



State of Nevada
Certified Court Reporters Board
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LORI JUDD – Chairperson
PEGGY ELIAS – Vice Chairperson
HEIDI KONSTEN – Board Member
DAN WAITE, Esq. – Board Member

LEGISLATIVE REGULATIONS COMMITTEE MEETING MINUTES

Date: Wednesday, August 12, 2020
Start Time: 5:30pm
End Time: 7:00pm

ITEM #1: Meeting Called to Order:

Without motion, Dan Waite called the meeting to order at 5:30pm.

Legislative Committee Members:

Present: Dan Waite
Present: Heidi Konsten
Present: Gloria Perry
Present: Pauline May
Present: William LaBorde

ITEM #2: Public Comments: No public comments.

ITEM #3: Approval of the Agenda:

MOTION made by Heidi Konsten: That the Legislative Regulations Committee approves the agenda in its entirety. Motion seconded by William LaBorde, all in favor, motion moves forward.

ITEM #4: Review Bill Draft Request for the 2023 Legislative Session: Debbie Uehara proposed to amend NRS 656.170 and remove subsection 2c(2) that requires a Registered Merit Reporter (RMR) certificate as eligibility to take the certification exam for court reporters. For those who hold the RMR certificate, they also possess the Registered Professional Reporter (RPR) certificate. The minimum qualification for the exam is to possess an RPR certificate as reflected in NRS 656.170 2c(1). A copy of the proposed language is attached and will be kept on file.

A discussion ensued on the requirements stated in NRS 656.170 3(d)(1)(2), further discussion at a future meeting may follow. No further comments.

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MOTION by William LaBorde: That the Legislative Regulations Committee approves the Bill Draft Request to remove NRS 656.170 2c(2) and will present the amendment to the Board at the next scheduled open meeting. Motion seconded by Gloria Perry, all in favor, motion moves forward.

ITEM #5: **Amend NAC 656.210 and NAC 656.240:** Debbie Uehara presented NAC housekeeping language changes to amend NAC 656.210 and NAC 656.240 to delete the word “hours” in the description of continuing education credits to keep consistent with language in NRS 656 and descriptions used on a national level. Dan Waite requested to spell the number two in subsection 1. Gloria Perry requested to change the word credit to credits in the headings and language in NAC 656.210 and NAC 656.240. A copy of the proposed language is attached and will be kept on file. No further comments.

MOTION made by Heidi Konsten: That the Legislative Regulations Committee approve the proposed language to remove the word “hours” in NAC 656.210 and NAC 656.240 and present to the Board at the next scheduled open meeting. Motion seconded by Gloria Perry with the amendment to change the word “credit” to “credits” in NAC 656.210 and NAC 656.240, all in favor, motion moves forward.

ITEM #6. **Amend NAC 656.375:** After reviewing and discussing the proposed language presented by Peggy Elias to amend NAC 656.375, it was determined that further research is required. William LaBorde suggested looking at California’s law as an example. Ms. Elias volunteered to revisit NAC 656.375 and review NAC 656.370 to formulate new language to bring back to the committee for further discussion. No further comments.

MOTION made by Heidi Konsten: That the Legislative Regulations Committee table Agenda Item #6 and assign Peggy Elias to conduct further research to review NAC 656.375 and NAC 656.370 to formulate language. Motion seconded by William LaBorde, all in favor, motion moves forward.

ITEM #7: **Proposed NAC Language for Court Reporting Firms:** At the July 29, 2020 open meeting, the Board referred the language presented in this agenda item to the committee for further research and discussion. Upon review, the committee determined the proposed language was difficult to understand. Dan Waite presented amended language and the committee felt it was better worded. A copy of the amended language is attached and will be kept on file. No further comments.

MOTION made by William LaBorde: That the Legislative Regulations Committee approves the proposed language submitted by Dan Waite and will present to the Board at the next scheduled meeting. Peggy Elias amended Mr. Waite’s motion to include the NRS 656 definition of a designated representative of a court reporting firm. Motion seconded by Gloria Perry, all in favor, motion moves forward.

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ITEM #8: **Discussion of Assembly Bill 319:** Presented by Debbie Uehara; the legislature passed AB-319 last year that requires Boards to develop and implement a process by which a person with a criminal history may petition the board to review his/her criminal history to determine if the Board will preclude that person from a license. Ms. Uehara presented draft language prepared by the Chiropractic Physicians Board as an example. Gloria Perry and Pauline May will research and formulate language for the committee to review at a future meeting. Lori Judd suggested they also review NRS and NAC 624 of the Nevada State Contractors Board. No further comments.

MOTION made by Gloria Perry: That Pauline May and I will conduct research to formulate language regarding AB-319 and present to the Board. Motion seconded by Heidi Konsten, all in favor, motion moves forward.

ITEM #9: **Discussion on Administering Telephonic Oaths and Electronic Depositions:** Due to the COVID-19 quarantine, depositions are being held via Zoom and other video and electronic means. Debbie Uehara asked the committee if it would be necessary to establish a regulation outlining the procedures based on our current environment. Ms. Uehara presented the Attorney General's opinion dated April 26, 2007 regarding administering oaths during a telephonic deposition. William LaBorde volunteered to head up the research and formulate language. No further comments.

MOTION by Heidi Konsten: That William LaBorde will head up the research and formulate language and present his proposal at the next Legislative Regulations Committee meeting. Motion seconded by Gloria Perry, all in favor, motion moves forward.

ITEM #10: **Next Legislative Regulations Committee Meeting and Agenda Items:** The next meeting will be scheduled before the October open meeting; meeting date, time and agenda items will be determined at a later date.

ITEM #11: **Public Comments:** No public comments.

MOTION by William LaBorde: That the Legislative Regulations Committee adjourn the meeting at 7:00pm. Motion seconded by Heidi Konsten, all in favor, motion moves forward.