

BUDGET REPORT - Joint Committee on Ways and Means - 58th Legislative Assembly

Agency SUPREME COURT

Budget Page IX 18, 19 Bill No. HB 5062 Biennium 1975-77 Subcommittee #1

Prepared by: (Executive Department)

Elizabeth S. Hands *Elizabeth S. Hands*

Reviewed by: (Legislative Fiscal Office)

William Barrows

[Signature]
 Rep. Jack Summer
 Chairman

Sen. Debbs Potts

Rep. Sam Johnson

Sen. Mary Roberts

Date February 28, 1975

1973-75

1975-77

Budget Appropriation Description	Estimated Expenditures	Governor's Budget Recommendation	Subcommittee Recommendation	Joint Committee Recommendation	Differences from Governor's Rec.
<u>OPERATING</u>					
General Fund	\$1,929,899	\$2,257,347	\$2,151,956	\$2,151,956	\$ -105,391
Other Funds	6,195	--	9,855	9,855	+9,855
Federal Funds	249,559	240,559	226,313	226,313	-14,246
Total funds	\$2,185,653	\$2,497,906	\$2,388,124	\$2,388,124	\$ -109,782

SUMMARY OF SUBCOMMITTEE ACTION

The subcommittee made the following changes from the budget requested by the Supreme Court.

SUPREME COURT ADMINISTRATION

Personal Services	Page	Line	Agency Request	Subcommittee Recommendation	Change
Reduce salary of legal research assistant	15	8	\$ 45,552	\$ 37,488	\$ -8,064
Reduce salary of legal counsel	15	10	45,552	37,488	-8,064
Retain law clerk, delete reclass	15	12	28,200	26,400	-1,800
	16	24	17,352	--	-17,352
Reduce salary request for law clerks	15	14	197,400	184,800	-12,600

	Page	Line	Agency Request	Subcommittee Recommendation	Change
Reduce salary of career attorney (petition for review)	16	26	\$ 45,552	\$ 37,488	\$ -8,064
Delete one Secretary 4	16	28	28,176	14,088	-14,088
Adjust OPE (base budget)	16	14	134,730	128,626	-6,104
Adjust OPE (increased workload)	17	8	12,161	7,816	-4,345
Subtotal (General Fund)					\$-80,481
<u>Services and Supplies</u>					
Decrease out-of-state travel	19	6	4,500	4,000	-500
Decrease General Fund	19	34	440,460	430,605	-9,855
Increase Other Funds (indirect costs)	19	36	--	9,855	+9,855
Decrease Federal Funds (indirect costs)*	34	14	8,224	--	-8,224
for Judicial Education	42	11	1,826*	--	-1,631
for courts information officer					
Subtotal (General Fund)					\$ -500
<u>Capital Outlay</u>					
Delete three side chairs	20	6	900	--	-900
Delete replacement sofa	20	8	600	--	-600
Delete addressograph	20	16	4,000	--	-4,000
Reduce amount for carpeting	20	18	18,000	12,000	-6,000
Subtotal (General Fund)					\$-11,500
<u>LIBRARY</u>					
<u>Personal Services</u>					
Reduce salary of Librarian	23	2	40,000	35,688	-4,312
Adjust OPE	22	4	15,266	15,055	-211
Subtotal (General Fund)					\$ -4,523

* (revised to \$1,631)

JUDICIAL EDUCATION

	<u>Page</u>	<u>Line</u>	<u>Agency Request</u>	<u>Subcommittee Recommendation</u>	<u>Change</u>
Personal Services					
Adjust salary of legal editor	32	4	\$ 7,528	\$ 7,344	\$ -184
Adjust salary of Secretary 5	32	6	6,598	6,435	-163
Adjust OPE	32	10	1,858	1,812	-46
Subtotal (Federal Funds)					\$ -393

COURTS INFORMATION OFFICER (adjusted for one year operation)

Personal Services					
Reduce salary of Court Information Officer	40	4	34,812	13,968	-20,844
Revise Secretary 5 to Secretary 4	40	6	17,592	7,044	-10,548
Adjust OPE	40	10	6,419	2,574	-3,845
Subtotal (Federal Funds)					\$-35,237

Services and Supplies					
Reduce travel	42	3/4	3,600	1,700	-1,900
Reduce office expenses	42	5/6	2,900	1,350	-1,550
Reduce printing	42	7/8	4,650	2,200	-2,450
Reduce professional services	42	9/10	210	100	-110
Reduce indirect costs	42	11/12	3,770	1,631	-2,139
Subtotal (General Fund)					\$ -8,149

Capital Outlay					
Correction	43	8	176	156	-20
Adjust for one year operation	43	12	1,000	500	-500
Subtotal (Federal Funds) (General Fund)					\$ -520

(\$-282 FF and \$-238 GF)

STATE JUDICIAL INFORMATION SYSTEM

Adjustment for grant and carry forward	46	20	47,084	48,612	+1,528
	49	14	18,955	5,499	+14,639
	--	--	--	5,499	+5,499
Subtotal (Federal Funds)					\$+21,666

TOTAL ADJUSTMENTS ---	General Fund	\$-105,391
	Other Funds	+9,855
	Federal Funds	<u>-14,246</u>
		\$-109,782

