INFO).) Supreme Court, Court of Appeal, or Appellate Division of Superior Court (See *Information Sheet on Waiver* of Appellate Court Fees (form APP-015/FW-015-INFO).)
- Why are you asking the court to waive your court fees?
 - a. \square I receive (check all that apply; see form FW-001-INFO for definitions): \square Food Stamps \square Supp. Sec. Inc. SSP Medi-Cal County Relief/Gen. Assist. HISS CalWORKS or Tribal TANF CAPI
 - b. My gross monthly household income (before deductions for taxes) is less than the amount listed below. (If you check 5b, you must fill out 7, 8, and 9 on page 2 of this form.)

Family Size	Family Income	Family Size	Family Income	Family Size	Family Income	If more than 6 people
1	\$1,256.26	3	\$2,127.09	5	\$2,997.92	at home, add \$435.42
2	\$1,691.67	4	\$2,562.51	6	\$3,433.34	for each extra person.

- c. \(\subseteq\) I do not have enough income to pay for my household's basic needs and the court fees. I ask the court to: (check one and you **must** fill out page 2): waive all court fees and costs waive some of the court fees
 - let me make payments over time Check here if you asked the court to waive your court fees for this case in the last six months. (If your previous request is reasonably available, please attach it to this form and check here:) \square

I declare under penalty of perjury under the laws of the State of California that the information I have provided

on this form and all attachments is true and	l correct.
Date:	_

Print your name here

Sign here

Your name:			
If you checked 5a on page 1, do not fill out below. If you figure 1, you checked 5c, you must fill out this entire page. If you sheet of paper and write Financial Information and you	you need more spac	e, attach form MC-025	•
Check here if your income changes a lot from month to month. If it does, complete the form based on your average income for the past 12 months. Your Gross Monthly Income a. List the source and amount of any income you get each month, including: wages or other income from work before deductions, spousal/child support, retirement, social security, disability, unemployment, military basic allowance for quarters (BAQ), veterans payments, dividends, interest, trust income, annuities, net business or rental income, reimbursement for job-related expenses, gambling or lottery winnings, etc. (1) \$ (2) \$ (3) \$ (4) \$ (4) \$ (5) Your total monthly income: \$ (6) Household Income a. List the income of all other persons living in your home who depend in whole or in part on you for support, or on whom you depend in whole or in part for support. Gross Monthly Name Age Relationship Income (1) \$ (2) \$ (3) \$ (4) \$ (9) Total monthly income of persons above: \$ (1) \$ (2) \$ (3) \$ (4) \$ (5) Total monthly income of persons above: \$ (7) \$ (8) \$ (9) Total monthly income and household income (8b plus 9b): \$ (8) \$ (9) Total monthly income and household income (8b plus 9b): \$ (9) Total monthly income and household income (8b plus 9b): \$ (9) Total monthly income and household income (8b plus 9b): \$ (9) Total monthly income and household income (8b plus 9b): \$ (1) \$ (2) \$ (3) \$ (4) \$ (5) Total monthly income and household income (8b plus 9b): \$ (6) Total monthly income of persons above: \$ (7) \$ (8) Total monthly income of persons above: \$ (8) Total mon	(1)	rair Market Value \$	s s s s s s s s s s s s s s s s s s s
To list any other facts you want the court to know, such as unusual medical expenses, etc., attach form MC-025 or attach a sheet of paper and write Financial Information and your name and case number at the top. Check here if you attach another page. Important! If your financial situation or ability to pay court fees improves, you must notify the court within five	n. Any other mont Paid to: (1) (2) (3)	is withheld by court order thly expenses (list each below)	How Much? \$ \$ \$ \$ \$

Case Number:

days on form FW-010.

Total monthly expenses (add 11a –11n above): \$_

FW-001-GC

Request to Waive Court Fees (Ward or Conservatee)

This form must be used by a guardian or conservator, or by a petitioner for the appointment of a guardian or conservator, to request a waiver of court fees in the guardianship or conservatorship court proceeding or in any other civil action in which the guardian or conservator represents the interests of the ward or conservatee as a plaintiff or defendant.

If the ward or conservatee (including a proposed ward or conservatee if a petition for appointment of a guardian or conservator has been filed but has not yet been decided by the court) directly receives public benefits or is supported by public benefits received by another for his or her support, is a low-income person, or does not have enough income to pay for his or her household's basic needs and the court fees, you may use this form to ask the court to waive the court fees. The court may order you to answer questions about the finances of the ward or conservatee. If the court waives the fees, the ward or conservatee, his or her estate, or someone with a duty to support the ward or conservatee, may still have to pay later if:

- You cannot give the court proof of the ward's or conservatee's eligibility,
- The ward's or conservatee's financial situation improves during this case, or
- You settle the civil case on behalf of the ward or conservatee for \$10,000 or more. The trial court that waives fees will have a lien on any such settlement in the amount of the waived fees and costs. The court may also charge the ward or conservatee, or his or her estate, any collection costs.

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Clerk stamps date here when form is filed.

