

IC 33-30-2 Version b

Chapter 2. Establishment and Organization

Note: This version of chapter effective until 1-1-2012. See also preceding repeal of this article, effective 1-1-2012.

IC 33-30-2-1 Version b

Abolishment of county courts

Note: This version of section effective until 1-1-2012. See also preceding repeal of this article, effective 1-1-2012.

Sec. 1. A county court is abolished if:

- (1) IC 33-33 provides a small claims docket of the circuit court;
- (2) IC 33-33 provides a small claims docket of the superior court; or
- (3) IC 33-34 provides a small claims court;

for the county in which the county court was established.

As added by P.L.98-2004, SEC.9. Amended by P.L.2-2005, SEC.88; P.L.237-2005, SEC.1; P.L.234-2007, SEC.216; P.L.127-2008, SEC.7.

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Lake County

Note: This version of section effective until 1-1-2012. See also preceding repeal of this article, effective 1-1-2012.

Sec. 2. Lake County does not have a county court. However, the county division of the superior court of Lake County shall maintain the dockets described in IC 33-30-5-2.

As added by P.L.98-2004, SEC.9. Amended by P.L.2-2005, SEC.89; P.L.1-2007, SEC.215.

IC 33-30-2-3 Version b

Judge

Note: This version of section effective until 1-1-2012. See also preceding repeal of this article, effective 1-1-2012.

Sec. 3. Each county court has one (1) judge except as otherwise provided in this chapter.

As added by P.L.98-2004, SEC.9.

IC 33-30-2-4

Repealed

(Repealed by P.L.127-2008, SEC.21.)

IC 33-30-2-5 Version b

Divisions

Note: This version of section effective until 1-1-2012. See also preceding repeal of this article, effective 1-1-2012.

Sec. 5. There must be one (1) division for each judge of the county court. Each division must include the entire county or counties the judge normally serves.

As added by P.L.98-2004, SEC.9.

IC 33-30-2-6 Version b

Organizational plan

Note: This version of section effective until 1-1-2012. See also preceding repeal of this article, effective 1-1-2012.

Sec. 6. (a) The judge shall formulate an organizational plan for the efficient operation of the judge's court. The organizational plan must include provisions to facilitate the speedy disposition of cases involving motorists charged with the violation of state traffic laws.

(b) The organizational plan must provide for a system of posting bond in traffic cases by designating the places where bond may be posted with due consideration given to factors of convenience to both law enforcement officers and alleged offenders.

(c) To facilitate the speedy disposition of cases involving traffic violations, the organizational plan must provide for a standard traffic violations bureau for the county court under IC 34-28-5-7 through IC 34-28-5-10. The plan must ensure that the defendant is advised of all rights. A judge serving more than one (1) county shall establish a traffic violations bureau in each county.

As added by P.L.98-2004, SEC.9.

IC 33-30-2-7 Version b

Judicial powers

Note: This version of section effective until 1-1-2012. See also preceding repeal of this article, effective 1-1-2012.

Sec. 7. (a) A judge of a county court may adopt rules and regulations for conducting the business of the court.

(b) The judge of the county court may do the following:

- (1) Perform marriages.
- (2) Issue warrants.
- (3) Issue and direct a process necessary in exercising the court's jurisdiction.
- (4) Make proper judgments, sentences, decrees, and orders.
- (5) Issue process.
- (6) Perform acts necessary and proper to carry out the provisions of this article.

(c) The judge of the county court has the same power as the judge of a circuit court concerning the following:

- (1) The attendance of witnesses.
- (2) The punishment of contempts and the enforcement of the judge's orders.
- (3) The administration of oaths.
- (4) The issuance of necessary certificates for the authentication of the records and proceedings of the court.

As added by P.L.98-2004, SEC.9.

IC 33-30-2-8 Version b

Terms of court; vacation of judges

Note: This version of section effective until 1-1-2012. See also preceding repeal of this article, effective 1-1-2012.

Sec. 8. (a) A county court shall meet in continuous session.

(b) A vacation of one (1) month per year shall be provided for the judge of the county court. The judge of the county court shall coordinate the judge's schedule so that great inconvenience is not caused to a person seeking the services of the court during the vacation period.

(c) The judge may appoint a judge pro tem to handle the court's judicial business during the judge's vacation or for any period the judge considers necessary. The sitting of a judge pro tem may not become a standard practice of the court.

As added by P.L.98-2004, SEC.9.

IC 33-30-2-9 Version b

Seal

Note: This version of section effective until 1-1-2012. See also preceding repeal of this article, effective 1-1-2012.

Sec. 9. A county court shall have a seal consisting of a circular disk containing the words, " _____ (insert name of county) County Court of the State of Indiana". If a judge normally serves more than one (1) county, there shall be a separate seal for each county.

As added by P.L.98-2004, SEC.9.