

## **IC 33-38-9**

Chapter 9. Judicial Conference of Indiana and the Indiana Judicial Center

### **IC 33-38-9-1**

#### **"Judicial conference" defined**

Sec. 1. As used in this chapter, "judicial conference" refers to the judicial conference of Indiana established by section 3 of this chapter.

*As added by P.L.98-2004, SEC.17.*

### **IC 33-38-9-2**

#### **"Trial court judges" defined**

Sec. 2. As used in section 4 of this chapter, "trial court judges" refers only to those trial court judges who are members of the judicial conference under section 3 of this chapter.

*As added by P.L.98-2004, SEC.17.*

### **IC 33-38-9-3**

#### **Judicial conference; membership**

Sec. 3. (a) The judicial conference of Indiana is established.

(b) The membership of the judicial conference consists of the following:

- (1) All justices of the supreme court.
- (2) All judges of the court of appeals.
- (3) The judge of the tax court.
- (4) All circuit, superior, and probate court judges.
- (5) All municipal court judges who are serving on a full-time basis.
- (6) Any retired judge who serves as a special judge and notifies the conference of the service.

(c) A full-time magistrate under IC 33-23-5 is a nonvoting member of the conference.

*As added by P.L.98-2004, SEC.17. Amended by P.L.201-2011, SEC.104.*

### **IC 33-38-9-4**

#### **Board of directors; members; chairperson; judicial center, executive director, and staff personnel**

Sec. 4. (a) The activities of the judicial conference shall be directed by a board of directors having the following members:

- (1) The chief justice of Indiana.
- (2) The chief judge of the court of appeals.
- (3) The president of the Indiana judges association.
- (4) The president of the Indiana council of juvenile court judges.
- (5) One (1) judge from each of the trial court districts established by the supreme court, elected for a term of two (2) years by the trial court judges of the district.
- (6) Five (5) trial court judges appointed for terms of one (1)

year by the chief justice of Indiana.

(b) The chief justice of Indiana shall serve as chairperson of the board of directors. The judicial conference, through the board of directors:

- (1) shall establish a staff agency to be designated the Indiana judicial center; and
- (2) may establish positions for an executive director, staff personnel, and other necessary personnel.

All personnel of the Indiana judicial center shall be appointed by the chief justice of Indiana, and their salaries shall be fixed by the supreme court, subject to appropriation by the general assembly.

*As added by P.L.98-2004, SEC.17.*

### **IC 33-38-9-5**

#### **Meetings of membership; committees; hearings; proposed legislation; review**

Sec. 5. (a) The entire membership of the judicial conference shall meet:

- (1) at least once a year at a time and place to be fixed by the board of directors; and
- (2) at other times as may be designated by the board of directors.

(b) The judicial conference may create committees either upon action of the board of directors or by majority vote of the members attending a meeting of the judicial conference. The judicial conference, the board of directors, or any committee of the judicial conference may hold hearings on any question related to the duties set out in section 6 of this chapter. A proposal for legislation relating to courts that is made by the judicial conference shall be presented to the division of state court administration for study and recommendation by the division before being presented to the general assembly.

*As added by P.L.98-2004, SEC.17.*

### **IC 33-38-9-6**

#### **Duties of conference**

Sec. 6. The judicial conference shall do the following:

- (1) Promote an exchange of experience and suggestions regarding the operation of Indiana's judicial system.
- (2) Promote the continuing education of judges.
- (3) Seek to promote a better understanding of the judiciary.
- (4) Act as administrator for probationers participating in the interstate compact for the supervision of parolees and probationers under IC 11-13-4-3.
- (5) Act as compact administrator for probationers participating in the interstate compact on juveniles under IC 11-13-4-3.

*As added by P.L.98-2004, SEC.17.*

### **IC 33-38-9-7**

#### **Attendance at meetings; per diem and travel allowances**

Sec. 7. All members, including full-time magistrates, shall attend and those invited to participate may attend the meetings of the judicial conference. Per diem and travel allowances authorized by law shall be paid to the members and full-time magistrates attending from the annual appropriation to the judicial conference.

*As added by P.L.98-2004, SEC.17.*

### **IC 33-38-9-8**

#### **Roster of in-state facilities providing child services in residential settings**

Sec. 8. (a) The Indiana judicial center shall maintain a roster of in-state facilities that have the expertise to provide child services (as defined in IC 31-9-2-17.8) in a residential setting to:

- (1) children in need of services (as described in IC 31-34-1); or
- (2) delinquent children (as described in IC 31-37-1 and IC 31-37-2).

(b) The roster under subsection (a) must include the information necessary to allow a court having juvenile jurisdiction to select an in-state placement of a child instead of placing the child in an out-of-state facility under IC 31-34 or IC 31-37. The roster must include at least the following information:

- (1) Name, address, and telephone number of each facility.
- (2) Owner and contact person for each facility.
- (3) Description of the child services that each facility provides and any limitations that the facility imposes on acceptance of a child placed by a juvenile court.
- (4) Number of children that each facility can serve on a residential basis.
- (5) Number of residential openings at each facility.

(c) The Indiana judicial center shall revise the information in the roster at least monthly.

(d) The Indiana judicial center shall make the information in the roster readily available to courts with juvenile jurisdiction.

*As added by P.L.98-2004, SEC.17. Amended by P.L.146-2008, SEC.677.*

### **IC 33-38-9-9**

#### **Administration of alcohol and drug services programs; certification of problem solving courts**

Sec. 9. The Indiana judicial center shall administer the following:

- (1) The alcohol and drug services program under IC 12-23-14.
- (2) The certification of problem solving courts under IC 33-23-16.

*As added by P.L.98-2004, SEC.17. Amended by P.L.60-2006, SEC.7; P.L.108-2010, SEC.6.*

### **IC 33-38-9-10**

#### **Reports**

Sec. 10. (a) Beginning in 2011, the Indiana judicial center shall submit a report to the commission on courts established by

IC 33-23-10-1 by July 1 of each year concerning the status of problem solving courts. Each report must contain the following information:

(1) The number of problem solving courts certified by the Indiana judicial center.

(2) The number of courts that have notified the Indiana judicial center of their intention to establish a problem solving court.

(3) The number of each type of problem solving court, as set forth in IC 33-23-16-11, that have been established, including courts certified under IC 33-23-16-11(8).

(4) The success rates of problem solving courts with specific examples of successes and failures.

(5) Legislative suggestions to improve the certification or operation of problem solving courts.

(b) The first report required by this section must be submitted not later than July 1, 2011.

(c) This section expires June 30, 2014.

*As added by P.L.108-2010, SEC.7.*