



March 18, 2021

ENGROSSED SENATE BILL No. 152

DIGEST OF SB 152 (Updated March 17, 2021 12:24 pm - DI 133)

Citations Affected: IC 33-33.

Synopsis: Delaware circuit courts. Removes the sixth circuit court in Delaware County.

Effective: July 1, 2021.

Gaskill, Brown L

(HOUSE SPONSORS — MCNAMARA, PRESCOTT, YOUNG J)

January 4, 2021, read first time and referred to Committee on Rules and Legislative Procedure.

February 8, 2021, amended; reassigned to Committee on Judiciary.

February 18, 2021, reported favorably — Do Pass.

February 22, 2021, read second time, ordered engrossed. Engrossed.

February 23, 2021, read third time, passed. Yeas 35, nays 13.

HOUSE ACTION

March 4, 2021, read first time and referred to Committee on Courts and Criminal Code.

March 18, 2021, reported — Do Pass.

ES 152—LS 6136/DI 13



March 18, 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.

ENGROSSED SENATE BILL No. 152

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 33-33-18-2, AS AMENDED BY P.L.138-2020,
2 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2021]: Sec. 2. (a) The Delaware circuit court is a court of
4 general jurisdiction with ~~six (6)~~ **five (5)** judges. The divisions of the
5 court shall be known as Delaware circuit court No. 1, No. 2, No. 3, No.
6 4, **and** No. 5. ~~and No. 6~~. The county of Delaware constitutes the
7 judicial district of the court and each of the court's divisions. The court
8 shall maintain the following dockets:
9 (1) Small claims.
10 (2) Minor offenses and violations.
11 (3) Criminal.
12 (4) Juvenile.
13 (5) Civil.
14 (6) Probate.
15 (b) The assignment of judges of the court to the dockets specified in
16 subsection (a) shall be by rule of the court.
17 SECTION 2. IC 33-33-18-2.1 IS REPEALED [EFFECTIVE JULY

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1 1, 2021]. Sec. 2-1: (a) Notwithstanding section 2 of this chapter;
2 Delaware circuit court No. 6 is established January 1, 2023.
3 (b) The first judge of Delaware circuit court No. 6 shall:
4 (1) be elected at the November 2022 general election;
5 (2) take office January 1, 2023; and
6 (3) serve a term of six (6) years.
7 (c) This section expires January 1, 2029.



COMMITTEE REPORT

Madam President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 152, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete the title and insert the following:

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

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill be reassigned to the Senate Committee on Judiciary.

(Reference is to SB 152 as introduced.)

BRAY, Chairperson

COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred Senate Bill No. 152, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is to SB 152 as printed February 9, 2021.)

BROWN L, Chairperson

Committee Vote: Yeas 8, Nays 2

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Senate Bill 152, 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 SB 152 as printed February 19, 2021.)

MCNAMARA

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Committee Vote: Yeas 11, Nays 0

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