

House Bill 1236 (COMMITTEE SUBSTITUTE)

By: Representative Willard of the 49th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 2 of Chapter 18 of Title 50 of the Official Code of Georgia Annotated,
2 relating to court reports, so as to change provisions relating to the procedure for distribution
3 of court reports and discontinuance and resumption of distribution; to reduce the number of
4 reports that the reporter has to distribute; to provide for related matters; to repeal conflicting
5 laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 2 of Chapter 18 of Title 50 of the Official Code of Georgia Annotated, relating to
9 court reports, is amended by revising Code Section 50-18-31, relating to the procedure for
10 distribution of court reports and discontinuance and resumption of distribution, as follows:

11 "50-18-31.

12 The reporter shall make distribution of the reports which shall be handled in accordance
13 with this Code section:

14 (1) The reporter shall place all orders for the reports with the publisher. ~~At any time the~~
15 ~~state librarian adds or eliminates a particular exchange point or determines that the~~
16 ~~number of copies of either of the reports needs to be changed, he or she shall notify the~~
17 ~~reporter of this fact in writing, and the reporter shall adjust his or her orders for new~~
18 ~~reports accordingly;~~

19 (2) All volumes distributed within this state to the state or to any of its subordinate
20 departments, agencies, or political subdivisions, or to public officers or public employees
21 within the state, ~~other than to the state librarian for exchange purposes,~~ shall be the
22 property of the appropriate public officer or employee during his or her term of office or
23 employment and shall be turned over to his or her successor; and the reporter shall take
24 and retain a receipt from each such public officer or employee acknowledging this fact.
25 ~~Volumes distributed to the state librarian for exchange purposes, but handled for delivery~~
26 ~~to exchangees by the reporter on behalf and in the name of the state library, shall become~~

27 ~~the property of the recipient.~~ The reporter shall at all times use the most economical
 28 method of shipment consistent with the safety and security of the volumes; and
 29 (3) The reporter shall make distributions of the reports in accordance with the following:

| | | |
|----|--|----------------|
| 30 | Archives, State | one copy |
| 31 | Commissioner of Insurance | one copy |
| 32 | Court of Appeals of Georgia | 23 copies |
| 33 | (which number may be increased upon written order from the Chief | |
| 34 | Judge to the reporter) | |
| 35 | Executive Department | one copy |
| 36 | Georgia Institute of Technology | one copy |
| 37 | Georgia State University | one copy |
| 38 | Historical Society, Georgia | one copy |
| 39 | Human Resources, Department of | one copy |
| 40 | House Judiciary Committee | one copy |
| 41 | Labor, Department of | one copy |
| 42 | Law, Department of | six copies |
| 43 | (which number may be increased upon written order from the Attorney | |
| 44 | General) | |
| 45 | Legislative Counsel | one copy |
| 46 | (which number may be increased upon written order of the Legislative | |
| 47 | Counsel) | |
| 48 | Library, State | |
| 49 | Exchange Program: | |
| 50 | Each foreign government authority participating | one copy |
| 51 | Each state participating | one copy |
| 52 | Shelving | two copies |
| 53 | Newly created superior court circuits or judgeships | as appropriate |
| 54 | Whenever a new superior court circuit or a new judgeship within a | |
| 55 | circuit shall be created, if the officer entitled to reports shall notify the | |
| 56 | reporter in writing of his or her assumption of office, the reporter shall | |
| 57 | add his or her position to those to receive reports and shall supply him | |
| 58 | or her with all earlier volumes. | |
| 59 | Judge of the Probate Court (each county) | one copy |

60 Each probate court shall place a written order with the reporter on or
 61 before October 1. A written order from a probate court shall remain in
 62 effect until changed by a subsequent written order. The reporter shall
 63 not provide reports to any probate court without a written order.

64 Public Service Commission one copy

65 ~~Recipients not named herein but named on the librarian's distribution list~~
 66 ~~as of the date of his or her last distribution of the reports next preceding~~
 67 ~~April 18, 1975 (each) one copy~~

68 ~~The reporter is authorized to add such names, in whole or in part, to his~~
 69 ~~or her listing of distributees to receive future reports.~~

70 Reporter

71 Assistant reporter's desk one copy

72 Copyright three copies

73 Reporter's clerical staff one copy

74 Reporter's desk one copy

75 Secretary of State one copy

76 Senate Judiciary Committee one copy

77 ~~Special or emergency circumstances as appropriate~~

78 ~~When it shall appear to the reporter that a worthy state purpose will be~~
 79 ~~served thereby, he or she may add agencies or officers to the list of~~
 80 ~~recipients of reports, provided that no courts or agencies of a local~~
 81 ~~nature shall be added to the list.~~

82 Superior Courts

83 ~~Clerks (each) one copy~~

84 ~~District Attorneys (each) one copy~~

85 ~~Judges (each) one copy~~

86 Each superior court judge shall place a written order with the reporter
 87 on or before October 1. A written order from a superior court judge
 88 shall remain in effect until changed by a subsequent written order.

89 The reporter shall not provide reports to any superior court judge court
 90 without a written order.

91 Supreme Court of Georgia 18 copies

92 ~~(which number may be increased upon written order from the Chief~~
 93 ~~Justice to the reporter)~~

94 United States Courts

| | | |
|----|--|------------------------|
| 95 | Court of Appeals, Fifth Circuit | one copy |
| 96 | District Courts, Georgia | four copies |
| 97 | University of Georgia Law School Library | 25 <u>four</u> copies |
| 98 | Workers' Compensation, State Board of | six copies |

99 The reporter may add additional recipients or additional copies to named
100 recipients upon written order from the Chief Justice of the Supreme Court;
101 and

102 ~~(4) Notwithstanding the provisions of paragraph (3) of this Code section regarding~~
103 ~~distribution of reports to superior courts and to judges of the probate courts, the chief~~
104 ~~judge of the superior courts of any judicial circuit may, for any county within that circuit,~~
105 ~~have discontinued or restored the distribution of any of that county's authorized number~~
106 ~~of copies of reports, as such judge determines the needs therefor, upon written request to~~
107 ~~the librarian. In any event, at least one copy of each report shall be distributed to each~~
108 ~~county to be placed in the county law library or, if no such library is maintained, in the~~
109 ~~office of the judge of the probate court for the use of the general public."~~

110 **SECTION 2.**

111 All laws and parts of laws in conflict with this Act are repealed.