

SENATE BILL NO. 131—SENATOR BROWER

FEBRUARY 9, 2015

Referred to Committee on Judiciary

SUMMARY—Revises provisions governing the compensation of certain court reporters. (BDR 1-639)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact. Effect on the State: Yes.

~

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to court reporters; increasing the compensation for certain services provided by a court reporter in district court; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law sets forth the compensation that must be paid for various services  
2 provided by the official reporter or reporter pro tempore in a state district court.  
3 (NRS 3.370) This bill increases the compensation that must be paid to such court  
4 reporters for certain transcription and reporting services.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 3.370 is hereby amended to read as follows:  
2 3.370 1. Except as otherwise provided in subsection 3, for his  
3 or her services the official reporter or reporter pro tempore is  
4 entitled to the following compensation:  
5 (a) For being available to report civil and criminal testimony and  
6 proceedings when the court is sitting during traditional business  
7 hours on any day except Saturday or Sunday, ~~[\$170]~~ \$250 per day,  
8 to be paid by the county as provided in subsection 4.  
9 (b) For being available to report civil and criminal testimony  
10 and proceedings when the court is sitting beyond traditional  
11 business hours or on Saturday or Sunday:  
12 (1) If the reporter has been available to report for at least 4  
13 hours, \$35 per hour for each hour of availability; or



1 (2) If the reporter has been available to report for fewer than  
2 4 hours, a pro rata amount based on the daily rate set forth in  
3 paragraph (a),

4 to be paid by the county as provided in subsection 4.

5 (c) For transcription:

6 (1) Except as otherwise provided in subparagraph (2), for the  
7 original draft and any copy to be delivered:

8 (I) Within 24 hours after it is requested, ~~[\$7.50]~~ \$8.03 per  
9 page for the original draft and one copy, and ~~[\$2]~~ \$3.62 per page for  
10 each additional copy;

11 (II) Within 48 hours after it is requested, ~~[\$5.62]~~ \$6.01  
12 per page for the original draft and one copy, and ~~[\$1.50]~~ \$2.72 per  
13 page for each additional copy;

14 (III) Within 4 days after it is requested, ~~[\$4.68]~~ \$5.01 per  
15 page for the original draft and one copy, and ~~[\$1.25]~~ \$2.26 per page  
16 for each additional copy; or

17 (IV) More than 4 days after it is requested, ~~[\$3.55]~~ \$3.80  
18 per page for the original draft and one copy, and ~~[\$55-cents]~~ \$1.00  
19 per page for each additional copy.

20 (2) For civil litigants who are ordering the original draft and  
21 are represented by a nonprofit legal corporation or a program for pro  
22 bono legal assistance, for the original draft and any copy to be  
23 delivered:

24 (I) Within 24 hours after it is requested, \$5.50 per page  
25 and \$1.10 per page for each additional copy;

26 (II) Within 48 hours after it is requested, \$4.13 per page  
27 and 83 cents per page for each additional copy;

28 (III) Within 4 days after it is requested, \$3.44 per page  
29 and 69 cents per page for each additional copy; or

30 (IV) More than 4 days after it is requested, \$2.75 per page  
31 and 55 cents per page for each additional copy.

32 (3) For any party other than the party ordering the original  
33 draft, for the copy of the draft to be delivered:

34 (I) Within 24 hours after it is requested, \$1.10 per page;

35 (II) Within 48 hours after it is requested, 83 cents per  
36 page;

37 (III) Within 4 days after it is requested, 69 cents per page;  
38 or

39 (IV) More than 4 days after it is requested, 55 cents per  
40 page.

41 (d) For reporting all civil matters, in addition to the  
42 compensation provided in paragraphs (a) and (b), ~~[\$30]~~ \$40 for each  
43 hour or fraction thereof actually spent, to be taxed as costs pursuant  
44 to subsection 5.



1 (e) For providing an instantaneous translation of testimony into  
2 English which appears on a computer that is located at a table in the  
3 courtroom where the attorney who requested the translation is  
4 seated:

5 (1) Except as otherwise provided in this subparagraph, in all  
6 criminal matters in which a party requests such a translation, in  
7 addition to the compensation provided pursuant to paragraphs (a)  
8 and (b), \$140 for the first day and \$90 per day for each subsequent  
9 day from the party who makes the request. This additional  
10 compensation must be paid by the county as provided pursuant to  
11 subsection 4 only if the court issues an order granting the translation  
12 service to the prosecuting attorney or to an indigent defendant who  
13 is represented by a county or state public defender.

