

### **IC 33-33-27.3**

Chapter 27.3. Grant County Superior Court No. 3

#### **IC 33-33-27.3-1**

##### **Application**

Sec. 1. IC 33-29-1 does not apply to this chapter.  
*As added by P.L.98-2004, SEC.12.*

#### **IC 33-33-27.3-2**

##### **Establishment; seal; judicial district**

Sec. 2. (a) There is established a court of record to be known as the Grant superior court No. 3 (referred to as "the court" in this chapter).

(b) The court may have a seal containing the words "Grant Superior Court No. 3, Grant County, Indiana".

(c) Grant County comprises the judicial district of the court.  
*As added by P.L.98-2004, SEC.12.*

#### **IC 33-33-27.3-3**

##### **Judge; election; term; qualifications**

Sec. 3. (a) The court has one (1) judge who shall be elected at the general election every six (6) years in Grant County. The judge's term begins January 1 following the election and ends December 31 following the election of the judge's successor.

(b) To be eligible to hold office as a judge of the court, a person must be:

(1) a resident of Grant County; and

(2) admitted to the practice of law in Indiana.

*As added by P.L.98-2004, SEC.12. Amended by P.L.161-2011, SEC.4; P.L.201-2011, SEC.49.*

#### **IC 33-33-27.3-4 Version a**

##### **Jurisdiction**

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

Sec. 4. The court has the same jurisdiction as the Grant circuit court.

*As added by P.L.98-2004, SEC.12.*

#### **IC 33-33-27.3-4 Version b**

##### **Repealed**

*(Repealed by P.L.201-2011, SEC.115.)*

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

#### **IC 33-33-27.3-5**

##### **Judicial powers**

Sec. 5. The judge of the court:

(1) has the same powers relating to the conduct of the business of the court as the judges of the Grant circuit court, Grant

superior court, and Grant superior court No. 2; and  
(2) may administer oaths, solemnize marriages, and take and certify acknowledgments of deeds.

*As added by P.L.98-2004, SEC.12.*

#### **IC 33-33-27.3-6**

##### **Bailiff and court reporter**

Sec. 6. (a) The judge of the court shall appoint a bailiff and an official court reporter for the court.

(b) The salaries of the bailiff and the official court reporter shall be:

- (1) fixed in the same manner as the salaries of the bailiff and official court reporter for the Grant circuit court, Grant superior court, and Grant superior court No. 2; and
- (2) paid monthly out of the treasury of Grant County as provided by law.

*As added by P.L.98-2004, SEC.12.*

#### **IC 33-33-27.3-7**

##### **Books and dockets of court**

Sec. 7. The clerk of the court, under the direction of the judge of the court, shall provide:

- (1) order books;
- (2) judgment dockets;
- (3) execution dockets;
- (4) fee books; and
- (5) other books for the court;

that shall be kept separately from the books and papers of other courts.

*As added by P.L.98-2004, SEC.12.*

#### **IC 33-33-27.3-8**

##### **Location of court sessions**

Sec. 8. (a) The court shall hold its sessions in:

- (1) the Grant County courthouse in Marion; or
- (2) other places in the county that the Grant County executive provides.

(b) The Grant County executive shall provide and maintain a suitable courtroom and other rooms and facilities, including furniture and equipment, as may be necessary.

(c) The Grant County fiscal body shall appropriate sufficient funds for the provision and maintenance of the rooms and facilities.

*As added by P.L.98-2004, SEC.12.*

#### **IC 33-33-27.3-9**

##### **Repealed**

*(Repealed by P.L.118-2007, SEC.38.)*

#### **IC 33-33-27.3-10**

##### **Transfer of actions and proceedings**

Sec. 10. (a) The judge of the Grant circuit court, Grant superior court, or Grant superior court No. 2 may, with the consent of the judge of the court, transfer any action or proceeding from the Grant circuit court, Grant superior court, or Grant superior court No. 2 to the court.

(b) The judge of the court may, with the consent of the judge of the Grant circuit court, Grant superior court, or Grant superior court No. 2, transfer any action or proceeding from the court to the Grant circuit court, Grant superior court, or Grant superior court No. 2.  
*As added by P.L.98-2004, SEC.12.*

### **IC 33-33-27.3-11**

#### **Sitting of judges**

Sec. 11. (a) The judge of the Grant circuit court, Grant superior court, or Grant superior court No. 2 may, with the consent of the judge of the court, sit as judge of the court in any matter as if an elected judge of the court.

(b) The judge of the court may, with the consent of the judge of the Grant circuit court, Grant superior court, or Grant superior court No. 2, sit as a judge of the Grant circuit court, Grant superior court, or Grant superior court No. 2 in any matter as if an elected judge of the Grant circuit court, Grant superior court, or Grant superior court No. 2.

*As added by P.L.98-2004, SEC.12.*

### **IC 33-33-27.3-12 Version a**

#### **Small claims and misdemeanor division**

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

Sec. 12. (a) The court has a standard small claims and misdemeanor division.

(b) Notwithstanding IC 33-29-2-4, the small claims docket has jurisdiction over the following:

(1) Civil actions in which the amount sought or value of the property sought to be recovered is not more than six thousand dollars (\$6,000). The plaintiff in a statement of claim or the defendant in a counterclaim may waive the excess of any claim that exceeds six thousand dollars (\$6,000) in order to bring the claim within the jurisdiction of the small claims docket.

(2) Possessory actions between landlord and tenant in which the rent due at the time the action is filed does not exceed six thousand dollars (\$6,000).

(3) Emergency possessory actions between a landlord and tenant under IC 32-31-6.

*As added by P.L.98-2004, SEC.12. Amended by P.L.1-2007, SEC.218.*

### **IC 33-33-27.3-12 Version b**

#### **Repealed**

*(Repealed by P.L.201-2011, SEC.115.)*

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