

STATE BOARD OF ACCOUNTS
302 West Washington Street
Room E418
INDIANAPOLIS, INDIANA 46204-2769

AUDIT REPORT
OF
CLERK OF THE CIRCUIT COURT
MADISON COUNTY, INDIANA
January 1, 2011 to December 31, 2011



FILED
09/05/2012

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COUNTY OFFICIALS

<u>Office</u>	<u>Official</u>	<u>Term</u>
Clerk	Darlene Likens	01-01-11 to 12-31-14
President of the County Council	Larry Crenshaw William Michael Phipps	01-01-11 to 12-31-11 01-01-12 to 12-31-12
President of the Board of County Commissioners	John Richwine	01-01-11 to 12-31-12



STATE OF INDIANA
AN EQUAL OPPORTUNITY EMPLOYER

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TO: THE OFFICIALS OF MADISON COUNTY

We have audited the records of the Clerk of the Circuit Court for the period from January 1, 2011 to December 31, 2011, and certify that the records and accountability for cash and other assets are satisfactory to the best of our knowledge and belief, except as stated in the Audit Result and Comment. The financial transactions of this office are reflected in the Annual Report of Madison County for the year 2011.

STATE BOARD OF ACCOUNTS

July 12, 2012

CLERK OF THE CIRCUIT COURT
MADISON COUNTY
AUDIT RESULT AND COMMENT

CHANGE OF VENUE

As similarly stated in prior reports, most recently Report B39213, the County held court for change of venue cases; however, the County did not bill the other counties for the expenses incurred and paid. Therefore, no revenue was recognized in 2011 to offset the associated costs.

Indiana Code 34-35-5-1 states:

"In all cases, civil, criminal or otherwise, where there is a change of venue from one (1) county to another, the county in which the cause originated and from which the change of venue is taken shall pay to the county to which the change of venue is taken all expenses incurred by the county which the change of venue is taken."

The County Bulletin and Uniform Compliance Guidelines Volume No.353, October 2005 states:

"The chargeable items of expense to be audited and allowed by the court pursuant to IC 34-35-5-2 are:

1. Expense of keeping the prisoner, if any.
2. Expense of transporting the prisoner to or from any penal institution.
3. Any extraordinary expense for safekeeping the prisoner.
4. The fee set by the venue Court under IC 33-40-2-5 for pauper counsel, if counsel was appointed by the court.
5. Expense of mileage, meals, lodging and per diems paid for or to jurors.
6. The per diems paid jury commissioners for drawing any special venire.
7. \$5.00 for each day or part of a day a bailiff is engaged in assisting the court in the trial of the cause.
8. \$8.00 for each day or part of a day an official court reporter takes evidence or testimony before the judge or jury concerning the cause.
9. \$10.00 per day for each day of the trial for use of facilities and utilities.
10. Notifying the jury not to attend court after having been summoned, the sum of \$5.00.
11. The amount telephone or telegraph communications made or authorized by the court.
12. \$2.00 per calendar day for clerk attending a court when it is occupied with business concerning change of venue."

CLERK OF THE CIRCUIT COURT
MADISON COUNTY
EXIT CONFERENCE

The contents of this report were discussed on July 12, 2012 with Darlene Likens, Clerk of the Circuit Court; Joe Spencer, Deputy Clerk (Bookkeeper); and Leslie J. Connelly, Deputy Clerk (Support).