

1 AN ACT concerning civil law.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Code of Civil Procedure is amended by  
5 changing Section 5-105.5 as follows:

6 (735 ILCS 5/5-105.5)

7 Sec. 5-105.5. Representation by civil legal services  
8 provider.

9 (a) As used in this Section:

10 "Civil legal services" means legal services in noncriminal  
11 matters provided without charge to indigent persons who have  
12 been found eligible under financial eligibility guidelines  
13 established by the civil legal services provider.

14 "Court-sponsored pro bono program" means a pro bono program  
15 established by or in partnership with a circuit court in this  
16 State for the purpose of providing free civil legal services by  
17 an organized panel of pro bono attorneys.

18 "Civil legal services provider" means a not-for-profit  
19 corporation that (i) employs one or more attorneys who are  
20 licensed to practice law in the State of Illinois and who  
21 directly provide civil legal services or (ii) is established  
22 for the purpose of providing civil legal services by an  
23 organized panel of pro bono attorneys.

1 "Eligible client" means an indigent person who has been  
2 found eligible for civil legal services by a civil legal  
3 services provider.

4 "Indigent person" means a person whose income is 125% or  
5 less of the current official federal poverty income guidelines  
6 or who is otherwise eligible to receive civil legal services  
7 under the eligibility guidelines of the civil legal services  
8 provider or court-sponsored pro bono program ~~Legal Services~~  
9 ~~Corporation Act of 1974.~~

10 (b) When a party is represented in a civil action by a  
11 civil legal services provider or attorney in a court-sponsored  
12 pro bono program, all fees and costs relating to filing,  
13 appearing, transcripts on appeal, and service of process shall  
14 be waived without the necessity of a motion for that purpose,  
15 and the case shall be given an index number or other  
16 appropriate filing number, provided that (i) a determination  
17 has been made by the civil legal services provider or attorney  
18 in a court-sponsored pro bono program that the party is an  
19 indigent person and (ii) an attorney's certification that that  
20 determination has been made is filed with the clerk of the  
21 court along with the complaint, the appearance, or any other  
22 paper that would otherwise require payment of a fee.

23 (c) The changes made to this Section by this amendatory Act  
24 of the 98th General Assembly apply to all actions commenced on  
25 or after July 1, 2013. The changes made to this Section by this  
26 amendatory Act of the 98th General Assembly also apply to all

1 actions pending on or after the effective date of this  
2 amendatory Act of the 98th General Assembly, but only with  
3 respect to fees and costs that become due in those actions  
4 after July 1, 2013.

5 (Source: P.A. 88-41.)