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SENATE BILL 5724 - CC

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State of Washington                      54th Legislature                      1995 Regular Session

By Senators Quigley, Long and Haugen; by request of State Law Library

Read first time 02/02/95. Referred to Committee on Law & Justice.

1            AN ACT Relating to state court reports; and amending RCW 2.32.160,  
2 2.32.170, 40.04.100, and 40.04.110.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4            **Sec. 1.** RCW 2.32.160 and 1984 c 287 s 7 are each amended to read  
5 as follows:

6            There is hereby created a commission (~~(to supervise)~~) advisory to  
7 the supreme court regarding the publication of the decisions of the  
8 supreme court and court of appeals of this state in both the form of  
9 advance sheets for temporary use and in permanent form, to be known as  
10 the commission on supreme court reports, and to (~~consist of six~~  
11 ~~members, as follows:—The~~) include the reporter of decisions, the  
12 state law librarian, and such other members as determined by the chief  
13 justice of the supreme court, who shall be chairman of the  
14 commission(~~(, the reporter of decisions of the supreme court, the state~~  
15 ~~law librarian, a judge of the court of appeals designated by the chief~~  
16 ~~judges, the public printer, and a representative of the Washington~~  
17 ~~state bar who shall be appointed by the president thereof))). Members  
18 of the commission shall serve as such without additional or any~~

1 compensation: PROVIDED, That members shall be compensated in  
2 accordance with RCW 43.03.240.

3 **Sec. 2.** RCW 2.32.170 and 1943 c 185 s 2 are each amended to read  
4 as follows:

5 The commission (~~((is authorized and directed, from time to time: To  
6 determine all matters whatsoever,))~~) shall make recommendations to the  
7 supreme court on matters pertaining to the publication (~~((which is  
8 defined as including printing, binding, sale and distribution))~~) of  
9 such decisions, in both (~~((such))~~) temporary and permanent forms(~~((  
10 including the making of all specifications for material, workmanship,  
11 binding, size, number of pages, contents, and arrangement thereof,  
12 frequency of publication, and all other matters, whether similar to the  
13 foregoing or not, that relate to such publication: PROVIDED, That the  
14 specifications shall require that the type to be used shall not be  
15 smaller than eleven point on a thirteen point slug; to establish a  
16 uniform price at which such decisions, in temporary and permanent form,  
17 either separately or together, shall be sold to any purchaser, public  
18 or private, including the state, its departments, subdivisions,  
19 institutions, and agencies; to establish said price at the amount which  
20 is, as nearly as may be, equal to the cost of such publication and the  
21 expenses incidental thereto, which price, if it is deemed necessary and  
22 proper by the commission in the light of substantially changed costs  
23 and expenses, may be adjusted annually, and in no event oftener than  
24 semiannually; to enter, in the name of the commission, into any and all  
25 contracts with any persons, firms, and corporations, deemed by the  
26 commission necessary and proper to carry into effect the foregoing  
27 powers, with authority to include all such terms and conditions as the  
28 commission in its discretion shall deem fit; to modify or terminate,  
29 with the consent of the other party thereto, any contract existing on  
30 June 9, 1943 for the publication of such decisions))~~).

31 **Sec. 3.** RCW 40.04.100 and 1991 c 363 s 113 are each amended to  
32 read as follows:

33 The supreme court reports and the court of appeals reports shall be  
34 distributed by the (~~((state law librarian))~~) reporter of decisions as  
35 follows:

1 (1) Each supreme court justice and court of appeals judge is  
2 entitled to receive one copy of each volume containing an opinion  
3 signed by him or her.

4 (2) The state law ((librarian)) library shall ((retain)) receive  
5 such copies as are necessary of each for the benefit of the state law  
6 library, the supreme court and its subsidiary offices; and the court of  
7 appeals and its subsidiary offices(~~(; he or she shall provide one copy~~  
8 ~~each for the official use of the attorney general and for each~~  
9 ~~assistant attorney general maintaining his or her office in the~~  
10 ~~attorney general's suite; three copies for the office of prosecuting~~  
11 ~~attorney, in each county with a population of two hundred ten thousand~~  
12 ~~or more; two copies for such office in each county with a population of~~  
13 ~~from one hundred twenty five thousand to less than two hundred ten~~  
14 ~~thousand, and one copy for each other prosecuting attorney; one for~~  
15 ~~each United States district court room and every superior court room in~~  
16 ~~this state if regularly used by a judge of such courts; one copy for~~  
17 ~~the use of each state department maintaining a separate office at the~~  
18 ~~state capitol; one copy to the office of financial management, and one~~  
19 ~~copy to the division of inheritance tax and escheats; one copy each to~~  
20 ~~the United States supreme court, to the United States district~~  
21 ~~attorney's offices at Seattle and Spokane, to the office of the United~~  
22 ~~States attorney general, the library of the circuit court of appeals of~~  
23 ~~the ninth circuit, the Seattle public library, the Tacoma public~~  
24 ~~library, the Spokane public library, the University of Washington~~  
25 ~~library, and the Washington State University library; three copies to~~  
26 ~~the Library of Congress; and, for educational purposes, twelve copies~~  
27 ~~to the University of Washington law library, two copies to the~~  
28 ~~University of Puget Sound law library, and two copies to the Gonzaga~~  
29 ~~University law school library and to such other accredited law school~~  
30 ~~libraries as are hereafter established in this state; six copies to the~~  
31 ~~King county law library; and one copy to each county law library~~  
32 ~~organized pursuant to law in each county with a population of forty~~  
33 ~~thousand or more)).~~

34 (3) The ((state law librarian is likewise authorized)) reporter  
35 shall provide one copy of each volume to each county for use in the  
36 county law library and one copy of the same to each accredited law  
37 school established in the state.

38 (4) The reporter shall likewise provide the state law library with  
39 such copies of volumes as necessary to exchange copies of the supreme

1 court reports and the court of appeals reports for similar reports of  
2 other states, territories, and(~~(/or)~~) governments(~~(, or for other legal~~  
3 ~~materials, and to make such other and further distribution as in his or~~  
4 ~~her judgment seems proper)~~).

5 **Sec. 4.** RCW 40.04.110 and 1971 c 42 s 4 are each amended to read  
6 as follows:

7 On the publication of each volume of reports the (~~supreme court~~  
8 ~~must purchase for the use of the state, from the~~) publisher to whom  
9 the contract is awarded(~~(, three hundred)~~) shall provide to the  
10 reporter the number of copies of each volume of supreme court and court  
11 of appeals reports(~~(, and such additional copies as the court may deem~~  
12 ~~to be)~~) necessary(~~(, at the price named in the contract, and deliver~~  
13 ~~the same to the law librarian of)~~) for the reporter and the state law  
14 library(~~(, who shall distribute same as required by the provisions of)~~)  
15 to comply with RCW 40.04.100.

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