

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1951



ENROLLED

HOUSE BILL No. 311

(By Mr. Fox)



PASSED March 1 1951

In Effect Thirty days from Passage



118

ENROLLED
House Bill No. 311

(By MR. FOX)

[Passed March 1, 1951; in effect ninety days from passage.]

AN ACT to amend and reenact section five, article three, chapter twenty-five-a of the code of West Virginia, one thousand nine hundred thirty-one, as last amended by chapter forty-two, acts of the Legislature, regular session, one thousand nine hundred forty-five, relating to publication of the reports of the supreme court of appeals.

Be it enacted by the Legislature of West Virginia:

That section five, article three, chapter twenty-five-a of the code of West Virginia, one thousand nine hundred thirty-one, as last amended by chapter forty-two, acts of the Legislature, regular session, one thousand nine hundred forty-five, be amended and reenacted to read as follows:

Article 3. Public Printing and Stationery; State Publications.

Section 5. *Publication of Reports of Supreme Court of Appeals.*—Notwithstanding any of the provisions of this chapter, the official reporter of the supreme court of

4 appeals shall have charge and supervision of the print-
5 ing and binding of the reports of the decisions of the
6 supreme court of appeals of the state, and shall contract
7 for their publication within the state of West Virginia, if
8 any West Virginia printer bids on same, in the same man-
9 ner that the director of purchases contracts under article
10 two of this chapter. Such contract shall provide for the
11 publication of fifteen hundred copies or such additional
12 number as the reporter and supreme court of appeals may
13 jointly direct on such paper and to be bound in accordance
14 with directions and specifications as may be specified by
15 the reporter by and with the concurrence of the court. The
16 size of type and page shall be prescribed by the reporter
17 with the concurrence of the court. A volume shall be
18 published according to the terms of the contract whenever
19 ordered by the court. The reporter shall secure the copy-
20 right of each volume for the benefit of the state. The
21 reports shall be styled "West Virginia Reports".

22 The printing and binding of the reports shall be done
23 under the direction of and in the manner prescribed by
24 the reporter, subject to the control of the court. The

25 reporter shall prefix to the printed report of each case
26 the dates when the same was submitted and decided.
27 Each volume shall, if practicable, contain the reports of
28 at least eighty cases decided by the court, and shall con-
29 tain approximately one thousand pages unless otherwise
30 ordered by the court, exclusive of the index and table of
31 cases reported and cited. Proof sheets shall be furnished
32 by the printer to the reporter and to each judge of the
33 court, and such corrections and modifications shall be
34 made by the printer as the reporter or any of the judges
35 shall direct. If the work is not done in the manner re-
36 quired by law, the reporter shall not approve the volume
37 and shall not accept it.

38 The reports of the decisions of the supreme court of
39 appeals may be published in pamphlet form in advance
40 of the publication of the bound volumes of the "West
41 Virginia Reports", periodically, or at such times as may
42 be directed by the reporter and the supreme court of
43 appeals. The reporter shall secure the copyright of each
44 pamphlet of opinions so published in advance. Each pam-
45 phlet shall contain the report of such number of cases as

46 the supreme court of appeals and the reporter shall deem
47 advisable.

48 The contract for the publication of such advance sheets
49 shall be made in the manner provided for the publication
50 of bound volumes of the "West Virginia Reports".

51 A charge of not less than the actual cost of printing and
52 distribution shall be made for such advance sheets.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Robert C. Byrd
Chairman Senate Committee

James M. Loep
Chairman House Committee

Originated in the House of Delegates

Takes effect *Ninety days from* passage.

Thomas H. Byrd
Clerk of the Senate

J. R. Hoff
Clerk of the House of Delegates

Laughlin Burdette
President of the Senate

W. E. Hann
Speaker House of Delegates

The within *APPROVED* this the *15th*
day of *MARCH*, 1951.

Chas. L. Patton
Governor



MADE IN THE OFFICE OF THE SECRETARY OF STATE
of West Virginia

MAR 15 1951

D. PITT O'BRIEN,
SECRETARY OF STATE