



January 28, 2021

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## HOUSE BILL No. 1112

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DIGEST OF HB 1112 (Updated January 27, 2021 5:06 pm - DI 140)

**Citations Affected:** IC 33-33.

**Synopsis:** Marion County magistrates. Allows the Marion County superior courts to appoint 27 full-time magistrates after December 31, 2021, not more than 14 of whom may be from the same political party.

**Effective:** July 1, 2021.

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### Speedy, Pryor, DeLaney

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January 7, 2021, read first time and referred to Committee on Courts and Criminal Code.  
January 28, 2021, reported — Do Pass. Referred to Committee on Ways and Means pursuant to Rule 127.

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HB 1112—LS 6371/DI 131





January 28, 2021

First Regular Session of the 122nd General Assembly (2021)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2020 Regular Session of the General Assembly.

## HOUSE BILL No. 1112

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A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 33-33-49-32, AS AMENDED BY P.L.53-2019,  
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2021]: Sec. 32. (a) In addition to the magistrate appointed  
4 under section 31 of this chapter, the judges of the superior court may,  
5 by a vote of a majority of the judges, appoint:  
6 (1) twelve (12) full-time magistrates under IC 33-23-5 after  
7 December 31, 2013, and until January 1, 2016, not more than six  
8 (6) of whom may be from the same political party;  
9 (2) sixteen (16) full-time magistrates under IC 33-23-5 after  
10 December 31, 2015, and until January 1, 2018, not more than  
11 eight (8) of whom may be from the same political party;  
12 (3) twenty (20) full-time magistrates under IC 33-23-5 after  
13 December 31, 2017, and until January 1, 2020, not more than ten  
14 (10) of whom may be from the same political party; ~~and~~  
15 (4) twenty-four (24) full-time magistrates under IC 33-23-5 after  
16 December 31, 2019, **and until January 1, 2022**, not more than  
17 twelve (12) of whom may be from the same political party; **and**

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1           **(5) twenty-seven (27) full-time magistrates under IC 33-23-5**  
2           **after December 31, 2021, not more than fourteen (14) of**  
3           **whom may be from the same political party.**  
4           (b) The magistrates continue in office until removed in accordance  
5           with local rule.  
6           (c) A party to a superior court proceeding that has been assigned to  
7           a magistrate appointed under this section may request that an elected  
8           judge of the superior court preside over the proceeding instead of the  
9           magistrate to whom the proceeding has been assigned. A request under  
10          this subsection must be in writing and must be filed with the court:  
11          (1) in a civil case, not later than:  
12              (A) ten (10) days after the pleadings are closed; or  
13              (B) thirty (30) days after the case is entered on the  
14              chronological case summary, in a case in which the defendant  
15              is not required to answer; or  
16          (2) in a criminal case, not later than ten (10) days after the  
17          omnibus date.  
18          Upon a timely request made under this subsection by either party, the  
19          magistrate to whom the proceeding has been assigned shall transfer the  
20          proceeding back to the superior court judge.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1112, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1112 as introduced.)

MCNAMARA

Committee Vote: Yeas 11, Nays 0

