

# HOUSE BILL No. 1316

---

## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 33-34-8-1.

**Synopsis:** Constables. Increases the: (1) bailiff's service of process by registered or certified mail fee; and (2) cost for the personal service of process by the bailiff or other process server; from \$13 to \$15.

**Effective:** July 1, 2020.

---

---

## Pryor

---

---

January 14, 2020, read first time and referred to Committee on Courts and Criminal Code.

---

---



Second Regular Session of the 121st General Assembly (2020)

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 2019 Regular Session of the General Assembly.

# HOUSE BILL No. 1316

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 33-34-8-1, AS AMENDED BY P.L.39-2017,  
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2020]: Sec. 1. (a) The following fees and costs apply to cases  
4 in the small claims court:  
5 (1) A township docket fee of five dollars (\$5) plus forty-five  
6 percent (45%) of the infraction or ordinance violation costs fee  
7 under IC 33-37-4-2.  
8 (2) The bailiff's service of process by registered or certified mail  
9 fee of ~~thirteen dollars (\$13)~~ **fifteen dollars (\$15)** for each service.  
10 (3) The cost for the personal service of process by the bailiff or  
11 other process server of ~~thirteen dollars (\$13)~~ **fifteen dollars (\$15)**  
12 for each service.  
13 (4) Witness fees, if any, in the amount provided by IC 33-37-10-3  
14 to be taxed and charged in the circuit court.  
15 (5) A redocketing fee, if any, of five dollars (\$5).  
16 (6) A document storage fee under IC 33-37-5-20.  
17 (7) An automated record keeping fee under IC 33-37-5-21.



- 1 (8) A late fee, if any, under IC 33-37-5-22.
- 2 (9) A public defense administration fee under IC 33-37-5-21.2.
- 3 (10) A judicial insurance adjustment fee under IC 33-37-5-25.
- 4 (11) A judicial salaries fee under IC 33-37-5-26.
- 5 (12) A court administration fee under IC 33-37-5-27.
- 6 (13) Before July 1, 2022, a pro bono legal services fee under
- 7 IC 33-37-5-31.
- 8 The docket fee and the cost for the initial service of process shall be
- 9 paid at the institution of a case. The cost of service after the initial
- 10 service shall be assessed and paid after service has been made. The
- 11 cost of witness fees shall be paid before the witnesses are called.
- 12 (b) If the amount of the township docket fee computed under
- 13 subsection (a)(1) is not equal to a whole number, the amount shall be
- 14 rounded to the next highest whole number.

