

## **IC 34-8**

### **ARTICLE 8. RULES OF PROCEDURE**

#### **IC 34-8-1**

##### **Chapter 1. Authority of Courts to Adopt Rules of Procedure**

#### **IC 34-8-1-1**

##### **Purpose of chapter**

Sec. 1. The purpose of this chapter is to enable the supreme court to:

- (1) simplify and abbreviate the pleadings and proceedings;
- (2) expedite the decision of causes;
- (3) remedy abuses and imperfections that exist in the practice;
- (4) abolish unnecessary forms and technicalities in pleading and practice; and
- (5) abolish fictions and unnecessary process and proceedings.

*As added by P.L.1-1998, SEC.3.*

#### **IC 34-8-1-2**

##### **Statutes in force and effect as provided in chapter**

Sec. 2. All statutes relating to practice and procedure in any of the courts of Indiana are in force and effect only as provided in this chapter.

*As added by P.L.1-1998, SEC.3.*

#### **IC 34-8-1-3**

##### **Power of supreme court to adopt, amend, and rescind procedural rules**

Sec. 3. The supreme court has authority to adopt, amend, and rescind rules of court that govern and control practice and procedure in all the courts of Indiana. These rules must be promulgated and take effect under the rules adopted by the supreme court, and thereafter all laws in conflict with the supreme court's rules have no further force or effect.

*As added by P.L.1-1998, SEC.3.*

#### **IC 34-8-1-4**

##### **Other courts; power to establish rules**

Sec. 4. Other Indiana courts may establish rules for their own government, supplementary to and not conflicting with the rules prescribed by the supreme court or any statute.

*As added by P.L.1-1998, SEC.3.*

## **IC 34-8-2**

### **Chapter 2. Indiana Rules of Trial Procedure**

#### **IC 34-8-2-1**

##### **Supreme court; power to adopt, amend, and rescind procedural rules reaffirmed**

Sec. 1. The general assembly of the state of Indiana affirms the inherent power of the supreme court of Indiana to adopt, amend, and rescind rules of court affecting matters of procedure, and the general assembly reaffirms the power given to the supreme court to adopt, amend, and rescind rules of court, including the rules of court adopted in this chapter, as set forth by IC 34-8-1-1. However, the power of the supreme court to adopt, amend, and rescind rules of court does not preclude the creation, by statute, of alternatives to the change of venue.

*As added by P.L.1-1998, SEC.3.*

#### **IC 34-8-2-2**

##### **Adoption and incorporation of rules of trial procedure**

Sec. 2. The general assembly adopts, and incorporates into the Indiana Code, the Indiana rules of trial procedure:

(1) as enacted by the general assembly in Acts 1969, c.191, s.1, and amended by P.L.319-1975, SECTION 1; and

(2) as accepted by the Indiana supreme court as being in effect on December 31, 1983.

*As added by P.L.1-1998, SEC.3.*