

Requested by SENATE COMMITTEE ON JUDICIARY

**PROPOSED AMENDMENTS TO
SENATE BILL 98**

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 dis-
10 tribution of [*bound volumes*] **physical copies** of reports of decisions of the
11 Supreme Court [*and*], **the** Court of Appeals[, *of bound volumes of reports of*
12 *decisions of*] **and** the Oregon Tax Court determined to be of general public
13 interest under ORS 305.450[, *of unbound copies of those decisions to be used*
14 *as advance sheets*] and press summaries, rules and other official judicial de-
15 partment publications. The [*bound volumes*] **physical copies** of reports or
16 advance sheets shall contain additional material as the Supreme Court may
17 direct.

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

21 “(a) The Oregon Department of Administrative Services in the same

1 manner as other state printing; or

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

4 “(3) The [*bound volumes*] **physical copies** of reports or advance sheets
5 or both may be distributed, as the Supreme Court shall determine, by:

6 “(a) The State Court Administrator; or

7 “(b) A private distributor pursuant to a contract entered into by the Su-
8 preme Court with the distributor.

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

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

18 “(b) **The Supreme Court shall provide at least one free physical copy**
19 **of reports or advance sheets to be maintained at each accredited law**
20 **school in this state.**

21 “[5] (6) In addition to [*bound volumes*] **physical copies** of reports or
22 advance sheets under the provisions of this section, the Supreme Court may
23 make any of the decisions of courts or other court publications available in
24 electronic format. Access to the electronic publications may be without
25 charge or subject to such charge as may be established by the Supreme
26 Court. All moneys collected or received from sales shall be paid into the
27 Court Publications Account established by ORS 2.165.

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

29 “305.450. The tax court shall cause a copy of each of its written decisions
30 to be delivered to the State Court Administrator. The administrator, after

1 consultation with the judge of the tax court, shall determine whether a de-
2 cision is of general public interest. The decisions determined to be of general
3 public interest shall be published and distributed as provided in ORS 2.150.
4 [*Bound volumes*] **Physical copies** of reports of decisions **published under**
5 **ORS 2.150** constitute the official reports of the tax court.”.

6 In line 34, delete “(2)”.

7 In line 44, after “34.250,” delete the rest of the line and insert “107.097,
8 107.445, 107.449, 109.787 and 305.450 by”.

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

10 _____