

As of 12/6/21

EXPLANATION – Matter in *blue italics* is new material; and matter between ~~[red brackets with single strikethrough]~~ is material to be omitted.

CHAPTER XXX - CERTIFIED LEGAL VIDEOGRAPHERS; LEGAL VIDEO RECORDING FIRMS

CERTIFIED LEGAL VIDEOGRAPHERS BOARD OF NEVADA

GENERAL PROVISIONS

<u>NRS 656X.010</u>	<i>Short title.</i>
<u>NRS 656X.020</u>	<i>Legislative declaration.</i>
<u>NRS 656X.030</u>	<i>Definitions.</i>
<u>NRS 656X.040</u>	<i>Creation.</i>
<u>NRS 656X.050</u>	<i>Appointment and qualifications of members.</i>
<u>NRS 656X.070</u>	<i>Salary of members; per diem allowance and travel expenses of members and employees; payment of expenses.</i>
<u>NRS 656X.080</u>	<i>Officers; meetings; quorum.</i>
<u>NRS 656X.100</u>	<i>Records of Board; report to Governor.</i>
<u>NRS 656X.105</u>	<i>Confidentiality of certain records of Board; exceptions.</i>
<u>NRS 656X.110</u>	<i>Duty to administer chapter; power to appoint committees and employ Executive Director and other persons; expenditures.</i>
<u>NRS 656X.120</u>	<i>Seal of Board; collection of fees.</i>
<u>NRS 656X.125</u>	<i>Deposit and use of money received by Board.</i>
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CERTIFICATES; LICENSES; FEES

<u>NRS 656X.145</u>	<i>Legal videographers: Unlawful to practice without certificate.</i>
<u>NRS 656X.148</u>	<i>Legal videographers: Unlawful to video record a proceeding subject to judicial review without the presence of a certified court reporter.</i>
<u>NRS 656X.150</u>	<i>Legal videographers: Application for certificate; passage of examination and payment of fee required for issuance.</i>
<u>NRS 656X.155</u>	<i>Payment of child support: Submission of certain information by applicant; grounds for denial of license or certificate; duty of Board. [Effective until the date of the repeal of 42 U.S.C. § 666, the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with certain processes relating to paternity or child support proceedings.]</i>
<u>NRS 656X.155</u>	<i>Payment of child support: Submission of certain information by applicant; grounds for denial of license or certificate; duty of Board. [Effective on the date of the repeal of 42 U.S.C. § 666, the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with</i>

certain processes relating to paternity or child support proceedings and expires by limitation 2 years after that date.]

[NRS 656X.160](#)

Legal videographers: Examination of applicant.

[NRS 656X.170](#)

Legal videographers: Frequency and location of examination; documentary evidence of qualifications required for admission to examination.

[NRS 656X.180](#)

Legal videographers: Qualifications of applicant.

[NRS 656X.185](#)

Legal video recording firm: Unlawful to practice without license; application.

[NRS 656X.186](#)

Legal video recording firm: Qualifications and appointment of designated representative; regulations.

[NRS 656X.187](#)

Legal video recording firm: Expiration and renewal of license; ~~continuing education or training~~; reinstatement of expired license; regulations.

[NRS 656X.200](#)

Legal videographers: Renewal of certificate or training; suspension of certificate for failure to submit information or renewal fee; reinstatement or renewal of suspended certificate; regulations.

[NRS 656X.220](#)

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DISCIPLINARY AND OTHER ACTIONS

[NRS 656X.240](#)

Grounds for denial, suspension or revocation of certificate or license: False representation; contempt of court; conviction of certain crimes.

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[NRS 656X.253](#)

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Suspension of license or certificate for failure to pay child support or comply with certain subpoenas or warrants; reinstatement of license or certificate. [Effective until 2 years after the date of the repeal of 42 U.S.C. § 666, the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with certain processes relating to paternity or child support proceedings.]

[NRS 656X.257](#)

Probation; administrative fine.

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Licensee or legal videographer to notify Board of change of name or address; legal video recording firm to report certain changes to Board; penalty.

