



# Judicial Council of California

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## Subject Details (With Text)

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| 1/12/2018 | 1    | Judicial Council | approved | Pass   |

### Title

**Traffic and Criminal Procedure: Ability to Pay in Traffic and Other Infraction Cases (Action Required)**

### Summary

The Traffic Advisory Committee, the Criminal Law Advisory Committee, and the Advisory Committee on Providing Access and Fairness propose two optional, plain-language Judicial Council forms—an application form and a judicial order form—to assist in implementing existing rule 4.335 of the California Rules of Court on ability-to-pay determinations in traffic and other infraction cases. They also recommend a new rule stating the forms’ intended use, their optional nature, and the confidential status of the application form.

### Recommendation

The Traffic Advisory Committee, Criminal Law Advisory Committee, and Advisory Committee on Providing Access and Fairness recommend that the Judicial Council, effective April 1, 2018:

1. Adopt new rule 4.336; and
2. Approve new optional forms TR-320/CR-320 (*Can’t Afford to Pay Fine: Traffic and Other Infractions*) and TR-321/CR-321 (*Can’t Afford to Pay Fine: Traffic and Other Infractions (Court Order)*).