Fill in court name and street address:

Superior Court of California, County of

Fill in c	ase numb	er and	l name:	
Case	Numbe	r:		
0	Marra			
Case	Name:			

Name:			Phone number:
Street or mailing address:			
City:	State:	Zip:	
Your Lawyer (if you have one): Name:		
Firm or Affiliation:			
			Telephone:
			E-mail:
you may have to go to a hear Ward's or Conservatee's In	ring to explain why you	are asking the arate Request for	or each ward in a multi-ward case):
you may have to go to a hear Ward's or Conservatee's In Name:	ring to explain why you formation (file a sep	are asking the arate Request for	court to waive the fees. or each ward in a multi-ward case):
you may have to go to a hear Ward's or Conservatee's In Name: Street or mailing address: City:	ring to explain why you formation (file a sepa	are asking the arate Request for Zip:	court to waive the fees. or each ward in a multi-ward case): Age and date of birth (ward only)
you may have to go to a hear Ward's or Conservatee's In Name:	ring to explain why you formation (file a sepa	are asking the arate Request for Zip:	court to waive the fees. or each ward in a multi-ward case): Age and date of birth (ward only)
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you may have to go to a hear Ward's or Conservatee's In Name: Street or mailing address: City: Phone number: Ward's or Conservatee's La Firm or Affiliation: Address: City:	state: State: State: O (job title; if not emplo	zare asking the arate Request for Zip: Zip: Zip: yed, so state):	court to waive the fees. or each ward in a multi-ward case): Age and date of birth (ward only) State Bar No.: Telephone: E-mail:



Name	of (Pr	oposed) War	d or Conserva	tee:		Ca	se Number:	
6 V	Vhat c	ourt's fees	or costs are y	ou asking t	to be waived			
7	Super Super Apple Check (If ye	erior Court (Sereme Court, Coellate Court Feck here if you cour previous rour previous	ee Information S	Sheet on Waiv or Appellate 1 015/FW-015- to waive coun nably available	ver of Superior Division of Sup INFO).) rt fees for this of the please attact	Court Fees and perior Court (See in the last hit to this for the court of the court	See Information t six months. m and check he	· —
(8)	. D T	The ward or on clomestic partners. Supplement IHSS (In-Hall County Relative and researches) The gross mont	the or both of the er, receive (che tal Security Income Supportive ief/General Assolutionships to which the income of the error of the	e ward's paren ck all that app ome (SSI) e Services) sistance vard or conservate the ward's or o	ots, or the consecuts, or the consecuts, or the consecutive conservatee of personance conservatee 's h	nental Payment or Tribal TAN Assistance Progress who receive	conservatee's s nt (SSP) NF Ogram for Age the public be fore deductions	pouse or registered SNAP (Food Stamps) Idedi-Cal I, Blind, and Disabled) Inefits listed above):
	tł		, , ,		v		1 0	e 4 of this form.)*
		Family Size	Family Income	Family Size	\$2,127.09	Family Size	Family Income	If more than 6 people
			\$1,256.26				\$2,997.92	at home, add \$435.42 for each extra person.
		2	\$1,691.67	4	\$2,562.51	6	\$3,433,34	c needs and the court
size i	(i) (iii) not in n 8b. u	☐ Waive all ☐ Let the (p payments clude income of unless he or sho Guardians	over time. of guardian or	costs. lian or conservator lifthe ward or the servator are served to the conservator are served	(ii) Waive wator, on behalf wing in the house or response or response or the pointment of the spouse or the spouse of the spouse o	some court fer for the (propose sehold in 8b. gistered domest complements comp	es and costs. osed) ward or count or 8c. or count estic partner of ete items 9 a	onservatee, make him or her in family the conservatee.)
(10) V	Vard's . Nam	s Parents' In	ther:				ollection date: (date of death):
	Stree	et or mailing a	ddress:					
	City:	: ne number:		St	ate: Zip	:	_	
b	Nam	ne of ward's m	other:	_		□ Deceased	(date of death):
Ü	Stree	et or mailing a	ddress:				a (cierce of electric	·
	City	:		St	ate: Zip	:		
	Phor	ne number:		<u> </u>				
C		-					-	ted divorced
	Cou			7 .		(Case Number:	
	Date	of order (if m	ultiple, date of	latest):		Monthly	amount:	



