

IC 34-13

ARTICLE 13. CAUSES OF ACTION: CLAIMS AGAINST THE GOVERNMENT

IC 34-13-1

Chapter 1. Contract Claims Against the State

IC 34-13-1-0.2

Application of certain amendments to prior law

Sec. 0.2. (a) The amendments made to IC 34-4-16-6 (before its repeal, now codified at section 6 of this chapter) by P.L.149-1988 apply to the accrual of interest after June 30, 1988, on any part of a judgment that is unpaid after June 30, 1988, even if the judgment was rendered before July 1, 1988.

(b) The amendments made to IC 34-4-16-6 (before its repeal, now codified at section 6 of this chapter) by P.L.208-1993 apply to the accrual of interest after December 31, 1993, on any part of a judgment that is unpaid after December 31, 1993, even if the judgment was rendered before January 1, 1994.

As added by P.L.220-2011, SEC.549.

IC 34-13-1-1

Commencement of actions; limitations; trial by court

Sec. 1. (a) Any person having a claim against the state arising out of an express or implied contract may bring suit within ten (10) years after accrual of the claim.

(b) The claim brought under this section shall be tried to the court, not a jury.

As added by P.L.1-1998, SEC.8.

IC 34-13-1-2

Repealed

(Repealed by P.L.2-2005, SEC.131.)

IC 34-13-1-3

Exemption from chapter

Sec. 3. This chapter does not authorize any person to bring suit against the state of Indiana upon any obligation described in Article 10, Section 7 of the Constitution of the state of Indiana.

As added by P.L.1-1998, SEC.8.

IC 34-13-1-4

Attorney general; duties

Sec. 4. The attorney general, in person or by deputy, shall defend and represent the interests of the state in any action brought under this chapter (or IC 34-4-16 before its repeal).

As added by P.L.1-1998, SEC.8.

IC 34-13-1-5

Appeal to supreme court

Sec. 5. In all actions against the state, either party may appeal directly to the supreme court, under the same rules, regulations, and restrictions that govern in cases of appeals from the circuit courts of this state to the supreme court of the state in civil causes, except that the state may appeal without bond.

As added by P.L.1-1998, SEC.8.

IC 34-13-1-6

Judgments against state; interest rate; appropriation to pay judgment

Sec. 6. Whenever, by final decree or judgment, a sum of money is adjudged to be due any person from the state, an execution shall not issue but the judgment shall draw interest at an annual rate of six percent (6%) from the date of the adjournment of the next ensuing session of the general assembly until an appropriation is made by law for the payment and the judgment is paid.

As added by P.L.1-1998, SEC.8.

IC 34-13-1-7

Counsel to assist attorney general

Sec. 7. Whenever, in the opinion of the governor, the interests of the state require it, the governor may employ counsel to assist the attorney general in the defense of any suit brought against the state and may pay that counsel out of any funds at the governor's disposal appropriated for that purpose.

As added by P.L.1-1998, SEC.8.