



State of Nevada
Certified Court Reporters Board

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LORI JUDD – Chairperson
SHERRILL GROTHEER – Vice Chairperson
PEGGY ELIAS – Board Member
PEGGY HOOGS – Board Member
SEVERIN CARLSON – Board Member

MEETING MINUTES
Legislative Regulations Committee Meeting

Date: Tuesday, August 7, 2012
Start Time: 5:35pm
End Time: 8:44pm

Location: Esquire Deposition Services, LLC
2300 West Sahara Avenue, Suite 770
Las Vegas, NV 89102

Present in Las Vegas: Peggy Elias	Sherrill Grotheer	Gloria Perry	Heidi Konsten
Debbie Uehara	Cynthia Saldivar	Jamie Nieve	Mickey Chan
Brandy Roberts	Leah Jorgenson	Clara Casey	

Present by TelCon: Angelique Ferrio

ITEM #1: Workshop Called to Order:

The workshop was called to order by Peggy Elias, Legislative Regulations Committee Chairperson.

ITEM #2: Public Comments: No public comments.

Items were taken out of order.

ITEM #4: Review of Disciplinary Language of NAC Chapter 656 Pursuant to NRS 233B050(1e):

Each committee member was assigned to a Board to conduct a review of their disciplinary language and to determine its applicability to the disciplinary rules and regulations governing court reporting. Upon reviewing all submissions, the committee chose to utilize sections from NAC Chapter 644 of the State Board of Cosmetology and NAC 645 of the Nevada Real Estate Division on establishing an advisory committee for disciplinary matters. Debbie Uehara will seek clarification from the Attorney General's office to determine if NRS 656.110 would allow the Board to establish an advisory committee. The committee will proceed and formulate language; the committee will review the language at the next scheduled committee meeting or workshop. No further comments.

ITEM #5: Approve Proposed Language to Provide a Temporary Certificate of Registration to a Spouse of an Active Duty Member of the U.S. Armed Forces Pursuant to Governor Sandoval's Executive Order 2012-11:

The committee formulated proposed language and will present to the Board for their review and approval at the next scheduled open meeting. A copy of the proposed language is attached and will be kept on file. No further comments.

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- ITEM #6:** **Approve Proposed Definitions to NAC Chapter 656:** The committee formulated new definitions that will provide consistency with NRS Chapter 656 and will present to the Board for their review and approval at the next scheduled open meeting. A copy is attached and will be kept on file. No further comments.
- ITEM #7:** **Approve Proposed Language to NAC 656.350 on Certified Transcripts:** The committee formulated proposed language and will present to the Board for their review and approval at the next scheduled open meeting. A copy of the proposed language is attached and will be kept on file. No further comments.
- ITEM #8:** **Approve Bill Draft Requests for the 77th Legislative Session:** The committee formulated proposed language and will present to the Board for their review and approval at the next scheduled open meeting. A copy of the proposed language is attached and will be kept on file. No further comments.
- ITEM #3:** **Approve Proposed Language for NRS 656.170 to Utilize NCRA's RPR Exam for Certification:** The committee formulated proposed language and will present to the Board for their review and approval at the next scheduled open meeting. A copy of the proposed language is attached and will be kept on file. No further comments.
- ITEM #9:** **Public Comments:** In reference to item #3, Leah Jorgenson stated the committee discussed at length on the requirements of a applicant to provide proof of at least 1 year of employment within the past 5 years or a certificate of completion; she questioned why the time limitation would not apply to those who received their certificate of completion since they could have received it 20 years ago. No further comments.
- ITEM #7:** **Next Scheduled Workshop:** The next scheduled workshop and agenda will be determined at a later date. No further comments.

MOTION by Peggy Elias to adjourn at 8:44pm.

Legislative Regulations Committee – Approved Language
August 7, 2012

ITEM #5

New language bolded and italicized. Strikethrough represents deleted language.

NRS 656.340 Unlawful to practice without license ~~certificate or approval of Board.~~

1. ~~Except as otherwise provided in subsection 2, it~~ ***It*** is unlawful for any person to practice court reporting or advertise or put out any sign or card or other device which might indicate to the public that the person is entitled to practice as a court reporter without a certificate of registration ***or temporary certificate of registration*** as a certified court reporter issued by the Board.