[NRS 656X.270](#)

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[NRS 656X.300](#)

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[NRS 656X.310](#)

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[NRS 656X.330](#)

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PROHIBITED ACTS; PENALTIES; ENFORCEMENT

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<u>NRS 656X.350</u>	<i>Criminal penalty.</i>
<u>NRS 656X.360</u>	<i>Administrative fine; hearing.</i>
<u>NRS 656X.370</u>	<i>Injunctive relief.</i>

GENERAL PROVISIONS

NRS 656X.010 Short title. *This chapter is known and may be cited as the Nevada Certified Legal Videographers and Licensed Legal Video Recording Firms Law.*

NRS 656X.020 Legislative declaration.

1. *It is hereby declared to be the policy of the Legislature to:*
 - (a) *Encourage proficiency in the practice of legal video recording as a profession;*
 - (b) *Promote efficiency in court and general video recording; and*
 - (c) *Extend to the courts and public the protection afforded by a standardized profession by establishing a standard of competency for those engaged in it.*
2. *The practice of legal video recording in the State of Nevada is declared to affect the public health, safety and welfare and is subject to regulation and control in the public interest.*

NRS 656X.030 Definitions. *As used in this chapter, unless the context otherwise requires:*

1. *“Board” means the Certified Legal Videographers Board of Nevada.*
2. *“Business entity” means any form of business organization, including, without limitation, a corporation, partnership, sole proprietorship, limited-liability company or limited-liability partnership. The term does not include a natural person or governmental entity.*
3. *“Certificate” means a certified legal videographer’s certificate issued under the provisions of this chapter.*
4. *“Certified legal videographer” means a natural person who is technically qualified and registered under this chapter to practice legal video recording.*
5. *“Legal video recording firm” means a business entity that, for compensation, provides or arranges for the services of a certified legal videographer or provides referral services for certified legal videographers in this State.*
6. *“Designated representative of a legal video recording firm” means the natural person designated to act as the representative of a video recording firm pursuant to NRS 656X.186.*
7. *“License” means a license issued under the provisions of this chapter to conduct business as a legal video recording firm.*
8. *“Licensee” means a business entity to which a license has been issued.*
9. *“Practice of legal video recording” means video recording, in this State, by the use of video cameras or any system of recording simultaneous audio and video recording:*
 - (a) *Grand jury proceedings;*
 - (b) *Court proceedings, with the exception of proceedings before a federal court;*
 - (c) *Pretrial examinations, depositions, motions and related proceedings of like character; or*
 - (d) *Proceedings of any agency if the final decision of the agency with reference thereto is subject to judicial review.*
10. *“Video record media” means:*
 - (a) *The video record or digital recording taken by a certified legal videographer while in attendance at a legal proceeding as outlined pursuant to NRS 656X.30(9).*

NRS 656X.040 Creation. *The Certified Legal Videographers Board of Nevada, consisting of five members, is hereby created.*

NRS 656X.050 Appointment and qualifications of members. *The members of the Board must be appointed by the Governor as follows:*

1. *One member of the Board must be an active member of the State Bar of Nevada.*
2. *Three members of the Board must be holders of certificates and must have been actively engaged as certified legal videographers within this State for at least 5 years immediately preceding their appointment.*
3. *One member of the Board must be a representative of the general public. This member must not be:*
 - (a) *A certified legal videographer; or*
 - (b) *The spouse or the parent or child, by blood, marriage or adoption, of a certified legal videographer.*

NRS 656X.070 Salary of members; per diem allowance and travel expenses of members and employees; payment of expenses.

1. *Each member of the Board is entitled to receive:*
 - (a) *A salary of not more than \$150 per day, as fixed by the Board, while engaged in the business of the Board; and*
 - (b) *A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.*
2. *While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.*
3. *The expenses of the members and employees of the Board and the expenses of the Board must be paid from the fees collected pursuant to the provisions of this chapter, and the expenses must not exceed the amount so collected.*

NRS 656X.080 Officers; meetings; quorum.

1. *Annually the Board shall designate a Chair and a Vice Chair from its membership.*
2. *The Board shall hold such meetings as may be necessary for the purpose of transacting its business.*
3. *Three members of the Board constitute a quorum to transact all business, and a majority of those present must concur on any decision.*

NRS 656X.100 Records of Board; report to Governor.

1. *The Board shall keep a full and accurate record of its official actions and all proceedings, and of all resolutions, regulations and orders issued or adopted.*
2. *Except as otherwise provided by law, the records of the Board shall be open to inspection by the public.*
3. *The Board shall, on or before December 1 of each year, submit to the Governor a full and true report of its transactions during the preceding year. The report shall include a complete statement of the receipts and expenditures of the Board during the period.*

NRS 656X.105 Confidentiality of certain records of Board; exceptions.