BUDGET NOTE

- (1) The subcommittee directed that the salaries be subject to the regular salary adjustments received by the state and adjusted the salaries to exclude salary adjustments by the Supreme Court Administration. Law clerk salaries in all of the courts are recommended to be adjusted to \$1,150 per month on July 1, 1975, and \$1,200 per month on July 1, 1976 to be financed from the Salary Adjustment Fund.
- (2) The Court Information officer and secretary were recommended to be funded for one year of operation after which they are to appear before the Emergency Board to obtain approval for the second year. Their program budget as adjusted therefore contains 10 percent General Fund match. The Emergency Board should evaluate this program before giving its approval for a second year of operation.
- (3) The federal funds for the State Judicial Information System are estimated to fund this operation for six months into the 1975-77 biennium, after which time a continuation of the grant will be required. The Subcommittee recommends the Supreme Court apply for the subsequent grant. Any increased limitation and matching requirements are to be obtained from the Emergency Board. A special analysis of the Judicial Information System is to be conducted by the Legislative Fiscal Office prior to Emergency Board appearance to provide information concerning the program, its ongoing cost to the state, and potential savings which may be realized at the county level.
- (4) Funds to replace addressograph equipment were deleted from the budget request, with the understanding that when specific needs and types of alternative equipment are explored, the Supreme Court Administration may return to the Emergency Board for funding the appropriate equipment or service requirement.
- (5) The subcommittee directed preparation of amendments to existing statutes placing the authority to set prices for the Oregon Reports and Advance Sheets in the Court Administrator. The Court Administrator is also to be provided with discretionary authority concerning distribution of free copies of these publications.
 The subcommittee recommends that the prices of publications be established at levels which will fully recover the costs of printing, storage, distribution and a fair return on inventories of unsold volumes in the case of all publications sold or held for sale. The subcommittee recommends that free distributions of publications to Executive Branch agencies be discontinued.

The intent of the subcommittee's recommendations regarding publications is to place the full authority and responsibility for publication of the Advance Sheets and the Oregon Reports to the State Court Administrator to ensure that the selection of the material to be published, format, quantities, distributions, pricing, etc., will all be under one management, thereby enhancing the opportunity to achieve a basis of full self-support for all publications actually sold. It is envisioned that free distribution of required publications to judges and district attorneys will continue as in the past.

The initial request for federal funds was larger than final budget due to reduction of the size of the grants from the Law Enforcement Council.

Enrolled
House Bill 5062

Sponsored by JOINT COMMITTEE ON WAYS AND MEANS

CHAPTER.....

AN ACT

Relating to the financial administration of the Supreme Court; amending ORS 2.141, 2.150, 2.160 and 2.170; repealing ORS 2.145; appropriating money; limiting expenditures; and declaring an emergency.

Be It Enacted by the People of the State of Oregon:

SECTION 1. There is appropriated to the Supreme Court, for the biennium beginning July 1, 1975, out of the General Fund, the sum of \$2,151,956.

SECTION 2. Notwithstanding any other law, the sum of \$226,313 is established for the biennium beginning July 1, 1975, as the maximum limit for the payment of expenses from federal funds collected or received by the Supreme Court.

SECTION 3. Notwithstanding any other law, the sum of \$9,855 is established for the biennium beginning July 1, 1975, as the maximum limit for the payment of expenses from fees, moneys or other revenues, except federal funds, collected or received by the Supreme Court.

Section 4. ORS 2.141 is amended to read:

2.141. (1) The judges of the Supreme Court shall cause their [*opinions*] **decisions** and the [*opinions*] **decisions** of the Court of Appeals to be prepared, in such number and manner as they may determine, and delivered to the State Court Administrator. The administrator shall file a copy of each [*opinion*] **decision** in his office and cause other copies to be distributed as determined by the Supreme Court.

(2) The Department of General Services shall cause to be printed a sufficient number of unbound copies of such [*opinions*] **decisions** as required by the administrator containing indexes and other necessary material to be used as advance sheets. The printed advance sheets shall include a subject index, which shall be prepared by a competent person to be appointed by and to be under the supervision of the judges of the Supreme Court. The administrator may furnish such advance sheets **without charge or** to subscribers at a price determined by [*the Department of General Services*] **him**, payable in advance, keeping a mailing list and record of receipts. Individual copies of such advance sheets may be furnished upon request **without charge or** at a price determined by the [*department*] **administrator**.

Section 5. ORS 2.150 is amended to read:

2.150. (1) The State Court Administrator shall prepare, superintend and direct the publication of the decisions of the Supreme Court **and the Court of Appeals** in such form as determined by the Supreme Court.

(2) The administrator shall deliver to the State Printer the manuscript for printing as rapidly as the same is delivered to him by the judges and sufficient has accumulated for a volume, and he shall read

and correct the proof of the work of the printer. The State Printer shall deliver the published volumes of Oregon Reports to the Secretary of State for distribution pursuant to ORS 2.160.

(3) The State Printer shall, upon request of the [Secretary of State] administrator, reproduce by any process a sufficient number of copies of any prior volumes of Oregon Reports to enable the Secretary of State to carry out ORS 2.160.

Section 6. ORS 2.160 is amended to read:

2.160. [(1) *The Secretary of State, upon receipt of the current volumes of Oregon Reports as they are published and delivered:*]

[(a) *Shall transmit a copy each to the judges of the Supreme Court and Court of Appeals, the State Court Administrator, the judges of the district and circuit courts, the district attorneys, the Governor, the Secretary of State, the State Treasurer, the Congressional Library, the United States Supreme Court, the United States district judges in Oregon, the United States Court of Appeals at San Francisco, and such number of copies to the Attorney General of this state as that officer requires.*]

[(b) *Shall deposit three copies in the Supreme Court Library and one copy in the Oregon archives.*]

[(c) *May send, if deemed advisable at any time, a sufficient number of copies to the Librarian of Congress for copyright purposes.*]

[(2) *Further distribution of*] (1) **The Secretary of State shall distribute** current and prior volumes of Oregon Reports [*may be made by the Secretary of State*] as directed by the [*Department of General Services*] **State Court Administrator**.

