

SENATE BILL No. 217

DIGEST OF INTRODUCED BILL

Citations Affected: IC 33-37-5-15.

Synopsis: Service of process fees collected by a sheriff. Requires a sheriff to collect a service of process fee of \$25 instead of \$13 from a party requesting service of a writ, an order, a process, a notice, a tax warrant, or any other paper completed by the sheriff. Removes a provision that limits the sheriff from collecting this fee more than one time per case for the duration of the case.

Effective: July 1, 2015.

Boots

January 6, 2015, read first time and referred to Committee on Judiciary.



First Regular Session 119th General Assembly (2015)

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 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

SENATE BILL No. 217

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 33-37-5-15, AS AMENDED BY P.L.156-2007,
- 2 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 3 JULY 1, 2015]: Sec. 15. (a) The sheriff shall collect a service of
- 4 process fee of ~~thirteen~~ **twenty-five** dollars (~~\$13~~) (**\$25**) from a party
- 5 requesting service of a writ, an order, a process, a notice, a tax warrant,
- 6 or any other paper completed by the sheriff. ~~A service of process fee~~
- 7 ~~collected under this subsection may be collected only one (1) time per~~
- 8 ~~case for the duration of the case.~~
- 9 (b) The sheriff shall collect from the person who filed the civil
- 10 action a service of process fee of sixty dollars (\$60), in addition to any
- 11 other fee for service of process, if:
- 12 (1) a person files a civil action outside Indiana; and
- 13 (2) a sheriff in Indiana is requested to perform a service of
- 14 process associated with the civil action in Indiana.
- 15 (c) A sheriff shall transfer fees collected under this section to the
- 16 county auditor of the county in which the sheriff has jurisdiction.



- 1 (d) The county auditor shall deposit fees collected under this
- 2 section:
- 3 (1) in the pension trust established by the county under
- 4 IC 36-8-10-12; or
- 5 (2) if the county has not established a pension trust under
- 6 IC 36-8-10-12, in the county general fund.