1. *Except as otherwise provided in this section and NRS 239.0115, a complaint filed with the Board, all documents and other information filed with the complaint and all documents and other information compiled as a result of an investigation conducted to determine whether to initiate*

disciplinary action against a natural person or business entity are confidential, unless the natural person or business entity submits a written statement to the Board requesting that such documents and information be made public records.

- 2. The charging documents filed with the Board to initiate disciplinary action pursuant to chapter 622A of NRS and all documents and information considered by the Board when determining whether to impose discipline are public records.*
- 3. An order that imposes discipline and the findings of fact and conclusions of law supporting that order are public records.*
- 4. The provisions of this section do not prohibit the Board from communicating or cooperating with or providing any documents or other information to any other licensing board or any other agency that is investigating a natural person or business entity, including, without limitation, a law enforcement agency.*

NRS 656X.110 Duty to administer chapter; power to appoint committees and employ Executive Director and other persons; expenditures.

- 1. The Board shall administer the provisions of this chapter.*
- 2. The Board may appoint such committees as it considers necessary or proper, and may employ, prescribe the duties of and fix the salary of an Executive Director who may be employed on a part-time or full-time basis, and may also employ such other persons as may be necessary.*
- 3. All expenditures described in this section must be paid from the fees collected under this chapter.*

NRS 656.120 Seal of Board; collection of fees. The Board shall:

- 1. Adopt a seal which must be affixed to all licenses and certificates issued by the Board.*
- 2. Charge and collect from all applicants for licenses and certificates the fees provided for in this chapter.*
- 3. Charge and collect from all persons renewing licenses and certificates the renewal fees provided for in this chapter.*

NRS 656X.125 Deposit and use of money received by Board. *All money coming into the possession of the Board must be kept or deposited by the Executive Director of the Board in banks, credit unions or savings and loan institutions in the State of Nevada to be expended for payment of compensation and expenses of Board members and for other necessary or proper purposes in the administration of this chapter.*

NRS 656X.130 Issuance of subpoenas; adoption of regulations.

- 1. The Board may issue subpoenas for the attendance of witnesses and the production of relevant books and papers.*
- 2. The Board may adopt such regulations as are necessary to carry out the provisions of this chapter.*

NRS 656X.140 Authority of Board to aid profession. *The Board may aid in all matters pertaining to the advancement of the practice of legal video recording, including but not limited to all matters that may advance the professional interests of certified legal videographers and licensees and such matters as concern their relations with the public.*

CERTIFICATES; LICENSES; FEES

NRS 656X.145 Legal videographers: Unlawful to practice without certificate. *It is unlawful for any natural person to practice legal video recording or to advertise or use any identifying term that*

may indicate to the public that the natural person is entitled to practice as a legal videographer unless the natural person holds a certificate of registration as a certified legal videographer issued by the Board.

NRS 656X.148 Legal videographers: Unlawful to video record a legal proceeding subject to judicial review without the presence of a certified court reporter as outlined in NRS 656X.30(9).

NRS 656X.150 Legal videographers: Application for certificate; passage of examination and payment of fee required for issuance.

1. Each applicant for a certificate must file an application with the Executive Director of the Board at least 30 days before the date fixed for examination. The application must be accompanied by the required fee and all information required to complete the application.
2. No certificate may be issued until the applicant has:
 - (a) Passed the examination prescribed by the Board; in NRS 656X.170; and
 - (b) Paid the fee as provided in NRS 656.220, NRS 656X.220

NRS 656X.155 Payment of child support: Submission of certain information by applicant; grounds for denial of license or certificate; duty of Board. [Effective until the date of the repeal of 42 U.S.C. § 666, the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with certain processes relating to paternity or child support proceedings.]