[(3)] (2) All copies of Oregon Reports [, *except as provided in subsections (1) and (2) of this section,*] shall be **distributed without charge as determined by the administrator** or sold by the Secretary of State at a price determined by the [*Department of General Services*] administrator. With the approval of the [*department, he*] administrator, the Secretary of State also may sell such reports at wholesale or in exchange for other volumes of Oregon Reports, in such quantities, at such prices and on such terms and conditions, including the fixing of prices at which they shall be resold, as the [*department*] administrator may determine.

[(4)] (3) The copies of Oregon Reports furnished under [*subsections (1) and (2) of*] this section to public officers of this state shall be public property and shall be delivered over by them to their successors in office.

Section 7. ORS 2.170 is amended to read:

2.170. (1) All moneys collected or received by the State Court Administrator under ORS 2.141 or the Secretary of State under ORS 2.160 shall be paid into the General Fund of the State Treasury to be available for the payment of general governmental expenses.

(2) The cost of printing the advance sheets and [*the reports of the Oregon Supreme Court*] **Oregon Reports** shall be paid out of moneys appropriated to the Supreme Court.

SECTION 8. ORS 2.145 is repealed.

SECTION 9. This Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this Act takes effect July 1, 1975.

Chapter

, Oregon Laws 1975

ENROLLED

House Bill 5062

Passed by House

March 5, 1975

~~Repassed by House~~

.....
Chief Clerk of House

.....
Speaker of House

Passed by Senate

March 13, 1975

~~Repassed by Senate~~

.....
President of Senate

Received by Executive Department:

..... M.,, 1975.

Approved:

....., 1975.

.....
Governor

Filed in Office of Secretary of State:

..... M.,, 1975.

.....
Secretary of State

~~ENROLLED~~
~~A-ENGROSSED~~

House Bill 5062

Ordered by the Speaker March 3
(Including Amendments by House March 3)

Sponsored by JOINT COMMITTEE ON WAYS AND MEANS

CHAPTER

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Appropriates [~~\$2,257,347~~] **\$2,151,156** from General Fund to Supreme Court for biennial expenses. Limits biennial expenditures of Supreme Court from federal funds to [~~\$240,559~~] **\$226,313**.

Gives State Court Administrator, rather than Department of General Services, authority to fix price of advance sheets and Oregon Reports. Gives administrator authority over distribution of Oregon Reports.

Declares emergency. Effective July 1, 1975.

Note: For budget, see 1975-77 Biennial Budget.

NOTE: Matter in bold face in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted; complete new sections begin with SECTION.

~~A BILL FOR AN ACT~~

1
2 Relating to the financial administration of the Supreme Court; amending
3 ORS 2.141, 2.150, 2.160 and 2.170; repealing ORS 2.145; appropriating
4 money; limiting expenditures; and declaring an emergency.

5 **Be It Enacted by the People of the State of Oregon:**

6 **SECTION 1.** There is appropriated to the Supreme Court, for the bien-
7 nium beginning July 1, 1975, out of the General Fund, the sum of \$2,151,956.

8 **SECTION 2.** Notwithstanding any other law, the sum of \$226,313 is es-
9 tablished for the biennium beginning July 1, 1975, as the maximum limit
10 for the payment of expenses from federal funds collected or received by
11 the Supreme Court.

12 **SECTION 3.** Notwithstanding any other law, the sum of \$9,855 is es-
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15 federal funds, collected or received by the Supreme Court.

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19 be prepared, in such number and manner as they may determine, and
20 delivered to the State Court Administrator. The administrator shall file
21 a copy of each [*opinion*] **decision** in his office and cause other copies to
22 be distributed as determined by the Supreme Court.

23 (2) The Department of General Services shall cause to be printed a
24 sufficient number of unbound copies of such [*opinions*] **decisions** as re-
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26 terial to be used as advance sheets. The printed advance sheets shall
27 include a subject index, which shall be prepared by a competent person
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29 Supreme Court. The administrator may furnish such advance sheets
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3 and direct the publication of the decisions of the Supreme Court and
4 **the Court of Appeals** in such form as determined by the Supreme Court.

5 (2) The administrator shall deliver to the State Printer the manu-
6 script for printing as rapidly as the same is delivered to him by the
7 judges and sufficient has accumulated for a volume, and he shall read
8 and correct the proof of the work of the printer. The State Printer shall
9 deliver the published volumes of Oregon Reports to the Secretary of
10 State for distribution pursuant to ORS 2.160.

11 (3) The State Printer shall, upon request of the [*Secretary of State*]
12 **administrator**, reproduce by any process a sufficient number of copies of
13 any prior volumes of Oregon Reports to enable the Secretary of State to
14 carry out ORS 2.160.

15 Section 6. ORS 2.160 is amended to read:

16 2.160. [(1) *The Secretary of State, upon receipt of the current vol-*
17 *umes of Oregon Reports as they are published and delivered:]*

18 [(a) *Shall transmit a copy each to the judges of the Supreme Court*
19 *and Court of Appeals, the State Court Administrator, the judges of the*
20 *district and circuit courts, the district attorneys, the Governor, the Secre-*
21 *tary of State, the State Treasurer, the Congressional Library, the United*
22 *States Supreme Court, the United States district judges in Oregon, the*
23 *United States Court of Appeals at San Francisco, and such number of*
24 *copies to the Attorney General of this state as that officer requires.]*

25 [(b) *Shall deposit three copies in the Supreme Court Library and*
26 *one copy in the Oregon archives.]*

27 [(c) *May send, if deemed advisable at any time, a sufficient number*
28 *of copies to the Librarian of Congress for copyright purposes.]*

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30 **tribute** current and prior volumes of Oregon Reports [*may be made by*
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33 [(3)] (2) All copies of Oregon Reports [, *except as provided in sub-*
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4 of State also may sell such reports at wholesale or in exchange for other
5 volumes of Oregon Reports, in such quantities, at such prices and on
6 such terms and conditions, including the fixing of prices at which they
7 shall be resold, as the [*department*] administrator may determine.

