

Second Regular Session 117th General Assembly (2012)

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 2011 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1092

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

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

SECTION 1. IC 33-33-41-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 3. (a) There are established ~~three (3)~~ **four (4)** courts of record to be known as the Johnson superior court No. 1, Johnson superior court No. 2, ~~and~~ Johnson superior court No. 3, **and Johnson superior court No. 4.**

(b) Except as otherwise provided in this chapter, each Johnson superior court is a standard superior court as described in IC 33-29-1.

(c) Johnson County comprises the judicial district of each court.

SECTION 2. IC 33-33-41-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 4. (a) The Johnson superior court No. 1 and Johnson superior court No. 2 each have one (1) judge who shall hold sessions in the Johnson County courthouse in Franklin.

(b) The Johnson superior court No. 3 ~~has~~ **and Johnson superior court No. 4 each have** one (1) judge who shall hold sessions in a place to be determined and provided by the board of county commissioners of Johnson County.

SECTION 3. IC 33-33-41-4.1 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: **Sec. 4.1. (a) Notwithstanding sections 3 and 4 of this chapter, the Johnson superior court No. 4 is not**

HEA 1092 — CC 1+



C
O
P
Y

established until January 1, 2015.

(b) The initial election of the judge of the Johnson superior court No. 4 added by section 3 of this chapter is the general election on November 4, 2014. The term of the initially elected judge begins January 1, 2015.

(c) Notwithstanding IC 33-38-5, the part of the total salary and benefits that would otherwise be paid by the state for the judge of the new Johnson superior court No. 4 may not be paid by the auditor of state until the auditor of state receives a resolution of the board of county commissioners of Johnson County that sets forth the board's determination that a building in existence on January 1, 2012, has been rehabilitated and is ready as a place for the court added by section 3 of this chapter to hold sessions.

SECTION 4. IC 33-35-2-6.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: **Sec. 6.5. A city court in a city having a population of more than ten thousand five hundred (10,500) but less than eleven thousand (11,000) has concurrent jurisdiction with the circuit court in civil cases in which the amount in controversy does not exceed one thousand five hundred dollars (\$1,500). However, the city court does not have jurisdiction in actions for:**

- (1) slander;
- (2) libel;
- (3) foreclosure of mortgage on real estate, in which the title to real estate is in issue;
- (4) matters relating to a decedent's estate, appointment of guardians, and all related matters; and
- (5) actions in equity

C
o
p
y



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

C
o
p
y

HEA 1092 — CC 1+