Name of (Proposed) Ward or Conservatee:	Case Number:
Conservators or petitioners for their appoint	ment must complete items 11–13.
11) Conservatee's Estate: Person only, no estate.	·
☐ Inventory or petition estimated value:	Est. collection date:
(12) Conservatee's Spouse's or Registered Domestic Par	
Name of conservatee's snouse or registered domestic nartner	☐ Snouse ☐ Partner
Date of marriage or partnership:	Deceased (date of death):
Street or mailing address:	Phone number:
City: State: Zip	:
Name of employer (if none, so state): Employer's address:	State: Zin:
Date of marriage or partnership:	shown on page 4 includes does not include by the spouse/partner outside the estate.
Case Number: Support order for conser	vatee? No Yes
Date of support order (if multiple, date of latest):	
The conservatee: a. Is Is not a trustor or settlor of a trust. b. Is Is not a beneficiary of a trust. If you selected "Is" to complete any of the above statements, in the current address and telephone number of the current trusted value of each trust and the nature and value of the conservateed frequency of any distributions to or for the benefit of the conservation which you are aware. (You may use Judicial Council form MC)	e(s) of each trust, describe the general terms of and 's interest in each trust, and the amount(s) and ervatee prior to your appointment as conservator of
All applicants who checked item 8b or item 8c on pinstructions for completion of items 14–16 or items 14-1	. •
The information I have provided on this form and all attachmentrue and correct to the best of my information and belief. The in attachments concerning myself is true and correct. I declare und of California that the foregoing is true and correct. Date:	formation I have provided on this form and all
Print your name here	Sign here

Name of (Proposed) Ward or Conservatee:	Case Number:
If you checked 8a on page 2, do not fill out below. If you checked, you must answer questions 14–18. If you need more spatient of the state of the	ace, attach form MC-025 or attach a sheet of paper, and write
Check here if the ward's or conservatee's income changes a lot from month to month. If it does, complete the form based on his or her average income for the past 12 months. Ward's or Conservatee's Gross Monthly Income a. List the source and amount of any income the ward or conservatee gets each month, including: wages or other income from work before deductions, spousal/child support, retirement, social security disability, unemployment, military basic allowance for quarters (BAQ), veterans payments, dividends, interest, trust income, annuities, net business or rental income, reimbursement for jobrelated expenses, gambling or lottery winnings, etc. (1) \$	Ward's or Conservatee's Household's Money and Property a. Cash b. All financial accounts (list bank name and amount): (1) \$ (2) \$ (3)
b. Total monthly income: 16 Ward's or Conservatee's Household's Income a. List the income of all other persons living in the ward's or conservat home who depend in whole or in part on him or her for support, or or whom he or she depends in whole or in part for support.	on (1)\$\$
Name Age Relationship Gross Monthly Income \$	Deductions and Expenses a. List any payroll deductions and the monthly amount below: (1)
(proposed) ward's or conservatee's unusual medical expenses, etc, attach form MC-025 or attach a sheet of paper and write "Financial Information" and the (proposed) ward's or conservatee's name and case number at the top. *Check here if you attach another page.	k. Transportation, gas, auto repair and insurance \$
Important! If the ward's or conservatee's financial situation or ability to pay court fees improves, you must notify the court within five days on form FW-010-GC.	m. Wages/earnings withheld by court order \$

Do not include income of guardian or conservator living in the household in item 16, his or her money and

in item 18 unless he or she is a parent of the ward or the

spouse or registered domestic partner of the conservatee.

property in item 17, or his or her deductions and expenses

Paid to:

Total monthly expenses

(add 18a -18n above): \$_

How Much?

INFORMATION SHEET ON WAIVER OF APPELLATE COURT FEES (SUPREME COURT, COURT OF APPEAL, APPELLATE DIVISION)

If you file an appeal, a petition for a writ, or a petition for review in a civil case, such as a family law case or a case in which you sued someone or someone sued you, you must generally pay a filing fee to the court. If you are a party other than the party who filed the appeal or the petition, you must also generally pay a fee when you file your first document in a case in the Court of Appeal or Supreme Court. You and the other parties in the case may also have to pay other court fees in these proceedings, such as fees to prepare or get a copy of a clerk's transcript in an appeal. However, if you cannot afford to pay these court fees and costs, you may ask the court to issue an order saying you do not have to pay these fees (this is called "waiving" these fees).

- 1. Who can get their court fees waived? The court will waive your court fees and costs if:
- You are getting public assistance, such as Medi-Cal, Food Stamps, Supplemental Security Income (<u>not</u> Social Security), State Supplemental Payment, County Relief/General Assistance, In-Home Supportive Services, CalWORKS, Tribal Temporary Assistance for Needy Families, or Cash Assistance Program for Aged, Blind, and Disabled.
- You have a low income level. Under the law you are considered a low-income person if the gross monthly income (before deductions for taxes) of your household is less than the amount listed below:

Family Size	Family Income	Family Size	Family Income	Family Size	Family Income
1	\$1,256.26	3	\$2,127.09	5	\$2,997.92
2	\$1,691.67	4	\$2,562.51	6	\$3,433.34

If more than 6 people at home, add \$435.42 for each extra person.

- You do not have enough income to pay for your household's basic needs and your court fees.
- 2. What fees and costs will the court waive? If you qualify for a fee waiver, the Supreme Court, Court of Appeal, or Appellate Division will waive the filing fee for the notice of appeal, a petition for a writ, a petition for review, or the first document filed by a party other than the party who filed the appeal or petition, and any court fee for participating in oral argument by telephone. The trial court will also waive costs related to the clerk's transcript on appeal, the fee for the court to hold in trust the deposit for a reporter's transcript on appeal under rule 8.130(b) or rule 8.834(b) of the California Rules of Court, and the fees for making a transcript or copy of an official electronic recording under rule 8.835. If you are the appellant (the person who is appealing the trial court decision), the fees waived include the deposit required under Government Code section 68926.1 and the costs for preparing and certifying the clerk's transcript and sending the original to the reviewing court and one copy to you. If you are the respondent (a party other than the appellant in a case that is being appealed), the fees waived include the costs for sending you a copy of the clerk's transcript. You can also ask the trial court to waive other necessary court fees and costs.

