

Supreme Court of Kentucky

ORDER

2013-10

IN RE: AMENDMENT TO ADMINISTRATIVE PROCEDURES OF THE COURT OF JUSTICE, PART XV, DOMESTIC VIOLENCE

Under Administrative Order 2010-08 and KRS 403.761(9)(c), the Supreme Court of Kentucky established the following sliding scale of indigency as a guideline for judges to use in determining the amount a respondent must pay for a global positioning monitoring system in a domestic violence case:

Federal Poverty Guidelines	Percentage Respondent is to Pay
200%	100%
175%	75%
150%	50%
125%	25%
100%	0%

The Federal Poverty Guidelines are established annually by the U.S. Department of Health and Human Services. The 2013 Poverty Guidelines for the 48 Contiguous States may be located in the *Federal Register*, Vol. 78, No. 5182, January 24, 2013, pp. 5182-5183, or as set forth below:

2013 Federal Poverty Guidelines for the 48 Contiguous States	
Persons in family	Poverty guideline
1	\$11,490
2	\$15,510
3	\$19,530
4	\$23,550
5	\$27,570
6	\$31,590
7	\$35,610
8	\$39,630

For families with more than 8 persons, add \$4,020 for each additional person.

If a judge finds that the fee would impose an undue burden on the respondent, the judge may reduce or waive the fee. The sliding scale is intended only as a guideline for judges, who are encouraged to use discretion in applying the factors listed on Form AOC-275.14 when making an indigency determination for purposes of the global positioning monitoring system.

The sliding scale will be updated annually to reflect the most current Federal Poverty Guidelines.

So ORDERED.

This 13th day of August 2013.


CHIEF JUSTICE