

In the Indiana Supreme Court

In the Matter of the Approval of Local
Rules for Carroll County

Supreme Court Case No.
25S-MS-251



Order Approving Amended Local Rules

The Judges of the Carroll Circuit and Superior Courts request the approval of amended local rules for caseload allocation in accordance with Administrative Rule 1(E), for special judge assignments in accordance with Trial Procedure Rule 79, and for special judge assignments in accordance with Administrative Rule 21. Attached to this Order are the proposed amended local rules.

Upon examination of the proposed rule amendments requested by the Carroll Circuit and Superior Courts, this Court finds that the proposed amendments to LR08-AR00-11 comply with the requirements of Administrative Rule 1(E), the amendments to LR08-TR79-10 comply with Trial Rule 79, and the amendments to LR08-AR21-19 comply with Administrative Rule 21, and, accordingly, should be approved.

IT IS, THEREFORE, ORDERED by this Court that amended Local Rules, LR08-AR00-11, LR08-TR79-10, and LR08-AR21-19, for the Carroll Circuit and Superior Courts, set forth as attachments to this Order, are approved effective January 1, 2026.

Done at Indianapolis, Indiana, on 9/23/2025.

A handwritten signature in black ink, appearing to read "Loretta H. Rush".

Loretta H. Rush
Chief Justice of Indiana

LR08-AR00-11: JURISDICTION

Caseload Plan

A. CARROLL CIRCUIT COURT. The Carroll Circuit Court shall have exclusive jurisdiction in the following matters, except in instances when Carroll Superior Court has juvenile court jurisdiction as provided by Ind. Code § 31-30-1-1.

- (1) Murder;
- (2) Felonies;
- (3) Misdemeanors;
- (4) Infractions;
- (5) Ordinance Violations;
- (6) Red Flag;
- (7) Mental Health; and
- (8) Order of Protection.

B. CARROLL SUPERIOR COURT. The Carroll Superior Court shall have exclusive jurisdiction when exercising juvenile court jurisdiction as provided by Ind. Code § 31-30-1-1, and in the following matters:

- (1) Adoption;
- (2) Civil Collection;
- (3) Commercial Court Eligible;
- (4) Civil Plenary;
- (5) Civil Tort;
- (6) Dissolutions and Child Custody;
- (7) Eviction;
- (8) Grandparent Visitation;
- (9) Judicial Review of Administrative Agency Decisions;
- (10) Juvenile Matters;
- (11) Mortgage Foreclosure;
- (12) Probate and Guardianships;
- (13) Paternity; and
- (14) Small Claims.

C. CONCURRENT JURISDICTION. The courts shall have concurrent jurisdiction in all other matters.

LR08-TR79-10: APPOINTMENT OF SPECIAL JUDGES

JUVENILE CASES. When the appointment of a special judge in a juvenile case is necessary pursuant to Trial Rule 79(H), then a special judge shall be appointed from Section (A). If no judge qualifies under Section (A), then a special judge shall be chosen from Section (B) on a rotating basis. If no judge qualifies under Section (B), then a special judge shall be chosen from Section (C).

- A.**
 - 1. Judge of the Carroll Circuit Court
 - 2. Judge of the Carroll Superior Court
- B.** To ensure the effective use of all judicial resources within this Administrative District, the Carroll Circuit and Carroll Superior Courts shall maintain lists of full-time judicial officers within this Administrative District and (2) from contiguous counties who have agreed to serve as special judge in juvenile court and shall assign a judge from said list on a rotating basis.
- C.** Upon certification to the Supreme Court of Indiana of cases in which no judge is eligible to serve as special judge or the particular circumstance of a case warrants selection of a special judge by the Indiana Supreme Court.

ALL OTHER CIVIL CASES. In all other civil cases, when the appointment of a special judge is necessary pursuant to Trial Rule 79(H), then a special judge shall be appointed from Section (A). If no judge qualifies under Section (A), then a special judge shall be chosen from Section (B) on a rotating basis. If no judge qualifies under Section (B), then a special judge shall be chosen from Section (C).

- A.**
 - 1. Judge of the Carroll Circuit Court
 - 2. Judge of the Carroll Superior Court
- B.** To ensure the effective use of all judicial resources within this Administrative District, the Carroll Circuit and Carroll Superior Courts shall maintain lists of full-time judicial officers, as defined by T.R. 79(J), within this Administrative District and from contiguous counties who have agreed to serve as special judge in civil cases and, when required pursuant to Trial Rule 79 to assign a special judge, shall assign a judicial officer from said list on a rotating basis.

- C. Upon certification to the Supreme Court of Indiana of cases in which no judge is eligible to serve as special judge or the particular circumstance of a case warrants selection of a special judge by the Indiana Supreme Court.

LR08-AR2119: SELECTION OF SPECIAL JUDGES

Pursuant to Indiana Administrative Rule 1 and Indiana Administrative Rule 21, this rule shall apply to the reassignment of the case and the selection of special judges in felony and misdemeanor cases where a change of judge is granted pursuant to Ind.Crim.Rule 2.4 or an order of disqualification or recusal is entered in the case.

The reassignment procedure set forth in this rule also shall apply where a change of judge is granted pursuant to Ind.Post-Conviction Remedy Rule 1(4)(b) and in proceedings to enforce a statute defining an infraction and ordinance violation cases where a change of judge is granted for cause pursuant to Crim.R. 2.4.

A special judge shall be selected from Section (A). If no judge qualifies under Section (A), then a special judge shall be chosen from Section (B) on a rotating basis. If no judge qualifies under Section (B), then a special judge shall be chosen from Section (C).

- A.
 - 1. Judge of the Carroll Circuit Court
 - 2. Judge of the Carroll Superior Court
- B. To ensure the effective use of all judicial resources within this Administrative District, the Carroll Circuit and Carroll Superior Courts shall maintain lists of eligible full-time judicial officers within this Administrative District and (2) from contiguous counties and shall assign a judge from said list on a rotating basis.
- C. Upon certification to the Supreme Court of Indiana of cases in which no judge is eligible to serve as special judge or the particular circumstance of a case warrants selection of a special judge by the Indiana Supreme Court.