

SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1001 be amended to read as follows:

- 1 Page 242, between lines 26 and 27, begin a new paragraph and
2 insert:
3 "SECTION 235. IC 33-24-6-3, AS AMENDED BY P.L.1-2010,
4 SECTION 132, IS AMENDED TO READ AS FOLLOWS
5 [EFFECTIVE JULY 1, 2011]: Sec. 3. (a) The division of state court
6 administration shall do the following:
7 (1) Examine the administrative and business methods and systems
8 employed in the offices of the clerks of court and other offices
9 related to and serving the courts and make recommendations for
10 necessary improvement.
11 (2) Collect and compile statistical data and other information on
12 the judicial work of the courts in Indiana. All justices of the
13 supreme court, judges of the court of appeals, judges of all trial
14 courts, and any city or town courts, whether having general or
15 special jurisdiction, court clerks, court reporters, and other
16 officers and employees of the courts shall, upon notice by the
17 executive director and in compliance with procedures prescribed
18 by the executive director, furnish the executive director the
19 information as is requested concerning the nature and volume of
20 judicial business. The information must include the following:
21 (A) The volume, condition, and type of business conducted by
22 the courts.
23 (B) The methods of procedure in the courts.
24 (C) The work accomplished by the courts.
25 (D) The receipt and expenditure of public money by and for
26 the operation of the courts.
27 (E) The methods of disposition or termination of cases.
28 (3) Prepare and publish reports, not less than one (1) or more than
29 two (2) times per year, on the nature and volume of judicial work
30 performed by the courts as determined by the information

- 1 required in subdivision (2).
- 2 (4) Serve the judicial nominating commission and the judicial
3 qualifications commission in the performance by the commissions
4 of their statutory and constitutional functions.
- 5 (5) Administer the civil legal aid fund as required by IC 33-24-12.
- 6 (6) Administer the judicial technology and automation project
7 fund established by section 12 of this chapter.
- 8 (7) Develop a standard protocol for the exchange of information,
9 by not later than December 31, 2009:
- 10 (A) between the protective order registry, established by
11 IC 5-2-9-5.5, and county court case management systems;
- 12 (B) at the option of the county prosecuting attorney, for:
- 13 (i) a prosecuting attorney's case management system;
- 14 (ii) a county court case management system; and
- 15 (iii) a county court case management system developed and
16 operated by the division of state court administration;
17 to interface with the electronic traffic tickets, as defined by
18 IC 9-30-3-2.5; and
- 19 (C) between county court case management systems and the
20 case management system developed and operated by the
21 division of state court administration.
- 22 (8) Establish and administer an electronic system for receiving
23 information that relates to certain individuals who may be
24 prohibited from possessing a firearm and transmitting this
25 information to the Federal Bureau of Investigation for inclusion
26 in the NICS.
- 27 **(9) Before January 1, 2012, develop standard protocols:**
- 28 **(A) for sharing and exchanging public information**
29 **between the protective order registry established by**
30 **IC 5-2-9-5.5 and county court case management systems;**
- 31 **(B) at the option of the county prosecuting attorney, for**
32 **making:**
- 33 **(i) a prosecuting attorney's case management system;**
- 34 **(ii) a county court case management system; and**
- 35 **(iii) a county court case management system developed**
36 **and operated by the division of state court**
37 **administration;**
38 **compatible with electronic traffic tickets, as defined by**
39 **IC 9-30-3-2.5; and**
- 40 **(C) for sharing and exchanging public information**
41 **between county court case management systems and the**
42 **case management system developed and operated by the**
43 **division of state court administration.**
- 44 (b) All forms to be used in gathering data must be approved by the
45 supreme court and shall be distributed to all judges and clerks before
46 the start of each period for which reports are required.

- 1 **(c) The division of state court administration may not:**
2 **(1) deny a person access to any public records that the**
3 **division maintains or keeps as part of the judicial technology**
4 **and automation project;**
5 **(2) adopt a rule or policy that limits public access or imposes**
6 **any restriction on public records that are maintained by the**
7 **county clerk;**
8 **(3) require a county clerk to use a particular case**
9 **management system; or**
10 **(4) deny a county clerk the ability to change case management**
11 **systems.**
12 ~~(c)~~ **(d) The division may adopt rules to implement this section."**
13 Renumber all SECTIONS consecutively.
 (Reference is to EHB 1001 as printed April 19, 2011.)

Senator BOOTS