

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 1999 General Assembly.

## HOUSE ENROLLED ACT No. 1279

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AN ACT to amend the Indiana Code concerning courts and court officers and family and juvenile law.

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

SECTION 1. IC 33-2.1-12-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 5. (a) The program must provide financial assistance in the form of an annual ~~living expense~~ stipend for those students who successfully complete the course of study and become certified graduates of the program.

(b) To be eligible for the annual stipend, certified graduates must be admitted to an Indiana law school, enroll on a full-time basis, and maintain good academic standing. **However, for good cause and to advance the purposes of the program, the advisory committee may waive the requirement that a certified graduate must enroll on a full-time basis.**

(c) The stipend may be awarded for up to three (3) successive academic years, if the student remains eligible. **However, for good cause, the advisory committee may approve the award of a stipend to a student for more than three (3) successive academic years if:**

- (1) the student requires more than three (3) successive academic years to earn a law degree; and
- (2) the total amount of the stipend that is awarded to the student does not exceed the amount the student would have been awarded if the student had been enrolled:
  - (A) on a full-time basis; and



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**(B) for up to three (3) successive academic years.**

SECTION 2. P.L. 199-1997, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 1, 2000]: SECTION 7. (a) This SECTION applies to the circuit and superior courts of a county having a population of more than three hundred thousand (300,000) but less than four hundred thousand (400,000) in which dissolution of marriage actions are filed.

(b) Notwithstanding IC 33-19-5-4, if a county meets the requirements of this SECTION, the clerk of the court shall collect from the party filing a dissolution of marriage action under IC 31 after December 31, 1997, a civil costs fee of one hundred twenty dollars (\$120). Within thirty (30) days after the clerk collects a fee, the clerk shall forward to the county auditor the difference between the fees collected under this subsection and the fees that would have been collected under IC 33-19-5-4. The county auditor shall deposit the fees forwarded by the clerk under this subsection into the alternative dispute resolution fund of the court for which the fees were collected.

(c) There is established an alternative dispute resolution fund for the circuit court and an alternative dispute resolution fund for the superior court. The exclusive source of money for each fund shall be the fees collected under subsection (b) for the circuit or superior court, respectively. The funds shall be used to foster alternative dispute resolution, including mediation, reconciliation, and parental counseling. Litigants referred by the court to services covered by the fund shall be required to make a copayment for the services in an amount determined by the court. The funds shall be administered by the circuit or superior court, respectively. Money in each fund at the end of a fiscal year does not revert to the county general fund, but remains in the fund for the uses specified in this subsection.

(d) A county desiring to participate in the program under this SECTION must submit ~~a~~ **an initial** plan to the Indiana judicial conference not later than September 30, 1997. The plan must include information concerning how the county proposes to carry out the purposes of the alternative dispute resolution fund as set out in subsection (c). The judicial conference shall determine from the plan submitted under this subsection whether to approve the county's participation in the program. **The county may amend the plan submitted under this subsection at any time with the approval of the judicial conference.** The judicial conference may request such additional information from the county as necessary to assist in a determination under this subsection.

(e) A county that participates in the program under this SECTION

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shall submit a report to the Indiana judicial conference not later than December 31, 1999, summarizing the results of the program **through 1999. The county shall submit a final report to the Indiana judicial conference not later than December 31, 2001.**

(f) This SECTION expires July 1, ~~2000~~: **2002.**

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

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Speaker of the House of Representatives

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President of the Senate

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President Pro Tempore

Approved: \_\_\_\_\_

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Governor of the State of Indiana

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HEA 1279 — Concur+

