



State of Nevada  
**Certified Court Reporters Board**

5135 Camino Al Norte, Suite 270  
North Las Vegas, Nevada 89031  
Phone: (702) 489-8787 Fax: (702) 489-8788  
Website: [www.crptr.nv.gov](http://www.crptr.nv.gov) Email: [Reporting@nvccrb.nv.gov](mailto:Reporting@nvccrb.nv.gov)

DAN WAITE, ESQ., - Chairman  
LORI JUDD - Vice Chairperson  
PEGGY ELIAS - Board Member  
HEIDI KONSTEN - Board Member

## OPEN MEETING MINUTES

Date: Friday, February 22, 2019  
Start Time: 1:08pm  
End Time: 2:15pm

Location: Lewis Roca Rothgerber Christie, LLP  
3993 Howard Hughes Parkway, Suite 600  
Las Vegas, Nevada 89169

Present:	Dan Waite	Peggy Elias	Heidi Konsten	Lori Judd
	Asheesh Bhalla	Debbie Uehara	Mary McCoy	Don Fritsch
Present Via TelCon:	Donna Prather	Becky Parker	Kelly Roemer	
	Shannon Taylor	Jennifer Church	Lisa Dimonte	
	Janice David	Carla Bywaters	Debbie Hines	
	Kerrie Keller			

**ITEM #1: Meeting Called to Order:**

Without motion, Dan Waite called the meeting to order at 1:08pm.

Board Members:

Present: Dan Waite  
Present: Lori Judd (arrived at 1:15pm)  
Present: Peggy Elias  
Present: Heidi Konsten

**ITEM #2: Public Comments:** No public comments.

**ITEM #3: Approval of the Agenda:**

MOTION made by Peggy Elias: That the Board approves the agenda in its entirety.  
Motion seconded by Heidi Konsten, all in favor, motion moves forward.

**ITEM #4: Approve Meeting Minutes:**

MOTION made by Peggy Elias: That the Board approve the January 28, 2019 open meeting minutes in its entirety. Motion seconded by Heidi Konsten, all in favor, motion moves forward.

*Agenda items taken out of order.*

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**ITEM #6:** Request to Change Status of Suspended Court Reporter, Kimberly Lowe, CCR #849: Debbie Uehara reported Kimberly Lowe, CCR #849 was placed on suspension on July 1, 2015 for non-renewal and non-compliance of continuing education credits. Ms. Lowe was properly noticed to her last known address registered with the Board. Approximately 1 month ago, Ms. Lowe contacted the Board office stating she was not aware her certificate was placed on suspension. She thought her certificate would expire when it was not renewed. Due to her relocation to California, she did not receive the notices sent to her former Las Vegas address. Ms. Lowe asked the Board to change her status from suspended to voluntarily surrendered. If the Board approves her request, she would be required to submit a signed voluntary surrendered form to the Board office. No further comments.

MOTION by Peggy Elias: That the Board change the status of certified court reporter, Kimberly Lowe from suspended to voluntarily surrendered upon receipt of the completed voluntary surrender form. Motion seconded by Lori Judd, all in favor, motion moves forward.

**ITEM #7:** Determine Remaining 2019 Exam Dates: Debbie Uehara submitted exam dates for the remainder of 2019 for court reporters and designated firm representatives. Ms. Uehara stated the Board's conference room could not accommodate the examinees and will seek another facility to hold the certification exams. A copy of the proposed dates and times is attached and will be kept on file. No further comments.

MOTION by Peggy Elias: That the Board approve the following exam dates submitted by the Executive Secretary.

Certification Exam:  
Saturday, July 20, 2019  
Saturday, October 19, 2019

Designated Firm Representative Exam:  
Thursday, July 18, 2019  
Thursday, October 17, 2019

Motion seconded by Lori, all in favor, motion moves forward.

**ITEM #5:** Senate Bill 38 (BDR 54-235): Lori Judd presented a timeline on the development of Senate Bill 38; based on a meeting with Keith Hightower, a policy maker for Governor Sandoval in 2018. Moving forward, the Board properly held open meetings to formulate proposed language that was subsequently submitted to the Legislative Counsel Bureau (LCB) for drafting. LCB formulated language that was identified as Bill Draft 54-235 and later SB38. Moving through the legislative process, our bill was read on the opening day of the legislature on February 4, 2019. After several attempts to schedule a hearing date, the Board was confirmed to appear before the Commerce and Labor Committee on February 25<sup>th</sup> at 1:30pm. The Board received notice that the Nevada Judges of Limited Jurisdiction (NJLJ) opposed our bill and we were instructed to meet with all opposing parties before the 25<sup>th</sup> hearing. Ms. Judd, Dan Waite and Debbie Uehara met with the NJLJ, along with their lobbyist Keith Lee via telcon. The NJLJ outlined their opposition prompting further discussion among Ms. Judd and Mr. Waite after the telcon that resulted in a possible amendment to the bill.

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A second telcon with the NJLJ, Keith Lee and Senator Spearman, Chair of the Commerce and Labor Committee was scheduled for February 21<sup>st</sup> but was cancelled on that day due to an error in scheduling. In order to comply with the open meeting law, the Board scheduled this meeting to fully address and discuss possible amendments to the bill. Mr. Waite made note of the opposition from the NJLJ; mainly budget concerns. The NJLJ would not provide any amendments to the bill. Mr. Waite also reported that if the Board chose to wait and submit the bill in the 2021 session, his firm's lobbyist would sponsor the bill pro bono. After a thorough discussion, it was determined to amend the bill to create the designation of an Electronic Operator and the Judge can designate themselves to be the EO and can "opt-out" to the mandated certification of the persons operating the recording devices in these courts of limited jurisdiction. Dan Waite will place a courtesy call to Keith Lee and give him an update on the Board's discussion of SB38. No further comments.

MOTION by Lori Judd: That the Board create an additional designation of an Electronic Operator and an "opt-out" to the mandated certification of the persons operating the recording devices in these courts of limited jurisdiction. The Electronic Operator can be anyone the Judge designates or the Judge can designate themselves as the Electronic Operator. The Electronic Operator will be subject to the registry by notifying the Certified Court Reporters Board. Motion seconded by Heidi Konsten, all in favor, motion moves forward.

**ITEM #8:** **Salary Increase for the Executive Secretary:** Peggy Elias distributed 3 handouts that reported the national standard for an annual raise is 3%. She stated the Executive Secretary's last salary increase was in 2012 and due to the legislative year, her duties have vastly increased. Ms. Elias proposed a retro-active 3% increase for 2018 and a 3% increase in 2019, providing a 6% increase in her salary. A discussion ensued and it was determined to provide a legislative bonus and a 3% quarterly salary increase for 2019 taken from the surplus account. The Executive Secretary's salary will be revisited after the 2019 legislative session closes. No further comments.

MOTION by Dan Waite: That the Board approve an immediate bonus of \$1,000.00 bonus as it relates to Debbie Uehara's efforts with the legislative session and approve a bonus of \$2,850.00 spread out quarterly beginning at the end of March, June, September and December 2019. Motion seconded by Peggy Elias, all in favor, motion moves forward.

*Items taken out of order.*

**ITEM #10:** **Next Scheduled Meeting and Requests for Agenda Items:** Debbie Uehara announced the next open meeting is scheduled for Monday, March 18, 2019 at 9:00am at Lewis Roca Rothgerber Christie. Agenda items will be determined at a later date. No further comments.

**ITEM #9:** **Public Comments:** No public comments.

Adjournment:

Meeting adjourned at 2:15pm by Dan Waite.