The court **cannot** waive the fees for preparing a reporter's transcript in a civil case. A special fund, called the Transcript Reimbursement Fund, may help pay for the transcript. (See http://www.courtreportersboard.ca.gov/consumers/index.shtml#trf and Business and Professions Code sections 8030.2 and following for more information about this fund.) If you are unable to pay the cost of a reporter's transcript, a record of the oral proceedings can be prepared in other ways, by preparing an agreed statement or, in some circumstances, a statement on appeal or settled statement.

3. How do I ask the court to waive my fees?

• Appeal in Limited Civil Case (civil case in which the amount of money claimed is \$25,000 or less). In a limited civil case, if the trial court already issued an order waiving your court fees and that fee waiver has not ended (fee waivers automatically end 60 days after the judgment), the fees and costs identified in item 2 above are already waived; just give the court a copy of your current fee waiver. If you do not already have an order waiving your fees or you had a fee waiver but it has ended, you must complete and file a Request to Waive Court Fees (form FW-001). If you are the appellant (the party who is appealing), you should check both boxes in item 4 on FW-001 and file the completed form with your notice of appeal. If you are the respondent (a party other than the appellant in a case that is being appealed), the completed form should be filed in the court when the fees you are requesting to be waived, such as the fee for the clerk's transcript or telephonic oral argument, are due.

- Writ Proceeding in Limited Civil Case (civil case in which the amount of money claimed is \$25,000 or less). If you want the Superior Court to waive the fees in a writ proceeding in a limited civil case, you must complete a *Request to Waive Court Fees* (form FW-001). In item 4 on FW-001, check the second box. The completed form should be filed with your petition for a writ.
- If You Are a Guardian or Conservator. If you are a guardian or conservator or a petitioner for the appointment of a guardian or conservator, special rules apply to your request for a fee waiver on an appeal from an order in the guardianship or conservatorship proceeding or in a civil action in which you are a party acting on behalf of your ward or conservatee. Complete and submit a *Request to Waive Court Fees (Ward or Conservatee)* (form FW-001-GC) to request a fee waiver. See California Rules of Court, rule 7.5.
- Appeal in Other Civil Cases. If you want the court to waive fees and costs in an appeal in a civil case other than a limited civil case, such as a family law case or an unlimited civil case (a civil case in which the amount of money claimed is more than \$25,000), you must complete a *Request to Waive Court Fees* (form FW-001). In item 4 on FW-001, check the second box to ask the Court of Appeal to waive the fee for filing the notice of appeal or, if you are a respondent (a party other than the one who filed the appeal), the fee for the first document you file in the Court of Appeal. Check both boxes if you also want the trial court to waive your costs for the clerk's transcript (if the trial court already issued an order waiving your fees and that fee waiver has not ended, you do not need to check the first box; the fees and costs identified in item 2 above are already waived, just give the court a copy of your current fee waiver). If you are the appellant, the completed form should be submitted with your notice of appeal (if you check both boxes in item 4, the court may ask for two signed copies of this form). If you are the respondent, the completed form should be submitted at the time the fee you are asking the court to waive is due. For example, file the form in the trial court with your request for a copy of the clerk's transcript if you are asking the court to waive the transcript fee or file the form in the Court of Appeal with the first document you file in that court if you are asking the court to waive the fee for filing that document. To request waiver of a court fee for telephonic oral argument, you should file the completed form in the Court of Appeal when the fee for telephonic oral argument is due.
- Writ Proceeding in Other Civil Cases. If you want the Supreme Court or Court of Appeal to waive the fees and costs in a writ proceeding in a civil case other than a limited civil case, such as a family law case or an unlimited civil case (a civil case in which the amount of money claimed is more than \$25,000), you must complete a *Request to Waive Court Fees* (form FW-001). If you are the petitioner (the party filing the petition), the completed form should be submitted with your petition for a writ in the Supreme Court or Court of Appeal clerk's office. If you are a party other than the petitioner, the completed form should be filed with first document you file in the Supreme Court or Court of Appeal.
- **Petition for Review.** If you want to request that the Supreme Court waive the fees in a petition for review proceeding, you must complete a *Request to Waive Court Fees* (form FW-001) or a *Request to Waive Court Fees* (*Ward or Conservatee*) (form FW-001-GC). If you are the petitioner, you should submit the completed form with your petition for review. If you are a party other than the petitioner, the completed form should be filed with first document you file in the Supreme Court.

IMPORTANT INFORMATION!