8 [(4)] (3) The copies of Oregon Reports furnished under [*subsec-*
9 *tions (1) and (2) of*] this section to public officers of this state shall
10 be public property and shall be delivered over by them to their successors
11 in office.

12 Section 7. ORS 2.170 is amended to read:

13 2.170. (1) All moneys collected or received by the State Court Ad-
14 ministrator under ORS 2.141 or the Secretary of State under ORS 2.160
15 shall be paid into the General Fund of the State Treasury to be available
16 for the payment of general governmental expenses.

17 (2) The cost of printing the advance sheets and [*the reports of the*
18 *Oregon Supreme Court*] Oregon Reports shall be paid out of moneys
19 appropriated to the Supreme Court.

20 SECTION 8. ORS 2.145 is repealed.

21 SECTION 9. This Act being necessary for the immediate preservation
22 of the public peace, health and safety, an emergency is declared to exist,
23 and this Act takes effect July 1, 1975.



SENATE COMMITTEE REPORT

Salem, Oregon 3-7-75

Mr. President:

Joint
Your/Committee on Ways and Means to whom was referred

Engrossed House Bill 3062, having had the same under consideration,
respectfully report it back with the recommendation that it:

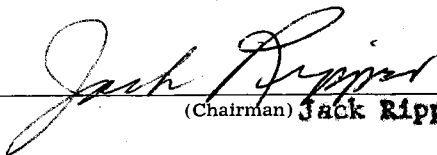
- Do pass: _____ Do pass with amendments:
_____ Be adopted: _____ Be adopted with amendments:
_____ Do pass with amendments to the printed engrossed bill.
_____ (Referred to Committee on Ways and Means by prior reference)
_____ (Other—specify)

Voting no: _____

Voting aye: _____

Excused: _____

Submit:
2 copies if no amdts.
5 copies if amdts.



(Chairman) **Jack Ripper**
Sen. M. Roberts
will lead floor discussion.

MAR 4 1975

10 A.M.

OREGON LEGISLATIVE ASSEMBLY—1975 REGULAR SESSION

A-ENGROSSED
House Bill 5062

Ordered by the Speaker March 3
(Including Amendments by House March 3)

Sponsored by JOINT COMMITTEE ON WAYS AND MEANS

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Appropriates [\$2,257,347] \$2,151,156 from General Fund to Supreme Court for biennial expenses. Limits biennial expenditures of Supreme Court from federal funds to [\$240,559] \$226,313.

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Declares emergency. Effective July 1, 1975.

Note: For budget, see 1975-77 Biennial Budget.

NOTE: Matter in bold face in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted; complete new sections begin with **SECTION**.

1 A BILL FOR AN ACT

2 Relating to the financial administration of the Supreme Court; amending
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15 federal funds, collected or received by the Supreme Court.

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19 be prepared, in such number and manner as they may determine, and
20 delivered to the State Court Administrator. The administrator shall file
21 a copy of each [*opinion*] **decision** in his office and cause other copies to
22 be distributed as determined by the Supreme Court.

23 (2) The Department of General Services shall cause to be printed a
24 sufficient number of unbound copies of such [*opinions*] **decisions** as re-
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26 terial to be used as advance sheets. The printed advance sheets shall
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28 to be appointed by and to be under the supervision of the judges of the
29 Supreme Court. The administrator may furnish such advance sheets
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31 *of General Services*] **him**, payable in advance, keeping a mailing list and
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6 script for printing as rapidly as the same is delivered to him by the
7 judges and sufficient has accumulated for a volume, and he shall read
8 and correct the proof of the work of the printer. The State Printer shall
9 deliver the published volumes of Oregon Reports to the Secretary of
10 State for distribution pursuant to ORS 2.160.

11 (3) The State Printer shall, upon request of the [*Secretary of State*]
12 **administrator**, reproduce by any process a sufficient number of copies of
13 any prior volumes of Oregon Reports to enable the Secretary of State to
14 carry out ORS 2.160.

15 Section 6. ORS 2.160 is amended to read:

16 2.160. [*(1) The Secretary of State, upon receipt of the current vol-*
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18 [*(a) Shall transmit a copy each to the judges of the Supreme Court*
19 *and Court of Appeals, the State Court Administrator, the judges of the*
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22 *States Supreme Court, the United States district judges in Oregon, the*
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25 [*(b) Shall deposit three copies in the Supreme Court Library and*
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33 [(3)] (2) All copies of Oregon Reports [, *except as provided in sub-*
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18 *Oregon Supreme Court*] Oregon Reports shall be paid out of moneys
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21 SECTION 9. This Act being necessary for the immediate preservation
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A Eng
right

A-Engrossed
House Bill 5062

Sponsored by JOINT COMMITTEE ON WAYS AND MEANS

*Ordered by the Speaker March 3
(Including an address by House member 3)*

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Declares emergency.

*Summary changed
1/11*

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2 Relating to the financial administration of the Supreme Court; appropriat-
3 ing money; limiting expenditures; and declaring an emergency.