1. In addition to any other requirements set forth in this chapter:
 - (a) An applicant for the issuance of a license or certificate shall include the social security number of the applicant in the application submitted to the Board.
 - (b) An applicant for the issuance or renewal of a license or certificate shall submit to the Board the statement prescribed by the Division of Welfare and Supportive Services of the Department of Health and Human Services pursuant to NRS 425.520. The statement must be completed and signed by the applicant.
2. The Board shall include the statement required pursuant to subsection 1 in:
 - (a) The application or any other forms that must be submitted for the issuance or renewal of the license or certificate; or
 - (b) A separate form prescribed by the Board.
3. A license or certificate may not be issued or renewed by the Board if the applicant:
 - (a) Fails to submit the statement required pursuant to subsection 1; or
 - (b) Indicates on the statement submitted pursuant to subsection 1 that the applicant is subject to a court order for the support of a child and is not in compliance with the order or a plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount owed pursuant to the order.
4. If an applicant indicates on the statement submitted pursuant to subsection 1 that the applicant is subject to a court order for the support of a child and is not in compliance with the order or a plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount owed pursuant to the order, the Board shall advise the applicant to contact the district attorney or other public agency enforcing the order to determine the actions that the applicant may take to satisfy the arrearage.

NRS 656X.155 Payment of child support: Submission of certain information by applicant; grounds for denial of license or certificate; duty of Board. [Effective on the date of the repeal of 42 U.S.C.

§ 666, the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with certain processes relating to paternity or child support proceedings and expires by limitation 2 years after that date.]

1. In addition to any other requirements set forth in this chapter, an applicant for the issuance or renewal of a license or certificate shall submit to the Board the statement prescribed by the Division of Welfare and Supportive Services of the Department of Health and Human Services pursuant to NRS 425.520. The statement must be completed and signed by the applicant.
2. The Board shall include the statement required pursuant to subsection 1 in:
 - (a) The application or any other forms that must be submitted for the issuance or renewal of the license or certificate; or
 - (b) A separate form prescribed by the Board.
3. A license or certificate may not be issued or renewed by the Board if the applicant:
 - (a) Fails to submit the statement required pursuant to subsection 1; or
 - (b) Indicates on the statement submitted pursuant to subsection 1 that the applicant is subject to a court order for the support of a child and is not in compliance with the order or a plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount owed pursuant to the order.
4. If an applicant indicates on the statement submitted pursuant to subsection 1 that the applicant is subject to a court order for the support of a child and is not in compliance with the order or a plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount owed pursuant to the order, the Board shall advise the applicant to contact the district attorney or other public agency enforcing the order to determine the actions that the applicant may take to satisfy the arrearage.

(Added to NRS by 1997, 2185; A 2001, 1009; 2005, 2802, 2807, 2811, effective on the date of the repeal of 42 U.S.C. § 666, the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with certain processes relating to paternity or child support proceedings)

NRS 656X.160 Legal videographers: Examination of applicant.

1. Every person who files an application for an original certificate must personally appear before the Board for an examination and the answering of such questions as may be prepared by the Board to enable it to determine the trustworthiness of the applicant and his or her competency to engage in the practice of legal videography in such a manner as to safeguard the interests of the public.
2. In determining competency, the Board shall administer an examination to determine whether the applicant has:
 - (a) A good understanding of taking and producing a legal video record media of legal proceedings; and
 - (b) A clear understanding of the obligations owed by a legal videographer to the parties in any video recorded proceeding and the obligations created by the provisions of this chapter and any regulation adopted pursuant to this chapter.

NRS 656X.170 Legal videographers: Frequency and location of examination; documentary evidence of qualifications required for admission to examination.

1. Examinations must be held not less than twice a year at such times and places as the Board may designate.

2. *No natural person may be admitted to the examination unless the natural person first applies to the Board as required by NRS 656X.150. The application must include, without limitation, satisfactory evidence to the Board that the applicant has, at the time of filing his or her application:
 - (a) *Satisfied the requirements set forth in subsections 1 to 4, inclusive, of NRS 656X.180;*
 - (b) *Paid the fee for filing an application for an examination set forth in NRS 656X.220.**
3. *As used in this section, “practice of legal videography” includes video recording by the use of video cameras or any system of recording simultaneous audio and video recording regardless of the state in which the video recording took place.*

NRS 656X.180 Legal videographers: Qualifications of applicant. An applicant for a certificate of registration as a certified legal videographer is entitled to a certificate if the applicant:

1. *Is at least 18 years of age;*
2. *Is of good moral character;*
3. *Has not been convicted of a felony relating to the practice of legal videography;*
4. *Has a high school education or its equivalent;*
5. *Satisfactorily passes an examination administered by the Board pursuant to NRS 656X.160; and*
6. *Pays the requisite fees; and*
7. *Submits all information required to complete an application for a certificate of registration.*

NRS 656X.185 Legal video recording firm: Unlawful to practice without license; application.

