

SENATE BILL No. 76

DIGEST OF INTRODUCED BILL

Citations Affected: IC 33-33-20-2.

Synopsis: Elkhart County courts. Allows the judges of the Elkhart circuit and superior courts to appoint four full-time magistrates (effective July 1, 2023) and two additional full-time magistrates beginning January 1, 2024. (Current law allows for the appointment of two magistrates.)

Effective: July 1, 2023.

Rogers

January 9, 2023, read first time and referred to Committee on Judiciary.



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.

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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 33-33-20-2, AS AMENDED BY P.L.1-2006,
2 SECTION 503, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2023]: Sec. 2. (a) **Except as provided in**
4 **subsections (b) and (c)**, the judges of the Elkhart circuit and superior
5 courts may jointly appoint ~~two~~ **four (4)** full-time magistrates under
6 IC 33-23-5 to serve the circuit and superior courts.

7 **(b) Beginning January 1, 2024, the judges of the Elkhart circuit**
8 **and superior courts may jointly appoint an additional two (2)**
9 **full-time magistrates under IC 33-23-5 to serve the circuit and**
10 **superior courts.**

11 **(c) The total number of full-time magistrates who may be**
12 **appointed under subsections (a) and (b) may not exceed six (6)**
13 **full-time magistrates under IC 33-23-5.**

14 ~~(b)~~ **(d)** A magistrate continues in office until removed by the judges
15 of the circuit and superior courts.