14 (2) In all civil matters in which a party requests such a  
15 translation, in addition to the compensation provided pursuant to  
16 paragraphs (a), (b) and (d), \$140 for the first day and \$90 per day  
17 for each subsequent day, to be paid by the party who requests the  
18 translation.

19 (f) For providing a diskette containing testimony prepared from  
20 a translation provided pursuant to paragraph (e):

21 (1) Except as otherwise provided in this subparagraph, in all  
22 criminal matters in which a party requests the diskette and the  
23 reporter agrees to provide the diskette, in addition to the  
24 compensation provided pursuant to paragraphs (a), (b) and (e),  
25 \$1.50 per page of the translation contained on the diskette from the  
26 party who makes the request. This additional compensation must be  
27 paid by the county as provided pursuant to subsection 4 only if the  
28 court issues an order granting the diskette to the prosecuting  
29 attorney or to an indigent defendant who is represented by a county  
30 or state public defender.

31 (2) In all civil matters in which a party requests the diskette  
32 and the reporter agrees to provide the diskette, in addition to the  
33 compensation provided pursuant to paragraphs (a), (b), (d) and (e),  
34 \$1.50 per page of the translation contained on the diskette, to be  
35 paid by the party who requests the diskette.

36 2. For the purposes of subsection 1, a page is a sheet of paper 8  
37 1/2 by 11 inches and does not include a condensed transcript. The  
38 left margin must not be more than 1 1/2 inches from the left edge of  
39 the paper. The right margin must not be more than three-fourths of  
40 an inch from the right edge of the paper. Each sheet must be  
41 numbered on the left margin and must contain at least 24 lines of  
42 type. The first line of each question and of each answer may be  
43 indented not more than five spaces from the left margin. The first  
44 line of any paragraph or other material may be indented not more  
45 than 10 spaces from the left margin. There must not be more than



1 one space between words or more than two spaces between  
2 sentences. The type size must not be larger than 10 characters per  
3 inch. The lines of type may be double spaced or one and one-half  
4 spaced.

5 3. If the court determines that the services of more than one  
6 reporter are necessary to deliver transcripts on a daily basis in a  
7 criminal proceeding, each reporter is entitled to receive:

8 (a) The compensation set forth in paragraphs (a) and (b) of  
9 subsection 1 and subparagraph (1) of paragraph (e) of subsection 1,  
10 as appropriate; and

11 (b) Compensation of \$7.50 per page for the original draft and  
12 one copy, and \$2 per page for each additional copy for transcribing  
13 a proceeding of which the transcripts are ordered by the court to be  
14 delivered on or before the start of the next day the court is scheduled  
15 to conduct business.

16 4. The compensation specified in paragraphs (a) and (b) of  
17 subsection 1, the compensation for transcripts in criminal cases  
18 ordered by the court to be made, the compensation for transcripts in  
19 civil cases ordered by the court pursuant to NRS 12.015, the  
20 compensation for transcripts for parents or guardians or attorneys of  
21 parents or guardians who receive transcripts pursuant to NRS  
22 432B.459, the compensation in criminal cases that is ordered by the  
23 court pursuant to subparagraph (1) of paragraph (e) and  
24 subparagraph (1) of paragraph (f) of subsection 1 and the  
25 compensation specified in subsection 3 must be paid out of the  
26 county treasury upon the order of the court. When there is no  
27 official reporter in attendance and a reporter pro tempore is  
28 appointed, his or her reasonable expenses for traveling and detention  
29 must be fixed and allowed by the court and paid in the same  
30 manner. The respective district judges may, with the approval of the  
31 respective board or boards of county commissioners within the  
32 judicial district, fix a monthly salary to be paid to the official  
33 reporter in lieu of per diem. The salary, and also actual traveling  
34 expenses in cases where the reporter acts in more than one county,  
35 must be prorated by the judge on the basis of time consumed by  
36 work in the respective counties and must be paid out of the  
37 respective county treasuries upon the order of the court.

38 5. Except as otherwise provided in subsection 4, in civil cases,  
39 the compensation prescribed in paragraph (d) of subsection 1 and  
40 for transcripts ordered by the court to be made must be paid by the  
41 parties in equal proportions, and either party may, at the party's  
42 option, pay the entire compensation. In either case, all amounts so  
43 paid by the party to whom costs are awarded must be taxed as costs  
44 in the case. The compensation for transcripts and copies ordered by  
45 the parties must be paid by the party ordering them. No reporter may



1 be required to perform any service in a civil case until his or her  
2 compensation has been paid to him or her.

3 6. Where a transcript is ordered by the court or by any party,  
4 the compensation for the transcript must be paid to the reporter  
5 before the furnishing of the transcript.

