WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1983

ENROLLED

HOUSE BILL No. 1811

(By Mr. Allbright)

Passed March 12, 1983
In Effect Ninety Days From Passage
AN ACT to amend and reenact section twenty-seven, article three, chapter five-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the publication of the reports of the supreme court of appeals; the duties of the attorney general as official reporter with respect thereto; and providing for procedures for corrections and modifications to be made with respect to the proof sheets preparatory to the publication of such reports.

Be it enacted by the Legislature of West Virginia:

That section twenty-seven, article three, chapter five-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 3. PURCHASING DIVISION.

§5A-3-27. Publication of reports of supreme court of appeals.

Notwithstanding any of the provisions of this article, the official reporter of the supreme court of appeals shall have charge and supervision of the printing and binding of the reports of the decisions of the supreme court of appeals of the state, and shall contract for their publication in the same manner that the director of the purchasing division contracts under sections eleven through twenty-one of this article. Such contract shall provide for the publication of such number of copies as the reporter and the supreme court of appeals may jointly direct. If the reporter and the supreme court of appeals do not
agree on the number of copies for which the publication contract shall provide, the contract shall provide for the publication of the greater number of copies directed by either the reporter or the supreme court of appeals. In no event shall the number of copies published exceed one thousand five hundred. Copies of the reports of the decisions of the supreme court of appeals shall be on such paper and be bound in accordance with directions and specifications specified by the reporter by and with the concurrence of the court. The size of type and page shall be prescribed by the reporter with the concurrence of the court. A volume shall be published according to the terms of the contract whenever ordered by the court. The reporter shall secure the copyright of each volume for the benefit of the state. The reports shall be styled "West Virginia Reports."

The printing and binding of the reports shall be done under the direction of and in the manner prescribed by the reporter, subject to the control of the court. The reporter shall prefix to the printed report of each case the dates when the same was submitted and decided. Each volume shall, if practicable, contain the reports of at least eighty cases decided by the court, and shall contain approximately one thousand pages unless otherwise ordered by the court, exclusive of the index and table of cases reported and cited. Galley sheets or proof sheets shall be furnished by the printer to the reporter in such number as may be required by the reporter for the purposes of this section. It shall be the duty of the reporter to proof such galley sheets or proof sheets against the various cases, including the court's syllabi, as such cases and the court's syllabi appear in the most recent bound volume of the appropriate regional reporter in which such cases are reported. Neither galley sheets nor proof sheets need be submitted to the court or the clerk thereof for any purpose. Thereafter the reporter shall make such corrections and modifications as he shall deem appropriate and all such corrections and modifications shall be made by the printer as the reporter may direct. If the work is not done in the manner required by law, the reporter shall not approve the volume and shall not accept it.

The reports of the decisions of the supreme court of appeals
may be published in pamphlet form in advance of the publica-
51 tion of the bound volumes of the "West Virginia Reports,"
52 periodically, or at such times as may be directed by the report-
53 er and the supreme court of appeals. The reporter shall secure
54 the copyright of each pamphlet of opinions so published in
55 advance. Each pamphlet shall contain the report of such num-
56 ber of cases as the supreme court of appeals and the reporter
57 shall deem advisable.

58 The contract for the publication of such advance sheets
59 shall be made in the manner provided for the publication of
60 bound volumes of the "West Virginia Reports."

61 A charge of not less than the actual cost of printing and
62 distribution shall be made for such advance sheets.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within is approved this the 27th day of March, 1983.

Governor