

IC 33-33-6

Chapter 6. Boone County

IC 33-33-6-0.2

Application of certain amendments to prior law

Sec. 0.2. The amendments made to IC 33-5-9-5 (before its repeal, now codified at section 7 of this chapter) by P.L.217-2001 apply to all proceedings pending under IC 31-34 on July 1, 2001, and to all proceedings commenced under IC 31-34 after June 30, 2001.

As added by P.L.220-2011, SEC.532.

IC 33-33-6-1

Judicial circuit

Sec. 1. Boone County constitutes the twentieth judicial circuit.

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

IC 33-33-6-2

Establishment of standard superior courts

Sec. 2. (a) There are established two (2) courts of record to be known as Boone superior court No. 1 and Boone superior court No. 2.

(b) Except as otherwise provided in this chapter, both superior courts are standard superior courts as described in IC 33-29-1.

(c) Boone County constitutes the judicial district of each superior court.

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

IC 33-33-6-3

Judges; location of court sessions

Sec. 3. Each Boone superior court has one (1) judge who shall hold session in the Boone County courthouse in Lebanon.

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

IC 33-33-6-4

Transfer of cases

Sec. 4. A case filed in the Boone circuit court or one (1) of the Boone superior courts may not be transferred by a court to one (1) of the other courts except on written stipulation of all the parties to the cause, other than parties defaulted. The stipulation shall be filed in the cause.

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

IC 33-33-6-5 Version a

Lack of jurisdiction; transfer

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

Sec. 5. (a) If either Boone superior court does not have jurisdiction of any action or proceeding filed in the superior court or the Boone circuit court does not have jurisdiction of any action or proceeding filed in the circuit court but under this chapter the

jurisdiction is in one (1) of the other courts, the court in which the action or proceeding was filed shall certify the case and the papers to the proper court, which shall proceed as if the case were originally filed in the proper court. The transfer shall be made by order entered on the order book of the court transferring the action or proceeding and shall be docketed in the court to which it was transferred without a transcript.

(b) If any action, case, proceeding, or matter transferred under this section is taken on change of venue to the court of another county, or if the cause is appealed to the court of appeals or supreme court from any order, ruling, judgment, or decree, the clerk on request or praecipe of the party taking the change of venue or appeal shall make a certified transcript of the proceedings in each court, and the transcript has the same force and effect and gives the court to which it is taken on change of venue or appeal the same jurisdiction as though the transcript originally had been made when the actions, causes, cases, proceedings, and matters were transferred from one (1) court to the other.

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

IC 33-33-6-5 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 33-33-6-6

Repealed

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

IC 33-33-6-7 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. 7. (a) Subject to this section, the Boone superior courts have the same jurisdiction as the Boone circuit court.

(b) Only the circuit court has juvenile jurisdiction.

(c) Except as provided in IC 31-30-1-1, only Boone superior court No. 1 has probate jurisdiction.

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

IC 33-33-6-7 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 33-33-6-8 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. 8. The Boone superior court No. 2 has a standard small claims and misdemeanor division.

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

IC 33-33-6-8 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.