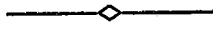
4 Be It Enacted by the People of the State of Oregon:

5 SECTION 1. There is appropriated to the Supreme Court, for the bien-
6 nium beginning July 1, 1975, out of the General Fund, the sum of ~~\$2,257,347.~~ ^{\$2,151,956}

7 SECTION 2. Notwithstanding any other law, the sum of ~~\$240,559~~ ^{\$226,713} is es-
8 tablished for the biennium beginning July 1, 1975, as the maximum limit
9 for the payment of expenses from federal funds collected or received by
10 the Supreme Court.

Insert ① →
#

11 SECTION ~~1~~ ². This Act being necessary for the immediate preservation
12 of the public peace, health and safety, an emergency is declared to exist,
13 and this Act takes effect ~~on its passage.~~ ^{July 1, 1975}



066 Section 3. Notwithstanding any other law, the sum of \$9,855

is established for the biennium beginning July 1, 1975, as the maximum limit for the payment of expenses from fees, moneys or other revenues, except federal funds, collected or received by the Supreme Court.

Section 4. ORS 2.141 is amended to read:

2.141. (1) The judges of the Supreme Court shall cause their [opinions] decisions and the [opinions] decisions of the Court of Appeals to be prepared, in such number and manner as they may determine, and delivered to the State Court Administrator. The administrator shall file a copy of each [opinion] decision in his office and cause other copies to be distributed as determined by the Supreme Court.

(2) The Department of General Services shall cause to be printed a sufficient number of unbound copies of such [opinions] decisions as required by the administrator containing indexes and other necessary material to be used as advance sheets. The printed advance sheets shall include a subject index, which shall be prepared by a competent person to be appointed by and to be under the supervision of the judges of the Supreme Court. The administrator may furnish such advance sheets without charge or to subscribers at a price determined by [the Department of General Services] him, payable in advance, keeping a mailing list and record of receipts. Individual copies of such advance sheets may be furnished upon request without charge or at a price determined by the [department] administrator.

Section 5. ORS 2.150 is amended to read:

2.150. (1) The State Court Administrator shall prepare, superintend and direct the publication of the decisions of the Supreme Court and the Court of Appeals in such form as determined by the Supreme Court.

(2) The administrator shall deliver to the State Printer the manuscript for printing as rapidly as the same is delivered

the state Court Administrator shall prepare, superintend and direct the publication of the decisions of the Supreme Court and the Court of Appeals in such form as determined by the Supreme Court.

§(2) The administrator shall deliver to the State Printer the manuscript for printing as rapidly as the same is delivered to him by the judges and sufficient has accumulated for a volume, and he shall read and correct the proof of the work of the printer. The State Printer shall deliver the published volumes of Oregon Reports to the Secretary of State for distribution pursuant to ORS 2.160.

§(3) The State Printer shall, upon request of the [Secretary of State] administrator, reproduce by any process a sufficient number of copies of any prior volumes of Oregon Reports to enable the Secretary of State to carry out ORS 2.160.

§Section 6. ORS 2.160 is amended to read:

§2.160. [(1) The Secretary of State, upon receipt of the current volumes of Oregon Reports as they are published and delivered:]

§[(a) Shall transmit a copy each to the judges of the Supreme Court and Court of Appeals, the State Court Administrator, the judges of the district and circuit courts, the district attorneys, the Governor, the Secretary of State, the State Treasurer, the Congressional Library, the United States Court, the United States district judges in Oregon,

United States Court of Appeals at San Francisco, and such of copies to the Attorney General of this state as that office requires.]

§[(b) Shall deposit three copies in the State Library and one copy in the Oregon archive.]

§[(c) May send...

Attorneys, the Governor, the Secretary of State, the State Treasurer, the Congressional Library, the United States Supreme Court, the United States district judges in Oregon, the United States Court of Appeals at San Francisco, and such number of copies to the Attorney General of this state as that officer requires.]

§[(b) Shall deposit three copies in the Supreme Court Library and one copy in the Oregon archives.]

§[(c) May send, if deemed advisable at any time, a sufficient number of copies to the Librarian of Congress for copyright purposes.]

§[(2) Further distribution of] (1) The Secretary of State shall distribute current and prior volumes of Oregon Reports [may be made by the Secretary of State] as directed by the [Department of General Services] State Court Administrator.

§[(3)] (2) All copies of Oregon Reports [, except as provided in subsections (1) and (2) of this section,] shall be distributed without charge as determined by the administrator or sold by the Secretary of State at a price determined by the [Department of General Services] administrator. With the approval of the [department, he] administrator, the Secretary of State also may sell such reports at wholesale or in exchange for other volumes of Oregon Reports, in such quantities, at such prices and on such terms and conditions, including the fixing of prices at which they shall be resold, as the [department] administrator may determine.

§[(4)] (3) The copies of Oregon Reports furnished under subsections (1) and (2) of] this section to public officers shall be public property and shall be delivered over to their successors in office.

ORS 2.170 is amended to read:

All moneys collected or received by the State

ORS 2.141 or the Secretary of State

be made by the Secretary of State] as directed by the [Department of General Services] State Court Administrator.

2[(3)] (2) All copies of Oregon Reports [, except as provided in subsections (1) and (2) of this section,] shall be distributed without charge as determined by the administrator or sold by the Secretary of State at a price determined by the [Department of General Services] administrator. With the approval of the [department, he] administrator, the Secretary of State also may sell such reports at wholesale or in exchange for other volumes of Oregon Reports, in such quantities, at such prices and on such terms and conditions, including the fixing of prices at which they shall be resold, as the [department] administrator may determine.

