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# HOUSE BILL No. 1182

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 33-5-44.1; IC 33-10.5-1.

**Synopsis:** Conversion of courts in Vigo County. Eliminates two county courts in Vigo County. Adds two superior courts in Vigo County and gives each court a small claims and misdemeanor division. Repeals an obsolete transitional position. (The introduced version of this bill was prepared by the commission on courts.)

**Effective:** July 1, 2000; January 1, 2001.

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January 10, 2000, read first time and referred to Committee on Courts and Criminal Code.

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Second Regular Session 111th General Assembly (2000)

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.

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# HOUSE BILL No. 1182



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 33-5-44.1-1 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 1. There is hereby  
3 established a superior court in Vigo County, Indiana, which court shall  
4 consist of ~~two (2)~~ **four (4)** judges who shall hold their office for six (6)  
5 years if they behave well and until their successors have been elected  
6 and qualified. In addition to the ~~two (2)~~ **four (4)** judges, the judge of  
7 the Vigo circuit court may sit as a judge of said Vigo superior court as  
8 ~~hereinafter~~ provided in this chapter.

9 SECTION 2. IC 33-5-44.1-28 IS ADDED TO THE INDIANA  
10 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
11 [EFFECTIVE JULY 1, 2000]: **Sec. 28. Vigo superior court has a**  
12 **standard small claims and misdemeanor division.**

13 SECTION 3. IC 33-10.5-1-6 (CURRENT VERSION) IS  
14 AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2000]:  
15 Sec. 6. The county courts of the following counties each have two (2)  
16 judges:  
17 Madison County.



1 Tippecanoe County.

2 ~~Vigo County.~~

3 SECTION 4. IC 33-10.5-1-6, AS AMENDED BY P.L.196-1999,  
4 SECTION 60, (DELAYED VERSION) IS AMENDED TO READ AS  
5 FOLLOWS [EFFECTIVE JANUARY 1, 2001]: Sec. 6. The county  
6 courts court of the following counties each have **Madison County** has  
7 two (2) judges.

8 ~~Madison County.~~

9 ~~Vigo County.~~

10 SECTION 5. IC 33-5-44.1-27 IS REPEALED [EFFECTIVE JULY  
11 1, 2000].

12 SECTION 6. [EFFECTIVE JULY 1, 2000] (a) **At midnight, June  
13 30, 2000, Vigo county court No. 4 is abolished.**

14 (b) **Any case pending in Vigo county court No. 4 after the close  
15 of business on June 30, 2000, is transferred on July 1, 2000, to Vigo  
16 superior court No. 4, established by IC 33-5-44.1-1, as amended by  
17 this act. All cases transferred under this SECTION that are eligible  
18 to be heard by the standard small claims and misdemeanor division  
19 shall be transferred to the standard small claims and misdemeanor  
20 division of the court in accordance with the venue requirements  
21 prescribed in Rule 75 of the Indiana Rules of Trial Procedure. A  
22 case transferred under this SECTION shall be treated as if the case  
23 were filed in Vigo superior court No. 4.**

24 (c) **On July 1, 2000, all property and obligations of Vigo county  
25 court No. 4 become the property and obligations of Vigo superior  
26 court No. 4.**

27 (d) **The initial judge of Vigo superior court No. 4 added by  
28 IC 33-5-44.1-1, as amended by this act, shall be the person who is  
29 the Vigo county court No. 4 judge on June 30, 2000. The term of  
30 the initial judge begins July 1, 2000, and ends December 31, 2002.  
31 The initial election of a judge for Vigo superior court No. 4, added  
32 by IC 33-5-44.1-1, as amended by this act, shall be the general  
33 election conducted on November 5, 2002. The term of the initial  
34 elected judge begins January 1, 2003.**

35 (e) **This SECTION expires January 1, 2004.**

36 SECTION 7. [EFFECTIVE JULY 1, 2000] (a) **At midnight, June  
37 30, 2000, Vigo county court No. 5 is abolished.**

38 (b) **Any case pending in Vigo county court No. 5 after the close  
39 of business on June 30, 2000, is transferred on July 1, 2000, to Vigo  
40 superior court No. 5, established by IC 33-5-44.1-1, as amended by  
41 this act. All cases transferred under this SECTION that are eligible  
42 to be heard by the standard small claims and misdemeanor division**



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1 shall be transferred to the standard small claims and misdemeanor  
2 division of the court in accordance with the venue requirements  
3 prescribed in Rule 75 of the Indiana Rules of Trial Procedure. A  
4 case transferred under this SECTION shall be treated as if the case  
5 were filed in Vigo superior court No. 5.

6 (c) On July 1, 2000, all property and obligations of Vigo county  
7 court No. 5 become the property and obligations of Vigo superior  
8 court No. 5.

9 (d) The initial judge of Vigo superior court No. 5 added by  
10 IC 33-5-44.1-1, as amended by this act, shall be the person who is  
11 the Vigo county court No. 5 judge on June 30, 2000. The term of  
12 the initial judge begins July 1, 2000, and ends December 31, 2002.  
13 The initial election of a judge for Vigo superior court No. 5, added  
14 by IC 33-5-44.1-1, as amended by this act, shall be the general  
15 election conducted on November 5, 2002. The term of the initial  
16 elected judge begins January 1, 2003.

17 (e) This SECTION expires January 1, 2004.

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