

SENATE BILL No. 247

DIGEST OF INTRODUCED BILL

Citations Affected: IC 33-11.6-4-2; IC 33-11.6-4-3.

Synopsis: Marion County small claims court jurisdiction. Increases the jurisdictional limit of the Marion County small claims court from \$6,000 to \$20,000 for actions founded on contract, other than actions founded on a contract between a landlord and tenant.

Effective: July 1, 1998.

Clark

January 7, 1998, read first time and referred to Committee on Judiciary.

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Introduced

Second Regular Session 110th General Assembly (1998)

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 1997 General Assembly.

SENATE BILL No. 247

A BILL FOR AN ACT to amend the Indiana Code concerning civil procedure.

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

1 SECTION 1. IC 33-11.6-4-2, AS AMENDED BY P.L.16-1995,
2 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 1998]: Sec. 2. (a) The court shall have original and concurrent
4 jurisdiction with the circuit and superior courts in all civil cases
5 founded on ~~contract or~~ tort in which the ~~debt or~~ damage claimed does
6 not exceed six thousand dollars (\$6,000), not including interest or
7 ~~attorney~~ **attorney's** fees.

8 (b) **Except as provided in section 3 of this chapter, the court**
9 **shall have original and concurrent jurisdiction with the circuit and**
10 **superior courts in all civil cases that are founded on contract in**
11 **which the debt claimed does not exceed twenty thousand dollars**
12 **(\$20,000), not including interest or attorney's fees.**

13 SECTION 2. IC 33-11.6-4-3, AS AMENDED BY P.L.16-1995,
14 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
15 JULY 1, 1998]: Sec. 3. The court shall have original and concurrent
16 jurisdiction with the circuit and superior courts in:

17 (1) possessory actions between landlord and tenant in which the



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1 past due rent; **and**
2 **(2) other civil actions founded on a contract to rent or lease**
3 **real property in which the debt claimed;**
4 at the time of filing does not exceed six thousand dollars (\$6,000). The
5 court shall also have original and concurrent jurisdiction with the
6 circuit and superior courts in actions for the possession of property
7 where the value of the property sought to be recovered does not exceed
8 six thousand dollars (\$6,000). These jurisdictional limitations shall not
9 be affected by interest and attorney fees.

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