2[(4)] (3) The copies of Oregon Reports furnished under [subsections (1) and (2) of] this section to public officers of this state shall be public property and shall be delivered over by them to their successors in office.

2Section 7. ORS 2.170 is amended to read:

2.170. (1) All moneys collected or received by the State Court Administrator under ORS 2.141 or the Secretary of State under ORS 2.160 shall be paid into the General Fund of the State Treasury to be available for the payment of general governmental expenses.

2(2) The cost of printing the advance sheets and [the reports of the Oregon Supreme Court] Oregon Reports shall be paid out of moneys appropriated to the Supreme Court.

2Section 8. ORS 2.145 is repealed.

and record of receipts. Individual copies of such without charge or at a price

HOUSE AMENDMENTS TO
HOUSE BILL 5062

By JOINT COMMITTEE ON WAYS AND MEANS

MAR 4 1975

March 3

1 In line 2 of the printed bill, after the semicolon insert "amending ORS
2 2.141, 2.150, 2.160 and 2.170; repealing ORS 2.145;".

3 In line 6, delete "\$2,257,347" and insert "\$2,151,956".

4 In line 7, delete "\$240,559" and insert "\$226,313".

5 After line 10, insert:

6 "SECTION 3. Notwithstanding any other law, the sum of \$9,855 is
7 established for the biennium beginning July 1, 1975, as the maximum limit
8 for the payment of expenses from fees, moneys or other revenues, except
9 federal funds, collected or received by the Supreme Court.

10 "Section 4. ORS 2.141 is amended to read:

11 "2.141. (1) The judges of the Supreme Court shall cause their [*opin-*
12 *ions*] decisions and the [*opinions*] decisions of the Court of Appeals to be
13 prepared, in such number and manner as they may determine, and delivered
14 to the State Court Administrator. The administrator shall file a copy of
15 each [*opinion*] decision in his office and cause other copies to be distributed
16 as determined by the Supreme Court.

17 "(2) The Department of General Services shall cause to be printed a
18 sufficient number of unbound copies of such [*opinions*] decisions as re-
19 quired by the administrator containing indexes and other necessary ma-
20 terial to be used as advance sheets. The printed advance sheets shall
21 include a subject index, which shall be prepared by a competent person
22 to be appointed by and to be under the supervision of the judges of the
23 Supreme Court. The administrator may furnish such advance sheets with-
24 out charge or to subscribers at a price determined by [*the Department of*
25 *General Services*] him, payable in advance, keeping a mailing list and
26 record of receipts. Individual copies of such advance sheets may be fur-
27 nished upon request without charge or at a price determined by the [*de-*
28 *partment*] administrator.

1 "Section 5. ORS 2.150 is amended to read:

2 "2.150. (1) The State Court Administrator shall prepare, superintend
3 and direct the publication of the decisions of the Supreme Court and the
4 Court of Appeals in such form as determined by the Supreme Court.

5 "(2) The administrator shall deliver to the State Printer the manu-
6 script for printing as rapidly as the same is delivered to him by the judges
7 and sufficient has accumulated for a volume, and he shall read and correct
8 the proof of the work of the printer. The State Printer shall deliver the
9 published volumes of Oregon Reports to the Secretary of State for distri-
10 bution pursuant to ORS 2.160.

11 "(3) The State Printer shall, upon request of the [Secretary of State]
12 administrator, reproduce by any process a sufficient number of copies of
13 any prior volumes of Oregon Reports to enable the Secretary of State to
14 carry out ORS 2.160.

15 "Section 6. ORS 2.160 is amended to read:

16 "2.160. [(1) *The Secretary of State, upon receipt of the current volumes*
17 *of Oregon Reports as they are published and delivered:*]

18 "[*(a) Shall transmit a copy each to the judges of the Supreme Court*
19 *and Court of Appeals, the State Court Administrator, the judges of the*
20 *district and circuit courts, the district attorneys, the Governor, the Secre-*
21 *tary of State, the State Treasurer, the Congressional Library, the United*
22 *States Supreme Court, the United States district judges in Oregon, the*
23 *United States Court of Appeals at San Francisco, and such number of copies*
24 *to the Attorney General of this state as that officer requires.]*

25 "[*(b) Shall deposit three copies in the Supreme Court Library and one*
26 *copy in the Oregon archives.]*

27 "[*(c) May send, if deemed advisable at any time, a sufficient number*
28 *of copies to the Librarian of Congress for copyright purposes.]*

29 "[*(2) Further distribution of*] (1) **The Secretary of State shall distribute**
30 **current and prior volumes of Oregon Reports** [*may be made by the Secre-*
31 *tary of State*] **as directed by the** [*Department of General Services*] **State**
32 **Court Administrator.**

1 "[(3)] (2) All copies of Oregon Reports [, *except as provided in sub-*
2 *sections (1) and (2) of this section,*] shall be **distributed without charge as**
3 **determined by the administrator** or sold by the Secretary of State at a price
4 determined by the [*Department of General Services*] **administrator** . With
5 the approval of the [*department, he*] **administrator, the Secretary of State**
6 also may sell such reports at wholesale or in exchange for other volumes of
7 Oregon Reports, in such quantities, at such prices and on such terms and
8 conditions, including the fixing of prices at which they shall be resold, as
9 the [*department*] **administrator** may determine.

10 "[(4)] (3) The copies of Oregon Reports furnished under [*subsections*
11 *(1) and (2) of*] this section to public officers of this state shall be public
12 property and shall be delivered over by them to their successors in office.

