

CHAPTER 387
FORMERLY
HOUSE BILL NO. 401

AN ACT TO AMEND TITLE 1 OF THE DELAWARE CODE RELATING TO THE DELAWARE CODE AND CONTINUOUS CODE REVISION.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

Section 1. Amend Chapter 1, Title 1 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 101. Designation and citation of Code.

(a) The laws embraced in this title and the following titles, parts, chapters, subchapters and sections, as amended from time to time, shall constitute and be known as the “Delaware Code,” hereinafter referred to as “the Code” or “this Code.”

(b) The Code may be cited by the abbreviation “Del. C.” preceded by the number of the title and followed by the number of the section, chapter or part in the title. Examples: Section 101 of Title 1 may be cited as 1 Del. C. § 101; chapter 3 of Title 2 may be cited as 2 Del. C. c. 3; Part V of Title 3 may be cited as 3 Del. C. Part V. When citing a section of the Code, the subchapter, chapter or part in which the section is found need not be included in the citation.

§ 101A. Designation of the Rules.

Rules of practice and procedure adopted by the State and federal courts of Delaware shall constitute and be known as the “Delaware Rules Annotated,” hereinafter referred to as “the Rules.”

§ 108. Distribution of Code, Rules, and supplements.

(a) All ~~state~~, legislative, executive, judicial, or other state governmental entities or agencies shall have the Delaware Code available electronically.

(b) Each state entity or agency desiring printed copies of the Delaware Code, and supplements thereto, and the Rules, and supplements thereto, purchased by the State shall annually certify to ~~the Director of Government Support Services~~ Legislative Council the exact number of printed copies that entity or agency requires and the reason such copies are necessary by September 1 of each year.

(c) Legislative Council shall be responsible for budgeting the necessary funds to provide copies of the Delaware Code, and supplements thereto, and the Rules, and supplements thereto. Any additional copies of the Delaware Code, and supplements thereto, and the Rules, and supplements thereto, over current allocations shall be the responsibility of the requesting entity or agency. Special orders, such as individual titles, shall continue to be the responsibility of each entity or agency.

Section 2. Amend Chapter 2, Title 1 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

Subchapter II. Preparation of Supplements and Code.

§ 210. Duties and powers of Revisors.

(a) At the close of each regular, annual session of the General Assembly, the Revisors shall prepare or cause to be prepared supplements to the Delaware Code and all other general and permanent laws which have become law since the publication of the last supplements, noting the sections that have been repealed, generally updating the Code and including, in the discretion of the Revisors, updated annotations of court decisions. The supplements are to be completed and delivered to the State not later than 6 months after the close of such legislative session.

(b) From time to time, after consultation with the Legislative Council, the Revisors shall prepare or cause to be prepared a revised, recompiled, or revised and recompiled Delaware Code, or replacement or supplemental volume or volumes thereof, which may, in the discretion of the Revisors, include updated annotations of court decisions.

(c) The Revisors may make and enter into all contracts and agreements, and execute, acknowledge and deliver all instruments and assurances, necessary or incidental to the performance of their duties and the execution of their duties and powers under this chapter.

(d) The Revisors may sue and be sued in their own name.

(e) The Revisors shall annually publish or cause to be published the Rules and, six months later, shall publish or cause to be published supplements to the Rules. The Revisors shall consult with the State and federal courts of Delaware in publishing or causing to be published the Rules and Rules supplements. The Revisors may include annotations of court decisions and other aides in the Rules and Rules supplements.

§ 212. Bids; contract.

The Revisors shall, after consultation with the Legislative Council, upon such specifications and conditions as they shall determine, duly and sufficiently advertise for bids for the compilation, revision, annotation, printing and binding of the Code supplements and the revised or recompiled Delaware Code, along with the Rules and Rules supplements, and shall award a contract for such work to the lowest and best legal publisher of recognized standing as such. The contract for Code supplements may, in the discretion of the Revisors, cover the Code supplements for one or more of the sessions of the General Assembly.

§ 213. Number of Code supplements, Rules, and Rules supplements; sale rights ~~to nonresidents~~.

~~The Revisors shall, after consultation with the Legislative Council, cause to be printed and delivered to the State not more than 2,500 copies of the pocket supplements. The Revisors shall consult with Legislative Council to determine the number of Code supplements, Rules, and Rules supplements to be printed and delivered to the State by the publisher each year.~~ The Revisors are authorized in awarding the contract for the printing of the Code supplements, Rules, and Rules supplements, to grant the publisher such sales rights ~~with respect to nonresidents of the State~~ as in the judgment of the Revisors would be advantageous to the State.

Subchapter III. Distribution ~~and Sale~~.

§ 220. ~~Duties of Government Support Services~~ Distribution of the Code and the Rules.

~~The completed supplements shall be delivered to the Government Support Services who shall distribute the supplements to the General Assembly and state agencies and sell the supplements to the public in the same manner and under the same terms and conditions as is provided for the distribution and sale of the Code in § 108 of this title. The price for which each set of supplements shall be sold by the State shall be not less than the cost to the State of the preparation of such supplements (exclusive of the salaries of the Revisors).~~ Completed Code supplements, Rules, and Rules supplements shall be delivered to each state entity or agency in accordance with the directive of Legislative Council.

Approved August 05, 2014