~~2. Any person may, with the approval of the Board, practice court reporting on a temporary basis when there is an acknowledged unavailability of a certified court reporter. A person requesting the approval of the Board to practice court reporting on a temporary basis shall submit to the Board:~~

~~(a) Documentation or other proof that the person has at least one continuous year of experience working full-time in the practice of court reporting; and~~

~~(b) A copy of:~~

~~(1) The certification as a registered professional reporter issued to the person by the National Court Reporters Association;~~

~~(2) The certification as a registered merit reporter issued to the person by the National Court Reporters Association; or~~

~~(3) A valid certificate or license to practice court reporting issued to the person by another state.~~

(Added to NRS by 1973, 1316; A 1985, 1886; 1993, 1409; [2005, 196](#))

NRS 656.XXX Temporary certificate of registration

1. ***Any person may, with the approval of the Board, practice court reporting on a temporary basis when there is an acknowledged unavailability of a certified court reporter or is a spouse of an active-duty member of the United States Armed Forces. A person requesting the approval of the Board to practice court reporting on a temporary basis shall submit to the Board:***

a) An application with the Executive Secretary of the Board. The application must be accompanied by a fee of \$100 and all information required to complete the application.

b) Documentation or other proof that the person has at least one continuous year of experience working full-time in the practice of court reporting; and

c) A copy of:

1) The certification as a registered professional reporter issued to the person by the National Court Reporters Association;

2) The certification as a registered merit reporter issued to the person by the National Court Reporters Association; or

3) A valid certificate or license to practice court reporting issued to the person by another state that has substantially equivalent licensing requirements to the licensing requirements in Nevada.

4) A certificate as a certified verbatim reporter issued to the person by the National Verbatim Reporters Association.

2. ***A temporary certificate of registration shall be renewed on or before January 2 of the succeeding year, upon payment of the required fee, for a period not to exceed thirty-six (36) months after being issued.***

3. ***A person who is granted a temporary certificate of registration shall take an examination until each portion of said examination is passed in accordance with NRS 656.160 and NRS 656.170.***

4. ***If a person granted a temporary certificate of registration does not pass each portion of the examination within thirty-six (36) months after the certificate is issued, the court reporter will no longer be eligible for a temporary certificate of registration.***

5. ***A person issued a temporary certificate of registration shall comply with the provisions set forth in NRS 656 and NAC 656 and all applicable laws, regulations and court procedural rules governing court reporters.***

6. *To the extent applicable, the Board will apply the applicable laws, regulations and court procedural rules governing court reporters, including, without limitation, suspension or revocation of a certificate, to a person holding a temporary certificate of registration as the Board applies those statutes and regulation to court reporters.*
7. *A person holding a temporary certificate of registration may administer oaths and affirmations in accordance with NRS 656.315.*

ITEM #6

New language bolded and italicized. Strikethrough represents deleted language.

General Provisions

NAC 656.XXX “Temporary certificate of registration” defined. (NRS 656.130) Temporary certificate of registration has the meaning ascribed to it in NRS 656.030.

NAC 656.XXX “Certified transcript” defined. (NRS 656.130) Certified transcript has the meaning ascribed to it in NRS 656.030.

NAC 656.XXX “License” defined. (NRS656.130) License has the meaning ascribed to it in NRS 656.030.

NAC 656.XXX “Licensee” defined. (NRS.656.130) Licensee has the meaning ascribed to it in NRS.030.

NAC 656.XXX “Voice writing” defined. (NRS 656.130) Voice writing has the meaning ascribed to it in NRS 656.030.

ITEM #7

New language bolded and italicized. Strikethrough represents deleted language.

NAC 656.350 Accuracy of reporting; alteration of records. ([NRS 656.130](#), [656.250](#))

1. Except as otherwise provided in this subsection, a court reporter who provides services as a court reporter shall treat all words spoken during a proceeding to be on the record and shall accurately report all words spoken during the proceeding. This subsection does not apply if the judge or arbiter presiding over the proceeding instructs otherwise and if each party to the proceeding or the party’s attorney stipulates otherwise. Except as otherwise provided in [Rule 30](#)(d) of the Nevada Rules of Civil Procedure, during the proceeding, if a party or his or her attorney instructs the court reporter to go off the record, the court reporter shall stop reporting unless another party or his or her attorney makes an immediate objection to the instruction.
2. *A firm shall not make changes to the transcript after the certified transcript has been submitted unless the court reporter has been notified and agrees to the change.*
- 2 3. A court reporter *or firm* shall not alter the record of a proceeding unless:
 - (a) Each party to the proceeding or the party’s attorney stipulates to the alteration; ~~and~~ *or*
 - (b) The judge or arbiter presiding over the proceeding orders the alteration.(Added to NAC by Cert. Court Reporters’ Bd. by R120-97, eff. 4-13-98; A by R101-03, 2-18-2004)

ITEM #8

New language bolded and italicized. Strikethrough represents deleted language.

