



Reprinted
January 27, 1999

SENATE BILL No. 205

DIGEST OF SB 205 (Updated January 26, 1999 2:39 pm - DI 51)

Citations Affected: IC 4-6; IC 33-15.

Synopsis: Residency of state officers. Eliminates the requirement that:
(1) the clerk of the Indiana supreme court reside in Indianapolis; and
(2) the attorney general reside in Indianapolis.

Effective: January 1, 1999 (retroactive).

Merritt

January 6, 1999, read first time and referred to Committee on Governmental and Regulatory Affairs.
January 21, 1999, reported favorably — Do Pass.
January 26, 1999, read second time, amended, ordered engrossed.

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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.

SENATE BILL No. 205

A BILL FOR AN ACT to amend the Indiana Code concerning state and court offices.

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

- 1 SECTION 1. IC 4-6-2-3 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JANUARY 1, 1999 (RETROACTIVE)]: Sec. 3. The
3 attorney general shall ~~reside at Indianapolis, and he shall~~ keep his
4 office in the statehouse; and he shall, on all business days, during
5 business hours, be at said office, in person or by deputy, unless
6 engaged in court or elsewhere in the service of the state.
- 7 SECTION 2. IC 33-15-1-2 IS AMENDED TO READ AS
8 FOLLOWS [EFFECTIVE JANUARY 1, 1999 (RETROACTIVE)]:
9 Sec. 2. The clerk of the supreme court shall do the following:
- 10 (1) ~~Reside;~~ and Keep the clerk's office open, in a building
11 provided for that purpose by the state, at the seat of government,
12 from 9 a.m. until 4 p.m. of every day in the year, Sundays and
13 Independence Day excepted.
- 14 (2) Procure and preserve in the office all records and other books
15 and stationery required by the court.
- 16 (3) Attend, in person or by deputy, the terms of the court.
- 17 (4) Administer all oaths authorized by law.

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- 1 (5) Sign and seal, with the seal, and issue all process required to
- 2 be issued from the court, under the clerk's hand.
- 3 (6) Endorse the time of filing books, records, or writings required
- 4 to be filed or deposited in the clerk's office.
- 5 (7) Make a complete record of all causes finally determined in
- 6 such court, except the transcript of the court below.
- 7 **SECTION 3. An emergency is declared for this act.**

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COMMITTEE REPORT

Mr. President: The Senate Committee on Governmental and Regulatory Affairs, to which was referred Senate Bill No. 205, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 205 as introduced.)

MERRITT, Chairperson

Committee Vote: Yeas 8, Nays 0.

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SENATE MOTION

Mr. President: I move that Senate Bill 205 be amended to read as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning state and court offices.

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

“SECTION 1. IC 4-6-2-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 1999 (RETROACTIVE)]: Sec. 3. The attorney general shall ~~reside at Indianapolis, and he shall~~ keep his office in the statehouse; and he shall, on all business days, during business hours, be at said office, in person or by deputy, unless engaged in court or elsewhere in the service of the state.”.

Renumber all SECTIONS consecutively.

(Reference is to SB 205 as printed January 22, 1999.)

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