1. *It is unlawful for any business entity to conduct business as a legal video recording firm or to advertise or use any identifying term that may indicate to members of the public that the business entity is entitled to conduct such a business without first obtaining a license from the Board.*
2. *Each applicant for a license as a legal video recording firm must file an application with the Executive Director of the Board on a form prescribed by the Board.*
3. *The application must:*
 - (a) *Include the federal identification number of the applicant;*
 - (b) *Include the name of the natural person who will be appointed as the designated representative of legal video recording firm and such other identifying information about that natural person as required by the Board;*
 - (c) *Be accompanied by the required fee; and*
 - (d) *Include all information required to complete the application.*
4. *To obtain a license pursuant to this section, an applicant need not hold a certificate of registration as a certified legal videographer.*

NRS 656X.186 Legal video recording firm: Qualifications and appointment of designated representative; regulations.

1. *Each legal video recording firm shall appoint one natural person affiliated with the legal video recording firm to act as the designated representative for the firm. The natural person so appointed must:*
 - (a) *Hold a certificate; or*
 - (b) *Pass an examination administered by the Board pursuant to subsection 2.*
2. *The Board shall administer an examination to determine whether a designated representative of a legal video recording firm understands:*

- (a) *The ethics and professionalism required for the practice of legal videography; and*
- (b) *The obligations owed by a certified legal videographer to the parties in any reported proceedings and the obligations created by the provisions of this chapter and any regulation adopted thereto.*
- 3. *The Board may adopt regulations to carry out the provisions of this section and to establish additional subject areas to be included in the examination administered by the Board pursuant to this section.*

NRS 656X.187 Legal video recording firm: Expiration and renewal of license; reinstatement of expired license; regulations.

- 1. *A license as a legal video recording firm expires on June 30 of each year and may be renewed if, before that date, the licensee submits to the Board:*
 - (a) *An application for renewal on a form prescribed by the Board;*
 - (b) *The required fee for renewal; and*
 - (c) *All information required to complete the renewal.*
- 2. *A license that expires pursuant to the provisions of this section may be reinstated if the applicant:*
 - (a) *Complies with the provisions of subsection 1; and*
 - (b) *Submits to the Board the required fee for reinstatement.*

NRS 656X.200 Legal videographers: Renewal of certificate; suspension of certificate for failure to submit information or renewal fee; reinstatement or renewal of suspended certificate; regulations.

- 1. *To renew a certificate of registration a certified legal videographer must:*
 - (a) *Apply to the Board for renewal;*
 - (b) *Pay the annual renewal fee prescribed by the Board;*
 - (c) *Submit all information required to complete the renewal.*
- 2. *The failure of any certified legal videographer to submit all information required to complete the renewal or pay in advance the annual renewal fee which may be fixed by the Board as necessary to defray the expense of administering the provisions of this chapter results in the suspension of legal videographer's right to engage in the practice of legal videography. The suspension must not be terminated until all required information has been submitted and all delinquent fees have been paid.*
- 3. *A certified legal videographer whose certificate of registration has been suspended because of failure to submit all required information or pay the renewal fee:*
 - (a) *May within 2 years thereafter have the certificate reinstated without examination upon submission of all required information and payment of the fees set forth in paragraph (e) of subsection 1 of NRS 656X.220.*
 - (b) *While he or she was on active military duty or in training before induction, may have the certificate renewed without payment of any fee if he or she files an application for renewal, an affidavit of such service with the Board within 2 years after the termination of the service and all information required to complete the renewal.*

NRS 656X.220 Fees; regulations.

- 1. *The fees required by this chapter are fixed by the following schedule:*
 - (a) *The fee for filing an application for an examination must be fixed by the Board annually at not more than \$200 and not less than \$50.*
 - (b) *The fee for the original issuance of a certificate must be fixed by the Board annually at not more than \$200 and not less than \$75.*
 - (c) *For a certificate issued after July 1, 2023, the fee is an amount equal to the renewal fee in effect on the last regular renewal date before the date on which the certificate is issued, except that if the certificate will expire less than 1 year after its issuance, then the fee is 50 percent of the renewal fee in effect on the last regular renewal date before the date on which the certificate is*

issued. The Board may by regulation provide for the waiver or refund of the initial certificate fee if the certificate is issued less than 45 days before the date on which it will expire.

