

## SENATE AMENDMENTS TO SENATE BILL 98

By COMMITTEE ON JUDICIARY

February 24

1 On page 1 of the printed bill, line 4, after “109.787” insert “, 305.450”.

2 On page 18, delete lines 36 through 45.

3 On page 19, delete lines 1 through 21 and insert:

### 4 5 “REMOVAL OF REQUIREMENT FOR BOUND PUBLICATION OF 6 COURT DECISIONS AND MATERIALS 7

8 “SECTION 20. ORS 2.150 is amended to read:

9 “2.150. (1) The Supreme Court shall arrange for the publication and distribution of [*bound vol-*  
10 *umes*] **physical copies** of reports of decisions of the Supreme Court [*and*], **the** Court of Appeals[,  
11 *of bound volumes of reports of decisions of*] **and** the Oregon Tax Court determined to be of general  
12 public interest under ORS 305.450[, *of unbound copies of those decisions to be used as advance*  
13 *sheets*] and press summaries, rules and other official judicial department publications. The [*bound*  
14 *volumes*] **physical copies** of reports or advance sheets shall contain additional material as the Su-  
15 preme Court may direct.

16 “(2) The [*bound volumes*] **physical copies** of reports or advance sheets or both may be printed  
17 and bound, as the Supreme Court shall determine, by:

18 “(a) The Oregon Department of Administrative Services in the same manner as other state  
19 printing; or

20 “(b) A private printer pursuant to a contract entered into by the Supreme Court with the printer  
21 and not subject to ORS 282.020.

22 “(3) The [*bound volumes*] **physical copies** of reports or advance sheets or both may be distrib-  
23 uted, as the Supreme Court shall determine, by:

24 “(a) The State Court Administrator; or

25 “(b) A private distributor pursuant to a contract entered into by the Supreme Court with the  
26 distributor.

27 “(4) The [*bound volumes*] **physical copies** of reports [*and*] **or** advance sheets **or both** shall be  
28 distributed without charge as determined by the Supreme Court or sold by the distributor. Except  
29 as otherwise provided in a contract entered into under subsection (3)(b) of this section, the State  
30 Court Administrator shall determine sale prices and all moneys collected or received from sales  
31 shall be paid into the Court Publications Account established by ORS 2.165.

32 “(5)(a) **The Supreme Court shall maintain at least one physical copy of reports or advance**  
33 **sheets at the State of Oregon Law Library.**

34 “(b) **The Supreme Court shall provide at least one free physical copy of reports or ad-**  
35 **vance sheets to be maintained at each accredited law school in this state.**

1        “[~~(5)~~] **(6)** In addition to [*bound volumes*] **physical copies** of reports or advance sheets under the  
2 provisions of this section, the Supreme Court may make any of the decisions of courts or other court  
3 publications available in electronic format. Access to the electronic publications may be without  
4 charge or subject to such charge as may be established by the Supreme Court. All moneys collected  
5 or received from sales shall be paid into the Court Publications Account established by ORS 2.165.

6        “**SECTION 20a.** ORS 305.450 is amended to read:

7        “305.450. The tax court shall cause a copy of each of its written decisions to be delivered to the  
8 State Court Administrator. The administrator, after consultation with the judge of the tax court,  
9 shall determine whether a decision is of general public interest. The decisions determined to be of  
10 general public interest shall be published and distributed as provided in ORS 2.150. [*Bound*  
11 *volumes*] **Physical copies** of reports of decisions **published under ORS 2.150** constitute the official  
12 reports of the tax court.”.

13        In line 34, delete “(2)”.

14        In line 44, after “34.250,” delete the rest of the line and insert “107.097, 107.445, 107.449, 109.787  
15 and 305.450 by”.

16        In line 45, delete “21” and insert “20a”.