
SENATE BILL No. 636

DIGEST OF INTRODUCED BILL

Citations Affected: IC 33-5-13.1.

Synopsis: Courts in Elkhart County. Adds one superior court judge and one magistrate in Elkhart County.

Effective: July 1, 1999; September 15, 1999.

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January 22, 1999, read first time and referred to Committee on Judiciary.

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First Regular Session 111th General Assembly (1999)

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 1998 General Assembly.

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SENATE BILL No. 636



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 33-5-13.1-2 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 2. (a) The court has,
3 **before January 1, 2001**, five (5) **and, after December 31, 2000, six**
4 **(6)** judges, who shall be elected at the general election every six (6)
5 years in Elkhart County. A judge's term begins January 1 following the
6 judge's election and ends December 31 following the election of the
7 judge's successor.

8 (b) To be eligible to hold office as a judge of the court, a person
9 must:

- 10 (1) be a resident of Elkhart County;
- 11 (2) be under seventy (70) years of age at the time the judge takes
12 office; and
- 13 (3) be admitted to the bar of Indiana.

14 SECTION 2. IC 33-5-13.1-10 IS AMENDED TO READ AS
15 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 10. **Before January 1,**
16 **2001**, three (3) **and, after December 31, 2000, four (4)** of the judges
17 of the court shall hold sessions in the Elkhart County courts building



1 in the city of Elkhart. Two (2) of the judges of the court shall hold
 2 sessions in an appropriate place in the city of Goshen selected by the
 3 county commissioners. The board of county commissioners shall
 4 provide and maintain suitable courtrooms and other rooms and
 5 facilities, including furniture and equipment, as may be necessary. The
 6 county council of Elkhart County shall appropriate sufficient funds for
 7 the provision and maintenance of such rooms and facilities.

8 SECTION 3. IC 33-5-13.1-16 IS AMENDED TO READ AS
 9 FOLLOWS [EFFECTIVE SEPTEMBER 15, 1999]: Sec. 16. (a) The
 10 judges of the Elkhart circuit and superior courts may jointly appoint
 11 ~~one (1)~~ **two (2)** full-time ~~magistrate~~ **magistrates** under IC 33-4-7.

12 (b) ~~The Each~~ **Each** magistrate continues in office until removed by the
 13 judges of the circuit and superior courts.

14 SECTION 4. [EFFECTIVE JULY 1, 1999] (a) **The initial judge of**
 15 **the Elkhart superior court added by IC 33-5-13.1-2, as amended by**
 16 **this act, shall be elected at the general election to be held on**
 17 **November 7, 2000. The initial term of a judge described in this**
 18 **subsection begins January 1, 2001.**

19 (b) **This SECTION expires January 2, 2001.**

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