- (d) The annual renewal fee for a certificate must be fixed by the Board annually at not more than \$200 and not less than \$75. Every holder of a certificate desiring renewal must pay the annual renewal fee to the Board on or before May 15 of each year.*
 - (e) For the renewal of a certificate which was suspended for failure to renew, the fee is an amount equal to all unpaid renewal fees accrued plus a reinstatement fee that must be fixed by the Board annually at not more than \$125 and not less than \$75.*
 - (f) The fee for the original issuance of a license as a legal video recording firm is not more than \$500 and not less than \$200.*
 - (g) The fee for the annual renewal of a license as a legal video recording firm is not more than \$500 and not less than \$200.*
 - (h) The fee for the reinstatement of a license as a legal video recording firm is not more than \$500 and not less than \$200.*
- 2. In addition to the fees set forth in subsection 1, the Board may charge and collect a fee for the expedited processing of a request or for any other incidental service it provides. The fee must not exceed the cost incurred by the Board to provide the service.*

DISCIPLINARY AND OTHER ACTIONS

NRS 656X.240 *Grounds for denial, suspension or revocation of certificate or license: False representation; contempt of court; conviction of certain crimes. The Board may refuse to issue or to renew or may suspend or revoke any certificate or license for any one or a combination of the following causes:*

- 1. If the applicant, certified legal videographer or licensee has by false representation obtained or sought to obtain a certificate or license for himself, herself or itself or any other natural person or business entity.*
- 2. If the applicant, certified legal videographer or designated representative of a legal video recording firm has been found in contempt of court, arising out of the conduct of the applicant, legal videographer or designated representative in performing or attempting to perform any act as a certified legal videographer.*
- 3. If the applicant, certified legal videographer or designated representative of a legal video recording firm has been convicted of a crime related to the qualifications, functions and responsibilities of a certified legal videographer or licensee.*
- 4. If the applicant, certified legal videographer or designated representative of a legal video recording firm has been convicted of any offense involving moral turpitude.*
Ê The judgment of conviction or a certified copy of the judgment is conclusive evidence of conviction of an offense.

NRS 656X.250 *Grounds for denial, suspension or revocation of certificate or license: Additional grounds. The Board may refuse to issue or renew or may suspend or revoke any certificate or license if the certified legal videographer, including a designated representative of a legal video recording firm if he or she holds a certificate, in performing or attempting to perform or pretending to perform any act as a certified legal videographer has:*

- 1. Willfully failed to provide full and accurate video record media of any proceedings;*
- 2. Willfully altered any video record media taken at any proceedings;*

3. *Demonstrated unworthiness or incompetency to act as a certified legal videographer in such a manner as to safeguard the interests of the public;*
4. *Professionally associated with or loaned his or her name to another for the illegal practice by another of legal videography, or professionally associated with any natural person or business entity holding itself out in any manner contrary to the provisions of this chapter;*
5. *Habitually been intemperate in the use of intoxicating liquor or controlled substances;*
6. *Except as otherwise provided in subsection 7, willfully violated any of the provisions of this chapter or the regulations adopted by the Board to enforce this chapter;*
7. *Violated any regulation adopted by the Board relating to:*
 - (a) *Unprofessional conduct;*
 - (b) *Agreements for the provision of ongoing services as a certified legal videographer or ongoing services which relate to the practice of legal videography;*
 - (c) *The avoidance of a conflict of interest; or*
 - (d) *The performance of the practice of legal videography in a uniform, fair and impartial manner and avoiding the appearance of impropriety;*
8. *Failed within a reasonable time to provide information requested by the Board as the result of a formal or informal complaint to the Board, which would indicate a violation of this chapter; or*
9. *Failed without excuse to provide video record media of a proceeding and file or deliver to an ordering party the video record media:*
 - (a) *Within the time required by law or agreed to by verbal or written contract;*
 - (b) *Within a reasonable time required for providing the video record media; or*
 - (c) *Within a reasonable time required for delivery of the video record media.*

NRS 656X.253 Denial, suspension or revocation of certificate or license. *The Board may refuse to issue or renew or may suspend or revoke a certificate or license if, after notice and a hearing as required by law, the Board determines that the certified legal videographer or licensee has committed any of the acts set forth in NRS 656X.240 or 656X.250.*

