

### **IC 33-33-79.3**

#### **Chapter 79.3. Tippecanoe Superior Court No. 3**

### **IC 33-33-79.3-1**

#### **Application**

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

### **IC 33-33-79.3-2**

#### **Establishment of superior court; seal; judicial district**

Sec. 2. There is established a court of record to be known as the Tippecanoe superior court No. 3 (referred to as the court in this chapter). The court may have a seal containing the words "Tippecanoe Superior Court No. 3, Tippecanoe County, Indiana". Tippecanoe County comprises the judicial district of the court.  
*As added by P.L.98-2004, SEC.12.*

### **IC 33-33-79.3-3**

#### **Judge; election, term, and qualifications**

Sec. 3. (a) The court has one (1) judge, who shall be elected at the general election every six (6) years in Tippecanoe 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 judge of the court, a person must:

- (1) be a resident of Tippecanoe County; and
- (2) be admitted to the bar of Indiana.

*As added by P.L.98-2004, SEC.12. Amended by P.L.161-2011, SEC.15; P.L.201-2011, SEC.91.*

### **IC 33-33-79.3-4 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 Tippecanoe circuit court except that the court does not have probate jurisdiction.  
*As added by P.L.98-2004, SEC.12.*

### **IC 33-33-79.3-4 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#### **Repealed**

*(Repealed by P.L.201-2011, SEC.115.)*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 33-33-79.3-5**

#### **Power of judge same as circuit court judges**

Sec. 5. The judge of the court has the same powers relating to the conduct of the business of the court as the judge of the Tippecanoe circuit court. The judge of the court also may administer oaths, solemnize marriages, and take and certify acknowledgments of

deeds.

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

### **IC 33-33-79.3-6**

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

Sec. 6. The judge of the court shall appoint a bailiff and an official court reporter for the court. Their salaries shall be fixed in the same manner as the salaries of the bailiff and official court reporter for the Tippecanoe circuit court. Their salaries shall be paid monthly out of the treasury of Tippecanoe County as provided by law.

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

### **IC 33-33-79.3-7**

#### **Dockets; books and papers**

Sec. 7. The clerk of the court, under the direction of the judge of the court, shall provide order books, judgment dockets, execution dockets, fee books, and other books for the court, which shall be kept separately from the books and papers of other courts.

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

### **IC 33-33-79.3-8**

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

Sec. 8. The court shall hold its sessions in:

- (1) the Tippecanoe County courthouse in Lafayette; or
- (2) other places in the county as the Tippecanoe County executive may provide.

The county executive shall provide and maintain a suitable courtroom and other rooms and facilities, including furniture and equipment, as necessary. The Tippecanoe County fiscal body shall appropriate sufficient funds for the provision and maintenance of these rooms and facilities.

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

### **IC 33-33-79.3-9**

#### **Transfers of actions and proceedings**

Sec. 9. The judge of the Tippecanoe circuit court or Tippecanoe superior court No. 1 or No. 2 may, with the consent of the judge of the court, transfer any action or proceeding from the circuit court or superior court No. 1 or No. 2 to the court and the judge of the court may, with consent of the judge of the circuit or other superior court, transfer any action or proceeding from the court to the circuit or other superior court, if the action or proceeding could have been originally filed in the receiving court.

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

### **IC 33-33-79.3-10**

#### **Interchange of judges**

Sec. 10. The judge of the Tippecanoe circuit or other superior court may, with the consent of the judge of the court, sit as a judge

of the court in any matter as if an elected judge of the court. The judge of the court may, with the consent of the judge of the circuit or other superior court, sit as a judge of the circuit or other superior court in any matter as if an elected judge of the circuit or other superior court.

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

**IC 33-33-79.3-11**

**Repealed**

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

**IC 33-33-79.3-12**

**Rules for conducting business; local rules**

Sec. 12. The judge of the court may adopt rules for conducting the business of the court, consistent with the laws and court rules of Indiana. However, when adopting local rules to govern in all the courts of record in the county, the judges of the circuit and superior courts shall act in concert. If there is a disagreement, the decision of a majority of the judges controls. If there is a tie, the decision joined by the circuit court judge controls.

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