

IN THE
Indiana Supreme Court



IN THE MATTER OF)
)
THE DEVELOPMENT OF)
)
LOCAL RULES FOR) Case No. 94S00-1407-MS-580
)
CASELOAD ALLOCATION)
)
PLANS IN 2014)

ORDER GRANTING EXTENSION OF TIME FOR 2014 CASELOAD
PLANS

Administrative Rule 1(E) provides a schedule and procedure that Indiana trial courts must follow in preparing local rules that implement two-year case allocation plans. Each year, the courts in approximately one half of Indiana's counties must review their caseload plans for compliance with the .40 utilization variance required by Admin. R. 1(E) and submit new plans or resubmit existing ones if the existing plans continue to comply with the rule. Courts in single-court counties are exempt from this requirement pursuant to a Court Order dated April 2, 2008.

In 2014, the courts in the following counties must submit new caseload plans:

Adams	Henry	Newton
Allen	Howard	Noble
Bartholomew	Huntington	Porter
Blackford	Jackson	Posey
Cass	Jasper	Pulaski
Daviess	Jay	Randolph
Decatur	Jennings	St. Joseph
DeKalb	Knox	Steuben
Delaware	Kosciusko	Vanderburgh
Dubois	LaGrange	Wabash
Elkhart	Lake	Warrick
Fulton	LaPorte	Wells
Gibson	Marshall	Whitley
Grant	Miami	

Administrative Rule 1 further requires that trial courts use the weighted caseload measures report published by the Division of State Court Administration in April of each year. The annual weighted caseload report reflects each court's case statistics for the previous calendar year. In accordance with the schedule established pursuant Administrative Rule 1(E) and Trial Rule 81, this process begins on June 1; final Supreme Court approval is due November 15; and the new caseload plans must take effect on January 1 of the following year.

During 2014, the Indiana General Assembly adopted extensive revisions to the Indiana Criminal Code, which makes 2014 unique. The new Code, adopted as P.L. 168-2014 (H.E.A. 1006), became effective July 1, 2014 and reclassified Indiana felonies from four levels (FA, FB, FC and FD) into six (F1, F2, F3, F4, F5 and F6). Beginning July 1, 2014 a felony could be charged using either the A through D classification or the new six levels, depending on the date the crime is alleged to have occurred.

Because of the changed criminal code classifications, the existing weighted caseload data cannot provide adequate case filing history to the courts that need to submit 2014 caseload plans. Accordantly, this Court finds that an extension of time should be granted to courts that are due to submit caseload plans in 2014 so that they can have an opportunity to evaluate their criminal caseloads under the new Criminal Code.

IT IS, THEREFORE, ORDERED that the courts in the counties listed above shall have an additional nine months, or until March 1, 2015, to submit local rules that implement their new caseload allocation plans. The schedule for such plans shall be as follows:

January 10, 2015	Courts in the above listed counties shall complete their quarterly case status reports in ICOR.
January 30, 2015	The Division shall provide to the courts in these counties their weighted caseload statistics based on the second two quarters of 2014 case filings (and the new Criminal Code)
March 1, 2015	Deadline for submitting proposed local rule with new plan to the Division
March 1 – March 31, 2015	The courts and the Division shall publish the proposed local rule with new plan for public comment
April 1 – April 30, 2015	Final approval of caseload plan by local courts
May 1, 2015	Submission of locally approved plan to the Division

June 1, 2015	By not later than June 1, the Division shall review the submitted plans and recommend approval to the Supreme Court or return the plans to the courts if they do not comply with Administrative Rule 1.
July 1, 2015	Submission of revised plans to the Division
July 15, 2015	Final Supreme Court action on revised plans
August 1, 2015	Effective date of caseload plan. The plan will be in effect from August 1, 2015 to December 31, 2016. The courts in these counties will return to the normal caseload allocation plan submission schedule in 2016.

The Clerk of this Court is directed to forward a copy of this Order to the clerk of each circuit court in the following counties in the State of Indiana:

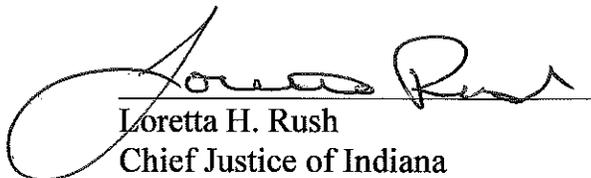
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The Clerk is also directed to post this Order to the Court's website.

The Clerks of the Circuit Courts are directed to provide a copy to and bring this Order to the attention of all judges and court administrators within

their respective counties and to post this Order for examination by the Bar and general public.

DONE at Indianapolis, Indiana this September 17, 2014.



Loretta H. Rush
Chief Justice of Indiana

All Justices concur.