In the
Indiana Supreme Court

IN THE MATTER OF	)	
	)	
HENRY COUNTY'S	)	
	)	
ELECTRONIC RECORD OF	)	Case No. 94S00-1401-MS- 42
	)	
JUDGMENTS AND ORDERS	)	

ORDER CONCERNING HENRY COUNTY'S

ELECTRONIC RECORD OF JUDGMENTS AND ORDERS

In 2012, Henry County received a Court Reform grant from the Division to develop an electronic judgment docket. The goal of Henry County's project was twofold:

1. Develop an electronic Record of Judgments and Orders (the "RJO") to eliminate paper books (the use of an electronic RJO is allowed by Trial Rule 77(D)); and
2. Make the non-confidential RJO orders available to the public over the Internet.

The Henry County trial courts and the Henry Circuit Clerk use the Odyssey case management system. The Odyssey system allows a court to scan and attach documents to cases.

Request to Post Documents on the Internet

Using the scanning functionality of the Odyssey system, on September 1, 2013 Clerk Debra Walker began scanning and attaching court orders to the Henry County cases in Odyssey. These court orders are orders that are included in the non-confidential RJO book maintained by the Henry Circuit Clerk. The county plans on scanning all court orders placed in the non-confidential RJO and the initial filing (charging information and original complaint) filed by the Prosecutor in criminal cases since January 1, 2013.

Clerk Walker submitted a request to post non-confidential court orders on the internet as required by Trial Rule 77(K) to the Division of State Court Administration. This request included the specific information that will be posted, the format of this information on the Internet, sample screen shots, Henry County's proposed pricing structure and the method of dissemination and the written consent of all Henry County trial court judges.

At the request of Henry County Clerk and judges, the Division's JTAC staff developed a website with a public portal that allows the public to purchase a copy of a Henry County order designated for the RJO.

On this website, a user can search by party name, case number or date range. The user can view the Chronological Case Summary (CCS) for the case(s) returned in the search results. An icon appears on the CCS indicating a document is available to purchase. The user can select this icon and view the top half of the document in order

to determine if they want to purchase it. If the user wants to make the purchase they click on the shopping cart and either proceed to checkout or continue to view and purchase additional documents. The document will be sent to the user via email as a .pdf attachment. Once the user receives the document is received, the user can save it or copy it as many times as he/she wants. Payment is made using the credit card vendor selected by IN.gov. This is the same vendor used for JTAC's on-line ticket payment system for Odyssey courts.

The Clerk will continue to allow the public to view paper copies non-confidential documents in the Office of the Clerk at no cost. Currently, there is a copy fee of a $1.00 per page for a hard copy of any document requested by the public and prepared by the Clerk.

The Electronic System Fee

Administrative Rule 9(E) encourages courts to make the CCS and Judgments, Orders and Decrees available remotely when available in an electronic format. An electronic system fee can be charged in conjunction with electronic access to court records one of two ways: (1) with the consent of a majority of the judges and adoption by the County Commissioners and Division approval; or (2) by the Supreme Court in the instance of records from multiple courts.

IT IS, THEREFORE, ORDERED that the Division of State Court Administration approve Henry County's request under Trial Rule 77(K) with the following conditions:

1. The electronic Record of Judgments and Orders application developed for Henry County is a pilot project;
2. Only non-confidential court orders may be posted on the Internet. The request to post the initial filing (charging information and original complaint) on the Internet is not approved;
3. The method of the fee collection, deposit, distribution and accounting must be authorized and collected according to State Board of Accounts policies and procedures, and
4. Henry County must require all users of the electronic RJO to notify the Henry County Clerk any time information excluded from public access under Administrative Rule 9 is included in any document received and require the Clerk to report these occurrences to the Division.

IT IS FURTHER ORDERED that the following Electronic System Fee is authorized for the electronic RJO application:

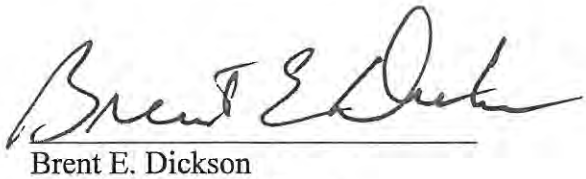
- $1.00 for each order requested to be distributed as a copy fee for the Clerk;
- $1.00 per transaction (not per document ordered) fee to be distributed to the Division to support the electronic RJO system; and
- $1.00 plus 2% of the total dollar amount as the credit card transaction fee to be distributed to the credit card vendor.

This fee structure will apply to any other Odyssey county upon the successful completion of this pilot.

The Clerk of this Court is directed to forward a certified copy of this Order to the Clerk of the Henry Circuit Court and to the Indiana Supreme Court, Division of State Court Administration.

The Clerk of the Henry Circuit Court is directed to provide copies of the Order to the Henry Circuit and Superior courts and to enter this Order in the Record of Judgments and Orders of the courts of Henry County.

DONE at Indianapolis, Indiana this January 16, 2014.



Brent E. Dickson
Chief Justice of Indiana

All Justices concur.