

LCB File No. R029-07

**PROPOSED REGULATION OF THE CERTIFIED
COURT REPORTERS' BOARD OF NEVADA**

(This regulation was previously adopted as T023-07)

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted

AUTHORITY: 1, 2, 3, 5-6, 9, 10 NRS 656.130; 4 NRS 656.186 and 656.187; 7 NRS 656.200; 8 NRS 656.130 and 656.186;

Section 1. Chapter 656 of NAC is hereby amended by adding thereto the provisions set forth as sections 2, 3 and 4 of this regulation.

Section 2. *“Designated representative of a court reporting firm” has the meaning ascribed to it in NRS 656.030*

Section 3. *“Licensee” has the meaning ascribed to it in NRS 656.030*

Section 4. *1. Each designated representative of a court reporting firm must, before acting as a designated representative of a court reporting firm, pass an examination administered by the Board.*

2. The Executive Secretary of the Board shall prepare a schedule for applicants to take the examination required pursuant to subsection 1. The fee for an initial examination is \$100 and \$50 for each subsequent examination taken by an applicant during a year.

3. Each examination will consist of 100 multiple-choice questions that test the knowledge of the applicant in the following subjects:

(a) Technical advances in the practice of court reporting;

(b) Ethics and professionalism in the practice of court reporting;

(c) Management of the business activities and economics of court reporting; and

(d) Any other subject relating to court reporting that the Board determines to be appropriate for inclusion in the examination.

4. The Board will give each applicant 90 minutes to complete the examination. During the examination, the applicant shall not refer to or otherwise use any book, paper or other material.

5. Within 7 days after an applicant takes an examination pursuant to this section, the Board will mail the results of the examination to the applicant. If the applicant passed the examination, the Board will include with the results of the examination a certificate of completion. If the applicant failed the examination, the Board will include in the results of the examination a statement indicating that the applicant:

(a) Failed the examination; and

(b) Is not eligible for a certificate of completion

6. An applicant who fails the examination may take not more than four subsequent examinations during the 12 consecutive months after failing the examination. To apply for a subsequent examination, an applicant must submit a written request to the Board and pay the fee required pursuant to subsection 2.

7. If an applicant receives a certificate completion pursuant to this section, the Board will issue a license to the firm for which the applicant is the designated representative, if the firm is otherwise qualified for that license.

Section 5. NAC 656.120 is hereby amended to read as follows:

656.120 Examination: Administration

6. An applicant shall bring to the examination room a pen or pencil, stenographic equipment and any other equipment required by the Board. ~~[The Board will provide paper for transcription.]~~

The Board will not:

Section 6. NAC 656.160 is hereby amended to read as follows:

656.160 Failure and retaking of examination.

1. If an applicant fails one or both sections of the examination, he is ineligible for a certificate. Such applicant may retake the examination if he submits an application and the fee required for examination to the Board.

2. ~~[An applicant who failed one section of the examination may retake the section that he failed during the examination that is administered immediately succeeding the examination that he failed.]~~ *A passing grade on either section of the examination received by an applicant will be valid for the two immediately succeeding examinations administered by the Board.*

Section 7. NAC 656.210 is hereby amended to read as follows:

656.210 Required hours; applicability of credit.

1. Each court reporter shall, every 2 years, complete at least 15 hours of continuing education relating to the practice of court reporting. *Not less than two of the 15 hours must be comprised of subject matter related to Nevada law.*

2. The Board shall provide the licensee with alternative means to obtain these two credits pertaining to Nevada law other than by personal attendance.

Section 8. NAC 656.250 is hereby amended to read as follows:

656.250 ~~[Registration]~~ *License* of firm; change in ownership or other information.

1. Each firm that practices court reporting in this state must complete ~~[a form]~~ *an application* for ~~[registration]~~ *license* provided by the Board and file the ~~[form]~~ *application* with

the Executive Secretary of the Board. The ~~[form]~~ *application* for ~~[registration]~~ *license* must include:

- (a) The business address of the firm in this State;
- (b) The residential address of each owner of the firm;
- (c) If applicable, a copy of each certificate filed pursuant to chapter 602 of NRS to do business under an assumed or fictitious name;
- (d) Copies of all business licenses issued to the firm by a local government in this State; and
- (e) All other documents, reports and other information required by the Board.

(f) If applicable, include the name of the person pursuant to NRS 656.185.3.b.

2. Upon receipt of a completed ~~[form]~~ *application* for ~~[registration]~~ *license and payment of fees pursuant to NRS 656.220*, the Executive Secretary of the Board shall ~~[issue to the firm a certificate of registration]~~ *administer the examination, pursuant to NRS 656.186(2), to the designated representative of the firm.*

3. If a change in the ownership of a firm occurs or other change *pursuant to NRS 656.260* ~~[in the information provided in the form for registration]~~ occurs, the firm shall file an amended ~~[form]~~ *application* for ~~[registration]~~ *license* with the Executive Secretary of the Board not more than 30 days after the change occurs.

Section 9. NAC 656.270 is hereby amended to read as follows:

656.270 Compliance with certain provisions; application of certain statutes and regulations.

(NRS 656.130)

1. Each *designated representative of a court reporting* firm ~~[that is registered with the Board shall comply with the statutes, regulations, rules and standards of conduct that are applicable to~~

~~court reporters]~~ shall, every 2 years, complete at least 15 hours of continuing education relating to the practice of court reporting or the business practices of the firm.

2. The Board will apply the statutes and regulations governing court reporters, including, but not limited to, suspension or revocation of a certificate, to a firm ~~[that practices court reporting]~~ in the same manner as the Board applies those statutes and regulations to court reporters. The provisions of this subsection do not negate an independent contractual relationship between a court reporter and a firm.

Section 10. NAC 656.280 is hereby amended to read as follows:

656.280 Standards of Practice

1. Each ~~[owner of a firm that practices court reporting must be]~~ firm:

(a) Except as otherwise provided in paragraph (b), must have at least one owner who is a court reporter- ; or

(b) If the firm does not have an owner who is a court reporter, shall choose an owner of the firm to be the designated representative of the court reporting firm.

Section 11. NAC 656.200 is hereby repealed.

TEXT OF REPEALED SECTION

656.200 Fees for issuance or renewal of certificate. The following fees must be paid.

1. For the original issuance of a certificate.....\$150
2. For the annual renewal of a certificate.....\$150