

SENATE BILL No. 2

DIGEST OF INTRODUCED BILL

Citations Affected: IC 33-32-2-10.

Synopsis: Proceedings supplemental to execution. Provides that a person who requests the mailing of a document by registered or certified mail in a proceeding supplemental shall pay for the mailing.

Effective: July 1, 2015.

Steele

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. 2

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 33-32-2-10, AS ADDED BY P.L.78-2014,
2 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2015]: Sec. 10. (a) This section applies whenever the clerk is
4 required to send by registered or certified mail a document filed with
5 a court.

6 (b) **Except as provided in subsection (e)**, the initial mailing of the
7 document by registered or certified mail sent:
8 (1) to each party who is required to receive the mailing; and
9 (2) to only one (1) of the party's addresses;
10 shall be paid out of court costs and fees collected under IC 33-37.

11 (c) If a person requests the clerk to send a mailing by registered or
12 certified mail after the initial mailing described in subsection (b), the
13 person shall pay the cost of the mailing.

14 (d) In a county where court postage costs are paid by the clerk's
15 office, the amount collected by the clerk for additional mailings by
16 registered or certified mail shall be deposited into the clerk's record



1 perpetuation fund established under IC 33-37-5-2. In a county where
2 court postage costs are paid out of the county general fund, the amount
3 collected by the clerk for additional mailings by registered or certified
4 mail shall be returned to the county general fund.

5 **(e) This subsection applies only to proceedings supplemental to**
6 **execution. A person who requests the mailing of a document by**
7 **registered or certified mail in a proceeding supplemental to**
8 **execution shall pay for the mailing. The mailing may not be paid**
9 **out of court costs and fees collected under IC 33-37.**