13 "Section 7. ORS 2.170 is amended to read:

14 "2.170. (1) All moneys collected or received by the State Court Ad-
15 ministrator under ORS 2.141 or the Secretary of State under ORS 2.160
16 shall be paid into the General Fund of the State Treasury to be available
17 for the payment of general governmental expenses.

18 "(2) The cost of printing the advance sheets and [*the reports of the*
19 *Oregon Supreme Court*] **Oregon Reports** shall be paid out of moneys ap-
20 propriated to the Supreme Court.

21 "**SECTION 8.** ORS 2.145 is repealed."

22 In line 11, delete "3" and insert "9".

23 In line 13, delete "on its passage" and insert "July 1, 1975".



HOUSE COMMITTEE REPORT

Salem, Oregon 2-28, 19 75

Mr. Speaker:

Joint
Your/Committee on Ways and Means to whom was referred HB 5062 having had the same under consideration, respectfully reports it back with the recommendation that it:

- Do pass. Do pass with 1st House amendments (X) and be printed engrossed.
- Be adopted. Be adopted with _____ House amendments () and be printed engrossed.
- Be referred to: () Ways and Means by prior reference.
- () _____.

(5 pages of amendments attached)

FOR INFORMATION ONLY-NOT PART OF COMMITTEE REPORT

Voting no: _____

Voting aye: Representatives Gwinn, Katz, Stevenson, Sumner, Johnson, Gustafson, Akeson

Excused: _____

Submit: 2 copies if no amendments
 4 copies if amendments
 5 copies if to be printed engrossed

Retain: 1 copy for committee files

Harvey Akeson Chairman
 Harvey Akeson
 Rep. Sumner will lead floor discussion on this measure.

Legislative Counsel
2/27/75
(14)

AMENDMENTS TO HOUSE BILL 5062

In line 2
On ~~page 2~~ of the printed bill, ~~line 2~~, after the semicolon insert "amending ORS 2.141, 2.150, 2.160 and 2.170; repealing ORS 2.145;".

In line 6, delete "\$2,257,347" and insert "\$2,151,956".

In line 7, delete "\$240,559" and insert "\$226,313".

After line 10[^] insert:

68 "Section 3. Notwithstanding any other law, the sum of \$9,855 is established for the biennium beginning July 1, 1975, as the maximum limit for the payment of expenses from fees, moneys or other revenues, except federal funds, collected or received by the Supreme Court.

"Section 4. ORS 2.141 is amended to read:

"2.141. (1) The judges of the Supreme Court shall cause their [opinions] decisions and the [opinions] decisions of the Court of Appeals to be prepared, in such number and manner as they may determine, and delivered to the State Court Administrator. The administrator shall file a copy of each

[opinion] decision in his office and cause other copies to be distributed as determined by the Supreme Court.

"(2) The Department of General Services shall cause to be printed a sufficient number of unbound copies of such [opinions] decisions as required by the administrator containing indexes and other necessary material to be used as advance sheets. The printed advance sheets shall include a subject index, which shall be prepared by a competent person to be appointed by and to be under the supervision of the judges of the Supreme Court. The administrator may furnish such advance sheets without charge or to subscribers at a price determined by [the Department of General Services] him, payable in advance, keeping a mailing list and record of receipts. Individual copies of such advance sheets may be furnished upon request without charge or at a price determined by the [department] administrator.

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HB 5062

Proposed Committee Amendments

2/3/75 -- Page 2

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"2.160. [(1) The Secretary of State, upon receipt of the current volumes of Oregon Reports as they are published and delivered:]

"[(a) Shall transmit a copy each to the judges of the Supreme Court and Court of Appeals, the State Court Administrator, the judges of the district and circuit courts, the district attorneys, the Governor, the Secretary of State, the State Treasurer, the Congressional Library, the United States Supreme Court, the United States district judges in Oregon, the

HB 5062

Proposed Committee Amendments

2/3/75 -- Page 3

United States Court of Appeals at San Francisco, and such number of copies to the Attorney General of this state as that officer requires.]

"[(b) Shall deposit three copies in the Supreme Court Library and one copy in the Oregon archives.]

"[(c) May send, if deemed advisable at any time, a sufficient number of copies to the Librarian of Congress for copyright purposes.]

"[(2) Further distribution of] (1) The Secretary of State shall distribute current and prior volumes of Oregon Reports [may be made by the Secretary of State] as directed by the [Department of General Services] State Court Administrator.

"[(3)] (2) All copies of Oregon Reports [, except as provided in subsections (1) and (2) of this section,] shall be distributed without charge as determined by the administrator or sold by the Secretary of State at a price determined by the [Department of General Services] administrator. With the approval of the [department, he] administrator, the Secretary of State also may sell such reports at wholesale or in exchange for other volumes of Oregon Reports, in such quantities, at such prices and on such terms and conditions, including the fixing of

HB 5062

Proposed Committee Amendments

2/3/75 -- Page 4

prices at which they shall be resold, as the [department]
administrator may determine.

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this state shall be public property and shall be delivered over
by them to their successors in office.

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"(2) The cost of printing the advance sheets and [the
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1975".

HB 5062

Proposed Committee Amendments

2/3/75 -- Page 5

House Bill 5062

Sponsored by JOINT COMMITTEE ON WAYS AND MEANS

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Appropriates \$2,257,347 from General Fund to Supreme Court for biennial expenses. Limits biennial expenditures of Supreme Court from federal funds to \$240,559.

Declares emergency .

Note: For budget, see 1975-77 Biennial Budget.

NOTE: Matter in bold face in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted; complete new sections begin with **SECTION**.

