1   H.1

2   Introduced by Representative Lippert of Hinesburg

3   Referred to Committee on

4   Date:

5   Subject: Judiciary; clerks of court; records of judgments and other proceedings

6   Statement of purpose: This bill proposes to repeal the requirement that

7   superior court clerks keep a book of judgments separate from the originals.

8   An act relating to repealing the requirement that superior court clerks keep a
9   separate book of judgments

10   It is hereby enacted by the General Assembly of the State of Vermont:

11   Sec. 1. 4 V.S.A. § 652 is amended to read:

12   § 652. RECORDS OF JUDGMENTS AND OTHER PROCEEDINGS;

13   DOCKETS; CERTIFIED COPIES

14   The clerk shall:

15   (1) ~~At the close of each stated, special, or adjourned term of the court,~~

16   ~~enter of record in due form the judgments rendered by the court in a book kept~~

17   ~~for that purpose and submit the same to the inspection of the judges of the~~

18   ~~court;~~ [Repealed.]

19   (2) ~~Make~~ make and keep dockets of the causes pending at each term of

20   the court;

1   (3) ~~Record~~ <u>record</u> any other proceedings that the court may direct, and

2   make and sign all process regularly issuing from the court; and

3   (4) ~~Keep~~ <u>keep</u> on file and preserve all process, pleadings, and papers

4   relating to causes in superior court which together with the records of the

5   court, he or she shall give to any person, on demand and tender of the legal

6   fees, certified copies of any of the records, proceedings<u>,</u> or minutes in his or

7   her office, and all proper certificates~~,~~ under the seal of the court. However, the

8   clerk shall not disclose the filing of an action or release any records,

9   proceedings, or minutes pertaining to it until service of process has been

10   completed; nor shall the clerk disclose any materials or information required

11   by law to be kept confidential. Original court records shall be maintained for

12   two years after final court action and thereafter may be maintained on

13   microfilm or electronic media.

14   Sec. 2. EFFECTIVE DATE

15   <u>This act shall take effect on July 1, 2013.</u>