- Fill out your request completely and truthfully. When you sign your request for a fee waiver, you are declaring under penalty of perjury that the information you have provided is true and correct.
- The court may ask you for information and evidence. You may be ordered to go to court to answer questions about your ability to pay court fees and costs and to provide proof of eligibility. Any initial fee waiver you are granted may be ended if you do not go to court when asked. You may be ordered to repay amounts that were waived if the court finds you were not eligible for the fee waiver.
- If you receive a fee waiver, you must tell the court if there is a change in your finances. You must tell the court immediately if your finances improve or if you become able to pay court fees or costs during this case (file form FW-010 with the court). You may be ordered to repay any amounts that were waived after your eligibility ended. If the trial court waived your fees and costs and you settle your case for \$10,000 or more, the trial court will have a lien on the settlement in the amount of the waived fees.
- The fee waiver ends. The fee waiver expires 60 days after the judgment, dismissal, or other final disposition of the case or when the court finds that you are not eligible for a fee waiver.

CONFIDENTIAL

JV-132

									34-13
ATTORNEY OR PARTY WITHOUT ATTO	RNEY:	STATE BA	AR NO.:				FOF	R COURT USE ON	ILY
NAME:									
FIRM NAME:									
STREET ADDRESS:									
CITY:		STA	ATE: ZIP COE	E:					
TELEPHONE NO.:		FAX	NO.:						
E-MAIL ADDRESS:									
ATTORNEY FOR (name):									
SUPERIOR COURT OF CALIF	ORNIA, COL	JNTY OF							
STREET ADDRESS:									
MAILING ADDRESS:									
CITY AND ZIP CODE:									
BRANCH NAME:									
CHILDREN'S NAMES:									
						CASE NUME	BER:		
FINANCIAL DE	ECLARAT	ION—JUVE	NILE DEPENDI	ENCY					
Personal Information:									
Name:					Social	Security Num	nher.		
Other names used:					Oociai	occurry rium	ibci.		
Relationship to Child:	Mother	Fathe	r		ID or I	Driver's Licer	ago Niu	mhor:	
Other Responsible Pe	_		ı		1.0.011	Driver's Licer	ise ivui	ilber.	
Address:					Date of	Birth:	irth: Age:		
City:	Zip:		Phone:		1	Alte	rnate P	hone:	1
Marital Status:									
Married	Single	Dome	estic partner		Separat	ed	Divorc	ed	Widowed
Name of Spouse/Partner:					Numbe	r of depende	nts livir	ng with you:	
Names and ages of depende	ents:				1	•		<u> </u>	
2. I receive <i>(check all that a</i>		Medi-Ca		•	od stamp] SSI		SP edy Families)
IHSS (In-Home Su						rogram for A			
	pportive 36	ei vices)	CAFI (Ca	SE ASSIS	starice Fi	rogram for A	yeu, bii	iriu, ariu Disc	ableu)
3. My gross monthly l	household i	income (before	e deductions for t	axes) is	less thar	n the amount	listed l	pelow:	
Family Size Family	Income	Family Size	Family Income	Fami	ly Size	Family Inco	ome II	f more than 6	6 people at
1 \$1,2	56.26	3	\$2,127.09		5	\$2,997.9		ome, add \$4	
	91.67	4	\$2,562.51		6	\$3,433.3		ach extra pe	erson.
. 7-				.1					
4. I have been reunifi	ed with my	child(ren) und	er a court order (attached	d).				
I am receiving cour	rt-ordered r	eunitication se	ervices.						

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CHILDREN'S NAMES:	CASE NUMBER:
RESPONSIBLE PERSON'S NAME:	

6. Employment:

Your Employment		Your Spouse/Partner's Employment						
Employer:		Employer:						
Address:		Address:						
City and Zip Code	:		Phone:	City and Zip Code:		Phone:		
Type of Job:		Type of Job:						
How long employed:	Working now?	Monthly salary	Take home pay:	How long employed:	Working now?	Monthly salary	/ :	Take home pay:
If not now employed, who was your last employer? (Name, Address, City, and Zip Code):		If not now employed, who was this person's last employer? (Name, Address, City, and Zip Code):						
Phone number of last employer:		Phone number of last employer:						

7. Other Monthly Income and Assets:

Other Income	Assets: What Do You Own?
Unemployment\$	Cash\$
Disability\$	Real Property/Equity\$
Social Security\$	Cars and Other Vehicles\$
Workers' Compensation\$	Life Insurance\$
Child Support Payments\$	Bank Accounts (list below)\$
Foster Care Payments\$	Stocks and Bonds\$
Other Income\$	Business Interest\$
Total \$	Other Assets \$
	Total \$
	Name and branch of bank:
	Account numbers:

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•				
CHILDREN'S NAMES:		CASE NUMBER:		
RESPONSIBLE PERSON'S NAME:				
3. Expenses:				
Monthly Household Expenses		Reunification Plan: Monthly Cost of Required Services		
Rent or Mortgage Payment\$		enting Classes\$		
Car Payment\$		Substance Abuse Treatment\$		
Gas and Car Insurance\$		rapy/Counseling\$		
Public Transportation\$		ical Care/Medications\$		
Utilities (Gas, Electric, Phone, Water, etc.) \$		nestic Violence Counseling\$		
Food\$		erers' Intervention\$		
Clothing and Laundry\$		m Support \$		
Child Care\$		ional Center Programs\$		
Child Support Payments\$		sportation\$		
Medical Payments\$		ome Services\$		
Other Necessary Monthly Expenses\$	Othe	er\$		
Total \$		Total \$		
declare under penalty of perjury under the laws of the	\$ \$ \$ State of California th	\$ \$ \$ \$ hat the above information is true and correct.		
	•			
(TYPE OR PRINT NAME)	<u>, </u>	(SIGNATURE OF DECLARANT)		
FOR FINANCI	AL EVALUATION O	OFFICER USE ONLY		
TOTAL INCOME \$	CO	OST OF LEGAL SERVICES \$		
TOTAL EXPENSES \$	MO	ONTHLY PAYMENT \$		
NET DISPOSABLE INCOME \$	TO ⁻	TAL COST ASSESSED \$		
The above-named responsible person is presumed used eligible for a waiver of liability because he or she receives qualifying public benefits his or her household income falls below 125% he or she has been reunified with the child(ren would harm his or her ability to support the child	of the current federal) under a court order			
Date:				
	•			
(TYPE OR PRINT NAME)	<u>*</u>	(SIGNATURE OF FINANCIAL EVALUATION OFFICER)		

Authority: Federal Advisory Committee Act, Pub. L. 92–463.

Dated: January 18, 2017.

Wendy M. Payne,

Executive Director.

[FR Doc. 2017-02028 Filed 1-30-17; 8:45 am]

BILLING CODE 1610-01-P

FEDERAL ELECTION COMMISSION

Sunshine Act Meetings

AGENCY: Federal Election Commission. **DATE AND TIME:** Wednesday, February 1, 2017 at 10:00 a.m.

PLACE: 999 E Street NW., Washington, DC (Ninth Floor).

STATUS: This meeting will be open to the public.

FEDERAL REGISTER NOTICE OF PREVIOUS ANNOUNCEMENT: 82 FR 8613.

CHANGE IN THE MEETING: The February 1, 2017 Public Hearing on Internet Communication Disclaimers has been postponed.

PERSON TO CONTACT FOR INFORMATION: Judith Ingram, Press Officer, Telephone: (202) 694–1220.

Dayna C. Brown,

Acting Secretary and Clerk of the Commission.

[FR Doc. 2017–02090 Filed 1–27–17; 11:15 am] BILLING CODE 6715–01–P

FEDERAL RESERVE SYSTEM

Formations of, Acquisitions by, and Mergers of Bank Holding Companies

The companies listed in this notice have applied to the Board for approval, pursuant to the Bank Holding Company Act of 1956 (12 U.S.C. 1841 et seq.) (BHC Act), Regulation Y (12 CFR part 225), and all other applicable statutes and regulations to become a bank holding company and/or to acquire the assets or the ownership of, control of, or the power to vote shares of a bank or bank holding company and all of the banks and nonbanking companies owned by the bank holding company, including the companies listed below.

The applications listed below, as well as other related filings required by the Board, are available for immediate inspection at the Federal Reserve Bank indicated. The applications will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the standards enumerated in the BHC Act (12 U.S.C. 1842(c)). If the proposal also involves the acquisition of a nonbanking company, the review also

includes whether the acquisition of the nonbanking company complies with the standards in section 4 of the BHC Act (12 U.S.C. 1843). Unless otherwise noted, nonbanking activities will be conducted throughout the United States.

Unless otherwise noted, comments regarding each of these applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than February 24, 2017.

A. Federal Reserve Bank of Chicago (Colette A. Fried, Assistant Vice President) 230 South LaSalle Street, Chicago, Illinois 60690–1414:

1. Nicolet Bankshares, Inc., Green Bay, Wisconsin; to acquire 100 percent of First Menasha Bancshares, Inc., Neenah, Wisconsin, and thereby indirectly acquire The First National Bank—Fox Valley, Neenah, Wisconsin.

B. Federal Reserve Bank of Minneapolis (Jacquelyn K. Brunmeier, Assistant Vice President) 90 Hennepin Avenue, Minneapolis, Minnesota 55480–0291:

1. Ameri Financial Group, Inc., Stillwater, Minnesota; to acquire 100 percent of First Resource Bank, Lino Lakes, Minnesota.

C. Federal Reserve Bank of San Francisco (Gerald C. Tsai, Director, Applications and Enforcement) 101 Market Street, San Francisco, California 94105–1579:

1. BayCom Corp, Walnut Creek, California; to merge with First ULB Corp., and thereby indirectly acquire United Business Bank, F.S.B., both of Oakland, California; and thereby engage in operating a savings association pursuant to 225.28(b)(4).

Board of Governors of the Federal Reserve System, January 25, 2017.