1

A BILL FOR AN ACT

2 Relating to the financial administration of the Supreme Court; appropriat-
3 ing money; limiting expenditures; and declaring an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** There is appropriated to the Supreme Court, for the bien-
6 nium beginning July 1, 1975, out of the General Fund, the sum of \$2,257,347.

7 **SECTION 2.** Notwithstanding any other law, the sum of \$240,559 is es-
8 tablished for the biennium beginning July 1, 1975, as the maximum limit
9 for the payment of expenses from federal funds collected or received by
10 the Supreme Court.

11 **SECTION 3.** This Act being necessary for the immediate preservation
12 of the public peace, health and safety, an emergency is declared to exist,
13 and this Act takes effect on its passage.



A BILL FOR

AN ACT

Relating to the financial administration of the Supreme Court;
appropriating money; limiting expenditures; and declaring an
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Be It Enacted by the People of the State of Oregon:

Section 1. There is appropriated to the Supreme Court, for the
biennium beginning July 1, 1975, out of the General Fund, the sum of
\$2,257,347.

Section 2. Notwithstanding any other law, the sum of \$240,559
is established for the biennium beginning July 1, 1975, as the maximum
limit for the payment of expenses from federal funds collected or
received by the Supreme Court.

Section 3. This Act being necessary for the immediate preserva-
tion of the public peace, health and safety, an emergency is declared
to exist, and this Act takes effect on its passage.

HOUSE BILL BACK

▼ CROSS OUT INAPPLICABLE WORDS ▼

RECEIVED
HOUSE DESK

11

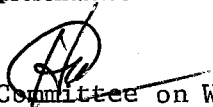
BILL)
~~RESOLUTION~~) NUMBER 5062
~~MEMORANDUM~~)

1975 JAN 13 PM 2 52

Title:

Relating to the financial administration of the Supreme Court; appropriating money; limiting expenditures; and declaring an emergency.

Sponsored by Representatives


 Joint Committee on Ways and Means

ADDITIONAL SIGNERS

HOUSE

SENATE

Akeson
 Blumenauer
 Bonebrake
 Bunn
 Burrows
 Byers
 Cherry
 Chrest
 Davis
 Densmore
 Dereli
 Fadeley
 Ferguson
 Forbes
 Frohnmayer
 Gilmour
 Grannell
 Groener
 Gustafson
 Gwinn
 Hanneman
 Johnson, C.
 Johnson, S.
 Jones
 Kafoury
 Katz
 Kerans
 Kinsey
 Kulongoski
 Lang
 LA 24 HD

Lindquist
 Magruder
 Marsh
 Martin
 Marx
 McCrae
 Mitchell
 Morris
 Myers
 Otto
 Patterson
 Paulus
 Peck
 Priestley
 Ragsdale
 Rieke
 Rijken
 Rogers
 Simpson
 Starr
 Stevenson
 Stults
 Sumner
 Van Vliet
 Walden
 Whallon
 Whiting
 Wilhelms
 Wolfer
 Wyatt

Atiyeh
 Boe
 Brown, W.
 Browne, E.
 Burbidge
 Carson
 Cook
 Fadeley
 Groener
 Hallock
 Hanlon
 Hannon
 Heard
 Howard
 Jernstedt
 Lang
 McCoy
 Meeker
 Ouderkirk
 Potts
 Powell
 Ripper
 Roberts, B.
 Roberts, F.
 Roberts, M.
 Smith
 Thorne
 Trow
 Whipple
 Wingard

Staple

Staple

ORIGINAL

LEGISLATURE, 88TH REGULAR SESSION, HOUSE, 1975. RG:16 75A-145
BILLS, ORIGINAL: JAN 15, 1975 - # 14

By: **Bill** 5062

Representatives

Resolutions

Memorial

DATE A-ENGROSSED .. *March 3*

DATE B-ENGROSSED ..

DATE C-ENGROSSED ..

DATE D-ENGROSSED ..

DATE E-ENGROSSED ..

DATE ENROLLED *Mar. 13*

JOINT COMMITTEE ON WAYS AND MEANS

TITLE *amending ORS 3,141, 3,150, 3,160 and 3,170, repealing ORS 3,145;*
 Relating to the financial administration of the Supreme Court; appropriating money; limiting expenditures; and declaring an emergency.

HOUSE ACTION

READ FIRST TIME *(RS)* JAN 14 1975

READ SECOND TIME JAN 14 1975

REFERRED TO *Ways + Means*

REPORTED BACK WITH THE RECOMMENDATION THAT IT

MAR 3 1976

DO PASS WITH AMENDMENT

DO PASS

be printed engrossed

REFERRED TO

REPORTED BACK WITH THE RECOMMENDATION THAT IT

DO PASS WITH AMENDMENT

READ THIRD TIME AND PASSED MAR 5 1975

SIGNED *[Signature]* CHIEF CLERK

ADDITIONAL ACTION

DATE MAR 12 1975

ACTION *Carried over to Thursday, March 13. Calendar on Motion of Heard.*

LA 27 HD

SENATE ACTION

READ FIRST TIME MAR - 6 1975

READ SECOND TIME MAR - 7 1975

REFERRED TO *Sharp and Means*

REPORTED BACK WITH THE RECOMMENDATION THAT IT

MAR 10 1975

REREFERRED TO

REPORTED BACK WITH THE RECOMMENDATION THAT IT

READ THIRD TIME AND PASSED MAR 13 1975

SIGNED *[Signature]* SECRETARY OF SENATE

HOUSE CONCURRED IN SENATE AMENDMENTS AND REPASSED