NRS 656.255 Suspension of license or certificate for failure to pay child support or comply with certain subpoenas or warrants; reinstatement of license or certificate. *[Effective until 2 years after the date of the repeal of 42 U.S.C. § 666, the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with certain processes relating to paternity or child support proceedings.]*

1. *If the Board receives a copy of a court order issued pursuant to NRS 425.540 that provides for the suspension of all professional, occupational and recreational licenses, certificates and permits issued to a natural person who is the holder of a license or certificate issued pursuant to this chapter, the Board shall deem the license or certificate issued to that natural person to be suspended at the end of the 30th day after the date on which the court order was issued unless the Board receives a letter issued to the holder of the license or certificate by the district attorney or other public agency pursuant to NRS 425.550 stating that the holder of the license or certificate has complied with the subpoena or warrant or has satisfied the arrearage pursuant to NRS 425.560.*
2. *The Board shall reinstate a license or certificate issued pursuant to this chapter that has been suspended by a district court pursuant to NRS 425.540 if the Board receives a letter issued by the district attorney or other public agency pursuant to NRS 425.550 to the natural person whose license or certificate was suspended stating that the natural person whose license or certificate was suspended has complied with the subpoena or warrant or has satisfied the arrearage pursuant to NRS 425.560.*

NRS 656X.257 Probation; administrative fine. In addition to or in lieu of suspending, revoking or refusing to issue or renew the certificate of a certified legal videographer or the license of a legal video recording firm pursuant to NRS 656X.240, 656X.250 or 656X.253, the Board may, by a majority vote:

1. Place the certified legal videographer or licensee on probation for a period not to exceed 1 year; or
2. Impose an administrative fine against the certified legal videographer or licensee as provided in NRS 656X.360.

NRS 656X.260 Licensee or certified legal videographer to notify Board of change of name or address; legal videography firm to report certain changes to Board; penalty.

1. A licensee or certified legal videographer shall notify the Chair or Executive Director of the Board in writing within 30 days after a change in name or address.
2. A licensee shall report any change of:
 - (a) Ownership or corporate officers of a legal video recording firm; and
 - (b) The designated representative of the legal video recording firm must be reported to the Chair or Executive Director within 30 days after the change.
3. The Board may suspend or revoke a license or certificate if the licensee or certified legal videographer fails so to notify the Board.

NRS 656X.270 Suspension of license or certificate for mental illness; conditions for resumption of business or practice. The entry of a decree by a court of competent jurisdiction establishing the mental illness of any natural person who is a certified legal videographer or a designated representative of a legal video recording firm licensed under this chapter operates as a suspension of the certificate or license. Such a natural person may resume his or her business or practice only upon a finding by the Board that the natural person has been determined to be recovered from mental illness by a court of competent jurisdiction and upon the Board's recommendation that the certified legal videographer or licensee be permitted to resume his or her business or practice.

NRS 656X.280 Investigations; procedure upon refusal to issue certificate or license.

1. The Board may upon its own motion and shall upon the verified complaint in writing of any natural person or business entity setting forth facts which if proven would constitute grounds for refusal, suspension or revocation of a certificate or license or other disciplinary action as set forth in NRS 656X.240 to 656X.300, inclusive, investigate the actions of a current or former certified legal videographer or licensee, including a natural person who or business entity that applies for, or holds or represents that he or she or the business entity holds a license or certificate.
2. The Board shall, before refusing to issue any license or certificate, notify the applicant in writing of the reasons for the refusal. The notice must be served by delivery personally to the applicant or by mailing by registered or certified mail to the last known place of business of the applicant.
3. The time set in the notice must not be less than 10 nor more than 30 days after delivery or mailing.
4. The Board may continue the hearing from time to time.

NRS 656X.290 Subpoenas; witnesses; restoration of suspended license or certificate reinstatement of revoked license or certificate.

1. The Board may subpoena and bring before it any natural person or business entity in this State and take testimony orally or by deposition, or both, with the same fees and mileage and in the same manner as prescribed in civil cases in courts of this State.
2. Any district court, upon the application of the accused or complainant or of the Board may, by order, require the attendance of witnesses and the production of relevant books and papers before

the Board in any hearing relative to the application for or refusal, recall, suspension or revocation of a license or certificate, and the court may compel obedience to its order by proceedings for contempt.