Yao-Chin Chao,

Assistant Secretary of the Board.
[FR Doc. 2017–01985 Filed 1–30–17; 8:45 am]
BILLING CODE 6210–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of the Secretary

Annual Update of the HHS Poverty Guidelines

AGENCY: Department of Health and Human Services.

ACTION: Notice.

SUMMARY: This notice provides an update of the Department of Health and Human Services (HHS) poverty guidelines to account for last calendar year's increase in prices as measured by the Consumer Price Index.

DATES: Effective Date: January 26, 2017 unless an office administering a program using the guidelines specifies a different effective date for that particular program.

ADDRESSES: Office of the Assistant Secretary for Planning and Evaluation, Room 404E, Humphrey Building, Department of Health and Human Services, Washington, DC 20201.

FOR FURTHER INFORMATION CONTACT: For information about how the guidelines are used or how income is defined in a particular program, contact the Federal, state, or local office that is responsible for that program. For information about poverty figures for immigration forms, the Hill-Burton Uncompensated Services Program, and the number of people in poverty, use the specific telephone numbers and addresses given below.

For general questions about the poverty guidelines themselves, contact Suzanne Macartney, Office of the Assistant Secretary for Planning and Evaluation, Room 422F.3, Humphrey Building, Department of Health and Human Services, Washington, DC 20201—telephone: (202) 690–6143—or visit http://aspe.hhs.gov/poverty/.

For information about the percentage multiple of the poverty guidelines to be used on immigration forms such as USCIS Form I–864, Affidavit of Support, contact U.S. Citizenship and Immigration Services at 1–800–375–5283.

For information about the Hill-Burton Uncompensated Services Program (free or reduced-fee health care services at certain hospitals and other facilities for persons meeting eligibility criteria involving the poverty guidelines), contact the Health Resources and Services Administration Information Center at 1–800–275–4772. You also may visit http://www.hrsa.gov/gethealthcare/affordable/hillburton/.

For information about the number of people in poverty, visit the Poverty section of the Census Bureau's Web site at http://www.census.gov/hhes/www/poverty/poverty.html or contact the Census Bureau's Customer Service Center at 1–800–923–8282 (toll-free) or visit https://ask.census.gov for further information.

SUPPLEMENTARY INFORMATION:

Background

Section 673(2) of the Omnibus Budget Reconciliation Act (OBRA) of 1981 (42 U.S.C. 9902(2)) requires the Secretary of the Department of Health and Human Services to update the poverty guidelines at least annually, adjusting them on the basis of the Consumer Price Index for All Urban Consumers (CPI–U). The poverty guidelines are used as an eligibility criterion by the Community Services Block Grant program and a number of other Federal programs. The poverty guidelines issued here are a simplified version of the poverty thresholds that the Census Bureau uses to prepare its estimates of the number of individuals and families in poverty.

As required by law, this update is accomplished by increasing the latest published Census Bureau poverty thresholds by the relevant percentage change in the Consumer Price Index for All Urban Consumers (CPI-U). The guidelines in this 2017 notice reflect the 1.3 percent price increase between calendar years 2015 and 2016. After this inflation adjustment, the guidelines are rounded and adjusted to standardize the differences between family sizes. In rare circumstances, the rounding and standardizing adjustments in the formula result in small decreases in the poverty guidelines for some household sizes even when the inflation factor is not negative. In cases where the year-toyear change in inflation is not negative and the rounding and standardizing adjustments in the formula result in reductions to the guidelines from the previous year for some household sizes, the guidelines for the affected household sizes are fixed at the prior vear's guidelines. As in prior years. these 2017 guidelines are roughly equal to the poverty thresholds for calendar year 2016 which the Census Bureau expects to publish in final form in September 2017.

The poverty guidelines continue to be derived from the Census Bureau's current official poverty thresholds; they are not derived from the Census Bureau's Supplemental Poverty Measure (SPM).

The following guideline figures represent annual income.

2017 POVERTY GUIDELINES FOR THE 48 CONTIGUOUS STATES AND THE DISTRICT OF COLUMBIA

Persons in family/household	Poverty guideline
1	\$12,060 16,240 20,420 24,600 28,780 32,960 37,140
8	41,320

For families/households with more than 8 persons add \$4,180 for each additional person.

2017 POVERTY GUIDELINES FOR ALASKA

Persons in family/household	Poverty guideline
1	\$15,060 20,290 25,520 30,750 35,980 41,210 46,440 51,670

For families/households with more than 8 persons, add \$5,230 for each additional person.

2017 POVERTY GUIDELINES FOR HAWAII

Persons in family/household	Poverty guideline
1	\$13,860 18,670 23,480 28,290 33,100 37,910 42,720 47,530

For families/households with more than 8 persons, add \$4,810 for each additional person.

