



January 28, 2021

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## HOUSE BILL No. 1304

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DIGEST OF HB 1304 (Updated January 27, 2021 5:02 pm - DI 140)

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

**Synopsis:** Lake County magistrate. Allows the judge of the Lake superior court division No. 4 to appoint a magistrate to serve the Lake superior court division No. 4.

**Effective:** July 1, 2021.

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### Slager, Olthoff, Aylesworth

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January 14, 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 1304—LS 6643/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. 1304

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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 33-33-45-11 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 11. (a) The judge of  
3 division No. 1, division No. 2, ~~and~~ division No. 3, **and division No. 4**  
4 of the court may each appoint one (1) full-time magistrate under  
5 IC 33-23-5 to serve as the court requires. A magistrate appointed under  
6 this section:  
7 (1) must be a resident of the county; and  
8 (2) continues in office until removed by the judge that the  
9 magistrate serves.  
10 (b) The appointment of a magistrate under this section must be in  
11 writing.  
12 (c) The judge may specifically determine the duties of the  
13 magistrate within the limits established under IC 33-23-5.  
14 (d) The county executive shall provide and maintain suitable  
15 facilities for the use of the magistrate, including necessary furniture  
16 and equipment.  
17 (e) The court shall employ administrative staff necessary to support

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1 the functions of the magistrates.

2 (f) The county fiscal body shall appropriate sufficient funds for the  
3 provision of staff and facilities required under this section.

4 (g) A magistrate is entitled to annual compensation as established  
5 under IC 33-23-5-10. The state shall pay the salary set under  
6 IC 33-23-5-10.



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1304, 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 1304 as introduced.)

MCNAMARA

Committee Vote: Yeas 11, Nays 0

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