



February 16, 2023

HOUSE JOINT RESOLUTION No. 6

DIGEST OF HJ 6 (Updated February 15, 2023 3:46 pm - DI 106)

Citations Affected: Article 6, Section 6 of the Constitution of the State of Indiana.

Synopsis: Town and city court judges. Provides that the judge of a city or town court shall reside in: (1) the county in which the city or town court is located; or (2) the bordering Indiana county that is the closest Indiana county to the city or town in which the court is located. This proposed amendment has not been previously agreed to by a general assembly.

Effective: This proposed amendment must be agreed to by two consecutive general assemblies and ratified by a majority of the state's voters voting on the question to be effective.

Aylesworth, Negele, Jeter

January 19, 2023, read first time and referred to Committee on Courts and Criminal Code.
February 16, 2023, amended, reported — Do Pass.

HJ 6—HJ 9201/DI 149



February 16, 2023

First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

HOUSE JOINT RESOLUTION No. 6

A JOINT RESOLUTION proposing an amendment to Article 6, Section 6 of the Constitution of the State of Indiana concerning local officers and residency requirements.

Be it resolved by the General Assembly of the State of Indiana:

- 1 SECTION 1. The following amendment to the Constitution of the
2 State of Indiana is proposed and agreed to by this, the One Hundred
3 Twenty-Third General Assembly of the State of Indiana, and is referred
4 to the next General Assembly for reconsideration and agreement.
5 SECTION 2. ARTICLE 6, SECTION 6 OF THE CONSTITUTION
6 OF THE STATE OF INDIANA IS AMENDED TO READ AS
7 FOLLOWS: Section 6. (a) **Except as provided in subsection (b)**, all
8 county, township, and town officers, shall reside within their respective
9 counties, townships, and towns; and shall keep their respective offices
10 at such places therein, and perform such duties, as may be directed by
11 law.
12 (b) **The judge of a city or town court shall reside in:**

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- 1 **(1) the county in which the city or town court is located; or**
- 2 **(2) the bordering Indiana county that is the closest Indiana**
- 3 **county to the city or town in which the city or town court is**
- 4 **located, calculated by measuring the shortest distance from**
- 5 **the city or town limits to the county line.**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Joint Resolution 6, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said resolution be amended as follows:

Page 1, line 7, delete "All" and insert "**Except as provided in subsection (b), all**".

Page 1, delete lines 11 through 12, begin a new paragraph, and insert:

"(b) The judge of a city or town court shall reside in:

- (1) the county in which the city or town court is located; or**
- (2) the bordering Indiana county that is the closest Indiana county to the city or town in which the city or town court is located, calculated by measuring the shortest distance from the city or town limits to the county line."**

and when so amended that said resolution do pass.

(Reference is to HJR 6 as introduced.)

MCNAMARA

Committee Vote: yeas 10, nays 1.