Separate poverty guideline figures for Alaska and Hawaii reflect Office of Economic Opportunity administrative practice beginning in the 1966–1970 period. (Note that the Census Bureau poverty thresholds—the version of the poverty measure used for statistical purposes—have never had separate figures for Alaska and Hawaii.) The poverty guidelines are not defined for Puerto Rico or other outlying jurisdictions. In cases in which a Federal program using the poverty guidelines serves any of those jurisdictions, the Federal office that administers the program is generally responsible for deciding whether to use the contiguous-states-and-DC guidelines for those jurisdictions or to follow some other procedure.

Due to confusing legislative language dating back to 1972, the poverty guidelines sometimes have been mistakenly referred to as the "OMB" (Office of Management and Budget) poverty guidelines or poverty line. In fact, OMB has never issued the guidelines; the guidelines are issued each year by the Department of Health and Human Services. The poverty guidelines may be formally referenced as "the poverty guidelines updated periodically in the Federal Register by the U.S. Department of Health and

Human Services under the authority of 42 U.S.C. 9902(2)."

Some federal programs use a percentage multiple of the guidelines (for example, 125 percent or 185 percent of the guidelines), as noted in relevant authorizing legislation or program regulations. Non-Federal organizations that use the poverty guidelines under their own authority in non-Federally-funded activities also may choose to use a percentage multiple of the guidelines.

The poverty guidelines do not make a distinction between farm and non-farm families, or between aged and non-aged units. (Only the Census Bureau poverty thresholds have separate figures for aged and non-aged one-person and two-person units.)

Note that this notice does not provide definitions of such terms as "income" or "family," because there is considerable variation in defining these terms among the different programs that use the guidelines. These variations are traceable to the different laws and regulations that govern the various programs. This means that questions such as "Is income counted before or after taxes?", "Should a particular type of income be counted?", and "Should a particular person be counted as a member of the family/household?" are actually questions about how a specific program applies the poverty guidelines. All such questions about how a specific program applies the guidelines should be directed to the entity that administers or funds the program, since that entity has the responsibility for defining such terms as "income" or "family," to the extent that these terms are not already defined for the program in legislation or regulations.

Dated: January 26, 2017.

Norris Cochran,

Acting Secretary of Health and Human Services

[FR Doc. 2017–02076 Filed 1–27–17; 11:15 am] BILLING CODE 4150–05–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Center for Scientific Review; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. App.), notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and

Computation Sheet

Number in Family	2017 Federal Poverty Guidelines (A)	125% of Poverty Guidelines (B) (B = A x 125%)	2017 California Monthly Income (C) (C = B / 12)
1	\$12,060.00	\$15,075.00	\$1,256.25*
2	16,240.00	20,300.00	1,691.67
3	20,420.00	25,525.00	2,127.09
4	24,600.00	30,750.00	2,562.50*
5	28,780.00	35,975.00	2,997.92
6	32,960.00	41,200.00	3,433.34
7	37,140.00	46,425.00	3,868.75
8	41.320.00	51,650.00	4,304.17
Each additional person	4,180.00	5,225.00	435.42

^{*}These amount will be shown on the form \$1,256.26, and \$2,562.51, respectively, to align with the other amounts, which have been rounded up to the nearest cent. Language on the forms reflects this slight excess by stating that the household income is "less than" the amounts in the chart.

Instructions for Review and Action by Circulating Order

Voting members

- Please indicate your vote, sign, and return by 5:00 p.m., February 23, 2017, if possible by one of these methods:
 - 1. Fax the signature pages to the attention of Judicial Council and Trial Court Leadership, Leadership Services Division at 415-865-4391.
 - 2. Reply to the e-mail message with "I approve," "I disapprove," or "I abstain."
- If you are unable to reply by **February 23, 2017**, please do so as soon as possible thereafter.
- Additionally, **return the original** signature page to Judicial Council and Trial Court Leadership, Judicial Council of California, 455 Golden Gate Avenue, San Francisco, California, 94102-3688. **Please keep a copy for your records.**

Advisory members

The circulating order is being faxed to you for your information only. There is no need to sign or return any documents.

CIRCULATING ORDER Judicial Council of California Voting and Signature Pages

Effective immediately, the Judicial Council approves the revised forms FW-001, FW-001-GC, APP-015/FW-015-INFO, and JV-132.

My vote is as follows:	
⊠ Approve	☐ Disapprove ☐ Abstain
	la l
Tani G. Cantil-Sakauye, Chair	Marla O. Anderson
Brian John Back	Richard Bloom
S/ Stacy Boulware Eurie	Kyle S. Brodie
Stacy Boulware Eurie	Kyle S. Brodie
/s/ Ming W. Chin	Samuel K. Feng
/s/	
Scott M. Gordon	Harry E. Hull, Jr.
/s/	/s/
James M. Humes	Audra Ibarra
/s/	/s/
Hannah-Beth Jackson	Patrick M. Kelly

My vote is as follows:				
	☐ Disap	prove \square	Abstain	
• •				
		Donna D'Angelo) Melby	
/s/		/s/		
Douglas P. Miller		Gary Nadler		
Debra Elaine Pole		David M. Rubin	<u></u>	
Date: February 28, 2017	Attest:	Market		
		W/ marke/		

Administrative Director and Secretary of the Judicial Council