

# HOUSE BILL No. 1834

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 9-30-11-3; IC 33-37-4-6.

**Synopsis:** Parking tickets and small claims costs fees. Provides that the clerk of an ordinance violations bureau may send a notice to a person informing the person of the potential for suspension of the person's motor vehicle registration based upon the failure of the person to pay judgments for multiple violations of parking ordinances. Exempts municipalities from paying the small claims costs fee.

**Effective:** July 1, 2005.

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**Austin, Ayres**

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January 25, 2005, read first time and referred to Committee on Roads and Transportation.

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Introduced

First Regular Session 114th General Assembly (2005)

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 2004 Regular Session of the General Assembly.

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## HOUSE BILL No. 1834



A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

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

1 SECTION 1. IC 9-30-11-3 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 3. If it appears from the  
3 records of a court **or an ordinance violations bureau** that has  
4 jurisdiction to enforce ordinances that regulate parking violations that  
5 three (3) judgments concerning a motor vehicle have not been paid  
6 before the deadlines established by a statute, an ordinance, or a court  
7 order, the clerk of the court **or the clerk of the ordinance violations**  
8 **bureau** shall send a notice to the person who is the registered owner of  
9 the motor vehicle. The notice must inform the person of the following:

10 (1) That the clerk will send a referral to the bureau if the  
11 judgments are not paid within thirty (30) days after a notice was  
12 mailed.

13 (2) That the referral will result in the suspension of the motor  
14 vehicle's registration if the judgments are not paid.

15 SECTION 2. IC 33-37-4-6, AS AMENDED BY P.L.85-2004,  
16 SECTION 21, AND AS AMENDED BY P.L.95-2004, SECTION 9, IS  
17 CORRECTED AND AMENDED TO READ AS FOLLOWS



1 [EFFECTIVE JULY 1, 2005]: Sec. 6. (a) For each small claims action,  
2 the clerk shall collect from the party filing the action both of the  
3 following fees:

- 4 (1) A small claims costs fee of thirty-five dollars (\$35).
- 5 (2) A small claims service fee of five dollars (\$5) for each  
6 defendant named or added in the small claims action.

7 However, a clerk may not collect a small claims costs fee or small  
8 claims service fee for a small claims action filed by or on behalf of the  
9 **following:**

- 10 (1) **The attorney general.**
- 11 (2) **A municipality.**

12 (b) In addition to a small claims costs fee and small claims service  
13 fee collected under this section, the clerk shall collect the following  
14 fees, if they are required under IC 33-37-5:

- 15 (1) A document fee (IC 33-37-5-1, IC 33-37-5-3, or  
16 IC 33-37-5-4).
- 17 (2) A document storage fee (IC 33-37-5-20).
- 18 (3) An automated record keeping fee (IC 33-37-5-21).
- 19 (4) *A judicial administration fee ~~under~~ (IC 33-37-5-21.2).*
- 20 ~~(5) A judicial insurance adjustment fee ~~under~~ (IC 33-37-5-25).~~
- 21 ~~(c) This section applies after June 30, 2005.~~

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