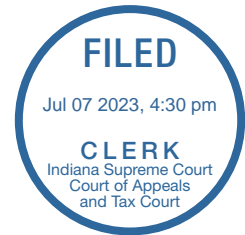


In the Indiana Supreme Court

Cause No. 23S-MS-10



Order Amending Administrative Rules

Under the authority vested in this Court to provide by rule for the procedures employed in all courts of this state and this Court's inherent authority to supervise the administration of all courts in this state, the Indiana Administrative Rules are amended as follows (deletions shown by ~~striketrough~~ and new text shown by underlining):

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Rule 4. Committees and Commissions

(A) Creation and Duties.

- (1) **Judicial Conference Committees.** Indiana Code section 33-38-9-5 permits the Judicial Conference of Indiana to create committees to carry out its business. As directed by the Judicial Conference Board of Directors, each committee shall complete its duties as assigned.
- (2) ~~Indiana Supreme Court~~ **Commission on Race and Gender Fairness.** The ~~Indiana Supreme Court~~ Commission on Race and Gender Fairness shall study the status of race and gender fairness in Indiana's justice system and shall investigate ways to improve race and gender fairness in the courts, legal system, among legal service providers, state and local government, and among public organizations. The Commission shall from time to time recommend to the Supreme Court the implementation of policies and procedures which promote these ends.
- (3) **Language Access Advisory Committee.** The Language Access Advisory Committee shall address the issue of providing effective, fair, and efficient language access in Indiana courts, and to present findings and recommendations to the ~~Indiana~~ Supreme Court on the best method to meet that challenge within Indiana's judicial system.
- (4) ~~Indiana Supreme Court~~ **Advisory Commission on Guardians ad Litem ("GAL")/Court Appointed Special Advocates ("CASA").** The Commission on GAL/CASA shall conduct a continuous study of the GAL/CASA services in Indiana and shall provide support and guidance to the ~~Indiana~~ Supreme Court on how best to provide GAL/CASA services. The Commission's charge includes but is not limited to providing a long-range strategy for promoting, expanding, and training child advocacy GAL/CASA programs. The Commission shall from time to time review the GAL/CASA Program Standards and Code of Ethics and make recommendations to the Supreme Court for their improvement.
- (5) **Child Welfare Improvement Committee.** The Child Welfare Improvement Committee shall examine ways to improve safety, timely permanency, and well-being outcomes for children and families involved in the child welfare system.

- (6) **Domestic Violence Advisory Committee.** The Domestic Violence Advisory Committee shall advise and make recommendations to the judicial branch regarding domestic violence issues in the state of Indiana.
- (7) **Records Access and Management Committee.** The Records Access and Management Committee shall conduct a continuous study of the practices, procedures, and systems for the maintenance, management, and retention of court records employed by the courts and offices serving the courts of this State. Such study shall include the best practices and policies with respect to online access to electronic court records, with consideration to the purposes articulated in Rules on Access to Court Records. The Committee shall submit to the Supreme Court ~~from time to time~~ recommendations for the modernization, improvement, and standardization of such practices, procedures, and systems. The Committee shall encourage suggestions from all interested parties and the public for the improvement of the Records Access and Management system employed by the courts and court agencies, as well as concerns or considerations with respect to the online access to court records. These recommendations shall be submitted in writing to the Indiana Office of Judicial Administration (IOJA).
- (8) **Innovation Committee.** The Innovation Committee shall conduct continuous research on justice reform, identify innovative strategies to improve judicial and legal process, and make recommendations to the Supreme Court for best practices surrounding Indiana’s judicial system. The Committee shall establish a permanent technology subcommittee and may establish ad hoc subcommittees.

(B) **Meetings and Compensation.** Each committee and commission ~~under this Rule~~ shall meet at the call of the chair and ~~shall~~ act by vote of a majority of the ~~present~~ members ~~present at a meeting~~. All members may receive mileage and reimbursement for reasonable expenses ~~necessary for the performance of any duty incidental to service on the committee or commission.~~

(C) **Members.** ~~Except as specified in subsections (C)(1)-(3),~~ Each committee or commission listed in this Rule shall consist of judicial officers and other members as appropriate, appointed by the Supreme Court. Members shall serve a three-year terms that begins on July 1 of the year of appointment, with a maximum of two terms. ~~Each member is limited to two terms, for a maximum of six (6) years of consecutive service.~~ The Chief Justice shall appoint one or more chairs for ~~the committee or commission, with~~ a term lasting for the remainder of their committee or commission appointment.

- (1) **Members of the ~~Indiana Supreme Court~~ Commission on Race and Gender Fairness.** The commission shall consist of ~~not less than ten (10) and not more than twenty five (25) members~~ representatives of the Indiana judiciary, the practicing bar, academia, state and local government, public organizations, law enforcement, and corrections. ~~The Chief Justice shall appoint one or more chairs for the commission.~~
- (2) **Members of the ~~Indiana Supreme Court~~ Advisory Commission on Guardians ad Litem (“GAL”)/Court Appointed Special Advocates (“CASA”).** The Commission shall consist of eighteen ~~(18)~~ members representative of the Indiana judiciary and directors of certified, volunteer-based GAL/CASA programs. The Commission shall include three GAL/CASA program directors and one member of the judiciary each from four regions of Indiana (North, South, East, and West) and two at-large members of the judiciary. ~~The Indiana Supreme Court shall appoint the members.~~ The Commission members shall elect a Chair, Vice-Chair, and other

officers at the first meeting of the year. The IOCS GAL/CASA Director shall serve as an ex officio member of the Commission.

(3) **Members of the Records Access and Management Committee.** The Records Access and Management Committee shall consist of ~~not more than fifteen (15) members representative of~~ the stakeholders responsible for the management and maintenance of, and access to, the records of the courts throughout the State of Indiana. ~~The members of the Records Access and Management Committee shall be appointed by the Supreme Court and shall serve at the pleasure of the Court. With the exception of the permanent members, each member shall serve a staggered term of three (3) years. A member may serve two (2) consecutive terms, plus any unexpired term of a previous member. A vacancy on the committee shall be filled by the Supreme Court for the unexpired term of the departing member.~~

(a) Permanent members shall consist of a member of the Supreme Court who shall serve as chair of the committee; the Executive Director of the Indiana Public Defender Commission; the Executive Director of the Prosecuting Attorneys Council; the Clerk of the Appellate Courts; and the Executive Director of the Office of and Counsel for Trial Court Technology.

(b) The remaining membership shall consist of ~~trial court level~~ judicial officers, circuit court clerks, court administrators, and ~~members of the practicing b~~Bar ~~with differing experience~~, including a bar member one with legal aid expertise.

(4) Members of the Innovation Committee. The Innovation Committee shall consist of representatives of the Indiana judiciary, the practicing bar, academia, state and local government, public organizations, and private enterprise.

(a) Permanent members shall consist of the Executive Director of the Indiana State Bar; the Executive Director of the Indiana Public Defender Council; the Executive Director of the Indiana Prosecuting Attorneys Council; or their designees.

(b) The Executive Director of the Office of Court Technology and the Chief Innovation Officer of IOJA shall serve as ex officio members of the committee.

(c) A member who is an appellate or trial court judge shall serve as chair of the technology subcommittee.

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This amendment is effective as of the date of this order.

Done at Indianapolis, Indiana, on 7/7/2023.



Loretta H. Rush
Chief Justice of Indiana

All Justices concur.