

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

LCB FILE NO. R003-19I

**The following document is the initial draft regulation proposed
by the agency submitted on 02/06/2019**

STATE OF NEVADA CERTIFIED COURT REPORTERS BOARD

NAC Chapter 656 Proposed Amendments

As of 1/28/19

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

NAC 656.200 Fees for issuance or renewal of certificate.

(NRS 656.130, 656.220) The following fees must be paid:

1. For the original issuance of a certificate.....\$200
2. For the annual renewal of a certificate.....\$200
3. *If an initial certificate is issued less than 45 days before the annual renewal fee is due, a one-time waiver of the fee will be issued.*
4. *Every holder of a certificate desiring renewal must pay the annual renewal fee to the Board on or before May 15 of each year.*
5. *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.*

NAC 656.201 Fees for issuance or renewal of license as a court reporting firm (NRS 656.220)

1. *If an initial license is issued less than 45 days before the annual renewal fee is due, a one-time waiver of the fee will be issued.*
2. *Every holder of a license desiring renewal must pay the annual renewal fee to the Board on or before June 30 of each year.*
3. *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.*

NAC 656.210 Required hours; means to obtain certain credits; applicability of credit; reporting period.

(NRS 656.130, 656.187, 656.200)

1. Each court reporter and designated representative of a court reporting firm shall, every 2 years, complete at least 15 hours of continuing education relating to the practice of court reporting, at least two of which must include a review of the applicable laws, regulations, and court and procedural rules governing the practice of court reporting in this State.
2. The Board will provide each court reporter and designated representative of a court reporting firm with the means to obtain two credits which include a review of the applicable laws, regulations, and court and procedural rules governing the practice of court reporting in this State other than by personal attendance.
3. Credit for continuing education may not be carried forward for any reporting period.
4. The reporting period for continuing education begins on May 16 of each odd-numbered year and ends on May 15 of the subsequent odd-numbered year.
5. *If an initial certificate or license is issued less than 6 months before the conclusion of a required continuing education reporting period, a one-time waiver of required continuing education credits will be issued for the upcoming continuing education reporting period.*

NAC 656.230 Notice of noncompliance; suspension or revocation of certificate or license for failure to file report of compliance; reinstatement of certificate or license.(NRS 656.130, 656.160, 656.187, 656.200)

1. If a court reporter or designated representative of a court reporting firm fails to complete and return the form required pursuant to NAC 656.220 *by May 15*, the Board will, on *May 16* ~~for before July 15~~, provide written notice of noncompliance *and suspension or revocation of the certificate or license* to the last known address of the court reporter or designated representative of a court reporting firm.

~~{2.—The notice of noncompliance must contain:~~

~~—(a) A statement explaining the manner in which the court reporter or designated representative of a court reporting firm failed to comply with the requirements for continuing education;~~

~~—(b) A notice that the court reporter or designated representative of a court reporting firm shall, on or before August 15, file with the Board a compliance form showing that he or she has cured the failure specified; and~~

~~—(c) A notice which specifies the consequences provided in subsection 3 for failure to file the form by August 15.~~

~~2. 3.—The Board may suspend or revoke the certificate of a court reporter or the license of a firm if the court reporter or designated representative of the court reporting firm fails to file a report of compliance by August July 15.~~ Reinstatement of a certificate or license may be conditioned upon one or both of the following:

(a) Proof of compliance with the requirements for continuing education.

(b) The passage of the examination required pursuant to NRS 656.160.

c. Payment of required reinstatement fee.

(Added to NAC by Cert. Court Reporters' Bd., eff. 11-6-95; A by R101-03, 2-18-2004; R072-12, 4-5-2013; R099-16, 6-21-2017; R112-17, 2-27-2018)

NAC 656.280 Standards of practice. (NRS 656.130)

1. Each firm must have at least one owner who is a court reporter or a designated representative of the court reporting firm to whom a certificate of completion has been issued pursuant to NAC 656.265.

2. Each firm must provide the service of court reporting by *certified* court reporters only *as an officer before whom proceedings may be taken*.

3. If a court reporter whose certificate is suspended or revoked provides service as a court reporter for a firm in which he or she is a shareholder, the income attributable to the court reporter must not be paid or otherwise accounted to the court reporter.

NAC 656.320 Requirements for engaging in practice of court reporting on behalf of firm not licensed by the Board. (NRS 656.130, 656.250)

1. Except as otherwise provided in subsection 2, a court reporter or court reporting firm shall not engage in the practice of court reporting on behalf of a firm that is not ~~registered~~ *licensed* with the Board. Each court reporter and court reporting firm shall verify whether a firm is ~~registered~~ *licensed* with the Board before engaging in the practice of court reporting on behalf of the firm.

2. A court reporter or court reporting firm may engage in the practice of court reporting on behalf of a firm that is not ~~registered~~ *licensed* with the Board in any proceeding conducted in this State as a result of an action commenced or maintained in a foreign jurisdiction if the court reporter or court reporting firm otherwise complies with the applicable laws, regulations, and court and procedural rules governing the practice of court reporting in this State.

3. As used in this section, “foreign jurisdiction” means a court or administrative body that was not created pursuant to the Constitution of the State of Nevada or the Nevada Revised Statutes.