
HOUSE BILL No. 1247

DIGEST OF INTRODUCED BILL

Citations Affected: IC 31-34-8-9; IC 31-37-9-10.

Synopsis: Juvenile law informal adjustment program fee. Permits the clerk of the court to collect an informal adjustment program fee when a juvenile court orders a child to participate in a program of informal adjustment.

Effective: Upon passage.

Ripley

January 11, 2007, read first time and referred to Committee on Rules and Legislative Procedures.

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Introduced

First Regular Session 115th General Assembly (2007)

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 2006 Regular Session of the General Assembly.

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HOUSE BILL No. 1247

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 31-34-8-9 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9. (a) **Except as**
3 **provided in subsection (b)**, the probation department for the juvenile
4 court shall:

- 5 (1) collect the informal adjustment program fee set by section 8
6 of this chapter; and
7 (2) transfer the collected informal adjustment program fees to the
8 county auditor not later than thirty (30) days after the fees are
9 collected.

10 **(b) With the consent of the clerk of the court, the juvenile court**
11 **may issue an order directing the clerk of the court to collect**
12 **informal adjustment program fees. The order may apply to a single**
13 **proceeding, a class of proceedings, or all proceedings in which a**
14 **child is ordered to participate in a program of informal**
15 **adjustment. If the clerk of the court collects an informal**
16 **adjustment program fee, the clerk may keep not more than three**
17 **percent (3%) of the fee to defray the administrative costs of**



1 collecting the fee and shall deposit any fee kept under this
2 subsection in the clerk's record perpetuation fund established
3 under IC 33-37-5-2 or, if directed by the county fiscal body, the
4 county general fund.

5 ~~(b)~~ (c) The county auditor shall deposit the fees (excluding any
6 administrative fee collected under subsection (b)) in the county user
7 fee fund established by IC 33-37-8-5.

8 SECTION 2. IC 31-37-9-10 IS AMENDED TO READ AS
9 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 10. (a) **Except as**
10 **provided in subsection (b)**, the probation department for the juvenile
11 court shall do the following:

12 (1) Collect the informal adjustment program fee set under section
13 9 of this chapter. ~~and~~

14 (2) Transfer the collected informal adjustment program fees to the
15 county auditor not later than thirty (30) days after the fees are
16 collected.

17 **(b) With the consent of the clerk of the court, the juvenile court**
18 **may issue an order directing the clerk of the court to collect**
19 **informal adjustment program fees. The order may apply to a single**
20 **proceeding, a class of proceedings, or all proceedings in which a**
21 **child is ordered to participate in a program of informal**
22 **adjustment. If the clerk of the court collects an informal**
23 **adjustment program fee, the clerk may keep not more than three**
24 **percent (3%) of the fee to defray the administrative costs of**
25 **collecting the fee and shall deposit any fee kept under this**
26 **subsection in the clerk's record perpetuation fund established**
27 **under IC 33-37-5-2 or, if directed by the county fiscal body, the**
28 **county general fund.**

29 ~~(b)~~ (c) The county auditor shall deposit the fees (excluding any
30 administrative fee collected under subsection (b)) in the county user
31 fee fund established by IC 33-37-8-5.

32 SECTION 3. **An emergency is declared for this act.**

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