NRS 656.030 Definitions

NRS 656.XXX “Temporary Certificate of Registration” means a certificate to practice court reporting issued to a person on a temporary basis under the provisions of this chapter.

NRS 656.XXX “Certified transcript” means the final version of the transcript submitted by the court reporter.

NEW LANGUAGE

NRS 656.XXX

- 1. The laws, rules, and regulations relating to the practice of court reporting shall apply to a firm in the same manner as those laws, rules, and regulations apply to court reporters.*
- 2. The Board shall apply the laws, rules, and regulations relating to the practice of court reporting to a firm in the same manner as the Board applies those laws, rules, and regulations to court reporters.*
- 3. Nothing in the prior subsections shall be construed to interfere with or negate an independent contractual relationship between a court reporter and a firm.*

ITEM #3

New language bolded and italicized. Strikethrough represents deleted language.

NRS 656.170 Time of examination; documentary evidence of qualifications.

1. Examinations must be held not less than twice a year at such times and places as the Board may designate.
2. ***Eligibility for Application:*** No person ***at the time of application*** may be admitted to the examination unless the person first presents satisfactory evidence to the Board that he or she has:
 - (a) ***At least eighteen (18) years of age.*** ~~Received a passing grade on the National Court Reporters— Association’s examination for registered professional reporters, if the Board has approved the examination; One year of immediately preceding continuous experience as a full-time court reporter or court reporting student using voice writing or any system of manual or mechanical shorthand writing; and~~
 - (b) ***A citizen or legal resident of the United States.*** ~~Received a passing grade on the National Verbatim Reporters Association’s examination for certified verbatim reporters, if the Board has approved the examination; Taken the test and received a passing grade thereby obtaining a certificate of Merit Reporter and/or Registered Professional Reporter from the National Court Reporters Association; or~~
 - (c) ***A high school diploma or a general equivalency diploma or a similar document or certificate.*** ~~Completed course work at a school for court reporters or completed course work offered through a distance education program for court reporters in English grammar, reading, spelling and vocabulary, medical and legal terminology, transcription and computer-aided transcription, reporting procedures and court reporting at 200 words per minute with an accuracy of 95 percent; Taken the test and received a passing grade thereby obtaining a certificate of Merit Reporter and/or Certified Verbatim Reporter from the National Verbatim Reporters Association.~~
 - (d) ***Be of good moral character and have no felony convictions.*** ~~A certificate as a registered professional reporter, registered merit reporter, certified CART provider, certified broadcast captioner or certified realtime reporter from the National Court Reporters Association, if the Board has approved each such certificate;~~

- (e) ***Pay the fees required by the Board to sit for the examination.*** ~~A certificate as a certified verbatim reporter, realtime verbatim reporter, registered CART provider or registered broadcast captioner or a certificate of merit from the National Verbatim Reporters Association, if the Board has approved each such certificate;~~
 - (f) ***Provide proof of passing the Registered Professional Reporter's examination from the National Court Reporters Association or the Certified Verbatim Reporter's examination from the National Verbatim Reporter's Association. The aforementioned certificates must be current and in good standing at the time of application.*** ~~A valid certificate or license to practice court reporting issued by another state; or~~
 - (g) ***Provide proof of one year continuous experience within the last five years in making verbatim records of meetings, conferences, hearings or judicial or related proceedings by means of written symbols or abbreviations in shorthand, machine writing or voice writing and in transcribing these records; or obtained a verified certificate of the satisfactory completion of a prescribed course of study from a court reporting school or a certificate of the satisfactory completion of a prescribed course of study from a court reporting school or a certificate from a school that evidences the equivalent proficiency and the ability to make a verbatim record of material that is dictated. One year of continuous experience as a full-time court reporter using voice writing or any system of manual or mechanical shorthand writing.***
3. The written examination administered by the Nevada Certified Court Reporters Board must be taken and passed by each candidate before being granted certification.
(Added to NRS by 1973, 1317; A 1985, 1883; 1993, 1405; [2007, 18, 1034](#); [2009, 157](#); [2011, 218](#))