



January 28, 2005

HOUSE BILL No. 1061

DIGEST OF HB 1061 (Updated January 26, 2005 2:48 pm - DI 69)

Citations Affected: IC 33-33; noncode.

Synopsis: Perry superior court. Establishes the Perry superior court. (The introduced version of this bill was prepared by the commission on courts. Perry County is ranked fifth by severity of need in the 2003 Weighted Caseload Statistical Report.)

Effective: July 1, 2005.

Stilwell

January 4, 2005, read first time and referred to Committee on Courts and Criminal Code.
January 27, 2005, reported — Do Pass.

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January 28, 2005

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

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HOUSE BILL No. 1061

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 33-33-62-2 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2005]: **Sec. 2. (a) There is established a court of record to be
4 known as the Perry superior court.**

5 **(b) The Perry superior court is a standard superior court as
6 described in IC 33-29-1.**

7 **(c) Perry County comprises the judicial district of the court.**

8 SECTION 2. IC 33-33-62-3 IS ADDED TO THE INDIANA CODE
9 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
10 1, 2005]: **Sec. 3. The Perry superior court has one (1) judge who
11 shall hold sessions in:**

12 **(1) the Perry County courthouse in Tell City; or**

13 **(2) other places in the county as the board of county
14 commissioners of Perry County may provide.**

15 SECTION 3. IC 33-33-62-4 IS ADDED TO THE INDIANA CODE
16 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
17 1, 2005]: **Sec. 4. The Perry superior court has the same jurisdiction**

HB 1061—LS 6427/DI 69+



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as the Perry circuit court.

SECTION 4. IC 33-33-62-5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. The Perry superior court has a standard small claims and misdemeanor division.

SECTION 5. [EFFECTIVE JULY 1, 2005] (a) Notwithstanding IC 33-33-62-2, as added by this act, the Perry superior court is not established until January 1, 2006.

(b) The governor shall appoint a person under IC 3-13-6-1(c) to serve as the initial judge of the Perry superior court established by IC 33-33-62-2, as added by this act.

(c) The term of the initial judge appointed under subsection (b) begins January 1, 2006, and ends December 31, 2006.

(d) The initial election of the judge of the Perry superior court is the general election on November 7, 2006. The term of the initially elected judge begins January 1, 2007.

(e) This SECTION expires January 2, 2007.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1061, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

ULMER, Chair

Committee Vote: yeas 10, nays 0.

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