



# STATE OF NEVADA CERTIFIED COURT REPORTERS BOARD

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### Board Members:

**PEGGY ELIAS – Chairperson**

*Court Reporter Member*

**HEIDI KONSTEN – Vice Chairperson**

*Court Reporter Member*

**DAN WAITE, Esq. – Board Member**

*Attorney Member*

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**VACANT**

*Public Member*

### Legal Videographers Certification Committee Members:

**PAULINE MAY – Chairperson**

*Court Reporter Member*

**TIM HARTSMANZERBIEC – Vice Chairperson**

*Legal Videographer Member*

**BECKY ULREY**

*Legal Videographer Member*

**HEIDI KONSTEN**

*Court Reporter Member*

**MICHELE FERREYRA**

*Court Reporter Member*

**PEGGY ELIAS**

*Court Reporter Member*

**SHANE GODFREY**

*Legal Videographer Member*

## LEGAL VIDEOGRAPHERS CERTIFICATION COMMITTEE MEETING MINUTES

Date: Wednesday, September 1, 2021

Start Time: 5:34pm

End Time: 7:09pm

Location: Virtual Zoom Meeting

Present Via TelCon:	Pauline May	Heidi Konsten	Peggy Elias	Becky Ulrey
	Tim Hartsmanzerbiec	Shane Godfrey	Debbie Uehara	Dani Bixler
	Noel Gillette	Jamie Nieve	Yolanda Henry	Cheryl Gardner
	Marcia Leonard	Jocelyn Galvan	Ellen Goldstein	Peggy Isom
	Teresa Stephanoff	Lori Ann Landers	Donna McCord	Josie Roper
	Jane Efaw	Jennifer Daly		

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

Pauline May called the meeting to order at 5:34pm.

#### Committee Members:

Pauline May	Present
Tim Hartsmanzerbiec	Present
Becky Ulrey	Present
Heidi Konsten	Present
Michelle Ferreyra	Not Present
Peggy Elias	Present
Shane Godfrey	Present

ITEM #2: Public Comments: No public comments.

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

MOTION by Pauline May: That the Committee approves the agenda in its entirety. Motion seconded by Tim Hartsmanzerbiec, all in favor, motion moves forward.

**ITEM #4: National Certification Programs:** Tim Hartsmanzerbiec and Becky Ulrey were appointed by the Committee to conduct research on existing certification programs for legal videographers. Becky Ulrey presented information on 2 national programs; the American Guild of Court Videography and the CLVS program provided by NCRA. Ms. Ulrey shared the length, costs and availability of the programs. A copy of her report is attached and will be kept on file. Peggy Elias stated the intent of the bill is to not create a financial burden for an individual seeking certification but to ensure they are competent and follow the laws of the state of Nevada. Tim Hartsmanzerbiec shared the simple process to pull up information on various websites that offer programs to become a legal videographer and went on to share there are certification programs available for the low price of \$13.99. Mr. Hartsmanzerbiec expressed his concern on the legitimacy of these many rapid programs and questioned how these programs determine the competency of the individual. Peggy Elias stated the purpose to regulate legal videographers is to ensure they are governed by an authority and follow the laws of Nevada. Ms. Elias suggested the firms take responsibility to ensure the individual is competent and require the individual to take a state test in Nevada and that obtaining a national certification may not be necessary. Based on Ms. Elias' last statement, Shane Godfrey proposed having the individual submit a short video to accompany the Nevada state test to ensure the individual has the ability to properly record a deposition. No further comments.

MOTION by Peggy Elias: That the Committee not require legal videographers to possess a national certification and instead take a Nevada specific exam that will be created by a committee at a later date. The exam will require the applicant to submit a 10-minute sample video of an actual or mock deposition to show proof of skills. Motion seconded by Tim Hartsmanzerbiec, all in favor, motion moves forward.

**ITEM #5: Formulating Language Regulating Legal Videographers:** Using NRS Chapter 656 as a template, Peggy Elias led the discussion to formulate language governing legal videographers. The Committee reviewed each section and made amendments, repealed or created new language. A copy is attached and will be kept on file.

MOTION by Peggy Elias: That the Committee approves NRS 656X.010 through NRS 656X.140 as written. Motion seconded by Pauline May, all in favor, motion moves forward.

MOTION by Peggy Elias: That the Committee will amend NRS 656X.148 to read, "Legal videographers: Unlawful to videotape a proceeding subject to judicial review without the presence of a certified court reporter". Motion seconded by Heidi Konsten, all in favor, motion moves forward.

MOTION by Peggy Elias: That the Committee will change NRS 656X.155 to NRS 656X.158. Motion seconded by Tim Hartsmanzerbiec, all in favor, motion moves forward.

MOTION by Peggy Elias: That the Committee remove "continuing education" from NRS 656X.187 and NRS 656X.200. Motion seconded by Tim Hartsmanzerbiec, all in favor, motion moves forward.

MOTION by Peggy Elias: That the committee delete NRS 656X.205. Motion seconded by Becky Ulrey, all in favor, motion moves forward.

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MOTION by Peggy Elias: That the Committee approve NRS 656X.158 through NRS 656X.220 as written or amended. Motion seconded by Pauline May, all in favor, motion moves forward.

MOTION by Peggy Elias: That the Committee approve NRS 656X.240 through NRS 656X.300 as written. Motion seconded by Tim Hartsmanzerbiec, all in favor, motion moves forward.

MOTION by Peggy Elias: That the Committee will delete NRS 656X.315 and NRS 656X.320 and keep NRS 656X.310 and NRS 656X.330 as written. NRS 656X.335 will be amended to read, “Legal videographers to retain certain recorded media for 8 years”. Motion seconded by Tim Hartsmanzerbiec, all in favor, motion moves forward.

MOTION by Peggy Elias: That the Committee will amend NRS 656X.345 to read, “Alteration of original recorded media after certification prohibited; exceptions”. NRS 656X.350 through NRS 656X370 is approved as written. Motion seconded by Heidi Konsten, all in favor, motion moves forward.

*Note: Language review stopped at NRS 656X.370 and will resume at a future schedule committee meeting.*

**ITEM #6:** **Next Open Meeting Date and Agenda Items:** Tim Hartsmanzerbiec requested the committee address digital court reporting. Debbie Uehara shared the purpose of the Committee is to formulate the 2023 bill draft language regulating legal videographers; any other topics should be presented to the Board for discussion. The next committee meeting date and agenda items will be determined at a later date. No further comments.

**ITEM #9:** **Public Comments:** Jennifer Daly stated NCRA offers a CLVS program for legal videographers and requires 10 hours of continuing education credits every 3 years. Donna McCord inquired since the meeting was 2 hours long, would they receive 2 credits? Debbie Uehara stated you can earn 1 credit per meeting regardless how long the meeting is. No further comments.

Motion made by Pauline May to adjourned the meeting at 7:09pm, motion seconded by Tim Hartsmanzerbiec, all in favor, motion moves forward.