3. *At any time after the suspension of any license or certificate, the Board may restore it to the accused without examination upon unanimous vote by the Board.*
4. *In a manner consistent with the provisions of Chapter 622A of NRS, after the revocation of any license or certificate, the Board may reinstate the license or certificate without examination upon unanimous vote by the Board.*

NRS 656X.300 Practice without certificate and conducting business without license prohibited; penalties.

1. *A natural person who has not been issued a certificate or whose certificate has been suspended or revoked shall not engage in the practice of legal videography.*
2. *A business entity that has not been issued a license or whose license has been suspended or revoked shall not conduct business as a legal video recording firm.*
3. *In addition to any other penalty prescribed by law, if the Board determines that a natural person or business entity has committed any act described in this section or NRS 656X.145, 656X.148 or 656X.185, the Board may:*
 - (a) *Issue and serve on the natural person or business entity an order to cease and desist until the natural person or business entity obtains from the Board the proper certificate or license or otherwise demonstrates that the natural person or business entity is no longer in violation of this section. An order to cease and desist must include a telephone number with which to contact the Board.*
 - (b) *Issue a citation to a natural person or business entity. A citation issued pursuant to this paragraph must be in writing, describe with particularity the nature of the violation and inform the natural person or business entity of the provisions of this paragraph. Each activity in which the natural person or business entity is engaged constitutes a separate offense for which a separate citation may be issued. To appeal a citation, the natural person or business entity must submit a written request for a hearing to the Board not later than 30 days after the date of issuance of the citation.*
 - (c) *Assess against the natural person or business entity an administrative fine as provided in NRS 656X.360.*
 - (d) *Impose any combination of the penalties set forth in paragraphs (a), (b) and (c).*

MISCELLANEOUS PROVISIONS

NRS 656X.310 Legal videographers: Use of certain designation and abbreviation; inclusion of certificate number on ~~transcripts and~~ business cards.

1. *Except as otherwise provided in subsection 2, each natural person to whom a valid existing certificate of registration as a certified legal videographer has been issued under this chapter:*
 - (a) *Must be designated as a certified legal videographer;*
 - (b) *May, in connection with his or her practice of legal videography, use the abbreviation "CLV".*
2. *No natural person other than the holder of a valid existing certificate of registration under this chapter may use the title or designation of "certified legal videographer," "CLV," either directly or indirectly, in connection with his or her profession or business.*
3. *Every certified legal videographer shall place the number of the certificate:*
 - (a) *On a label placed on any video record media; and*
 - (b) *On all business cards.*

NRS 656X.330 *Act or service authorized by chapter prerequisite to action for compensation for services.* No action or suit may be instituted, nor recovery therein be had, in any court of this state by any natural person or business entity for compensation for any act done or service rendered, the doing or rendering of which is prohibited under the provisions of this chapter.

NRS 656X.335 *Legal videographer to retain video record media for 8 years.* A certified legal videographer shall retain his or her video record media, whether or not ordered by any of the parties to a proceeding, for 8 years if they concern any matter subject to judicial review. This video record media must be kept in a manner which is reasonably secure against theft, tampering or accidental destruction.

PROHIBITED ACTS; PENALTIES; ENFORCEMENT

NRS 656X.345 *Alteration of video record media after certification prohibited; exceptions.*

1. A certified legal videographer or licensee shall not alter the original video record media of a proceeding after the video record media has been certified unless:
 - (a) Each party to the proceeding stipulates to the alteration; or
 - (b) The judge or arbiter presiding over the proceeding orders the alteration.

NRS 656X.350 *Criminal penalty.* A violation of any provision of this chapter is a misdemeanor.

NRS 656X.360 *Administrative fine; hearing.* In addition to any other penalty provided by law, the Board may, after notice and a hearing, as required by law, impose upon a natural person or business entity who violates any provision of this chapter or any regulation adopted pursuant thereto an administrative fine of not more than \$5,000 for each violation for which the administrative fine is imposed.

NRS 656X.370 *Injunctive relief.*

1. The Board may maintain in any court of competent jurisdiction an action for an injunction against any natural person or business entity who violates any provision of this chapter.
2. Such an injunction:
 - (a) May be issued without proof of actual damage sustained by any natural person or business entity.
 - (b) Does not relieve such natural person or business entity from any criminal prosecution for the same violation.