

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

LCB FILE NO. R147-201

**The following document is the initial draft regulation proposed
by the agency submitted on 07/31/2020**

STATE OF NEVADA CERTIFIED COURT REPORTERS BOARD

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

CHAPTER 656 - CERTIFIED COURT REPORTERS PRACTICE BY FIRM

As of 8/3/20

NAC 656.XXX Restrictions on issuance of new court reporting firm license or court reporter's certificate after revocation or suspension. (NRS 656.130, NRS 656.250, NRS 656.253, NRS 656.257) After the revocation or suspension of any court reporting firm license or court reporter's certificate by the Board as provided in this chapter, no new license or certificate may be issued to the same court reporting firm, certificate holder, person, owner, shareholder, member or representative of a partnership or limited-liability company, as appropriate, within 2 years after the date of the revocation or suspension, nor at any time thereafter except in the sole discretion of the Board, and then only provided that the suspended or revoked court reporting firm, certificate holder, person, owner, shareholder, member or representative of a partnership or limited-liability company pays all outstanding fines and fees assessed by the Board in conjunction with prior revocation or suspension and satisfies all the requirements for an original license or certificate.

NAC 656. XXX Restrictions on granting designated representative of a court reporting firm status to persons whose license or certificate has been revoked or suspended. (NRS 656.130, NRS 656.253, NRS 656.257) After the revocation or suspension of any court reporting firm license or court reporter's certificate by the Board as provided in this chapter, a revoked or suspended certificate holder, person, owner, shareholder, member or representative of a partnership or limited-liability company may not serve as a designated representative of a court reporting firm for any licensed court reporting firm within 2 years after the date of the revocation or suspension of the proposed designated representative of a court reporting firm's original license or certificate, nor at any time thereafter except in the sole discretion of the Board, and then only provided that the proposed designated representative of a court reporting firm pays all outstanding fines and fees assessed by the Board in conjunction with prior revocation or suspension and satisfies all the requirements for an original license or certificate.

NAC 656. XXX Grounds for refusal to issue or renew a court reporting firm license, court reporter's certificate or designated representative of a court reporting firm status or for disciplinary action. (NRS 656.130) The Board may deny issuing or renewing a court reporting firm license, court reporter's certificate or designated representative of a court reporting firm status to any court reporting firm, certificate holder or designated representative of a court

reporting firm if the holder of the license, certificate or designated representative of a court reporting firm:

- (1) Has previously been found to have violated any provision of this chapter or any regulation adopted pursuant thereto;*
- (2) Has been previously disciplined in this State, another state, a territory or possession of the United States or the District of Columbia for conduct that would be a violation of the provisions of this chapter or any regulations adopted pursuant thereto if the conduct were committed in this State;*
- (3) Has failed to pay or make arrangements to pay, as approved by the Board, a fine, fees or money owed to the Board pursuant to this chapter.*

NAC 656. XXX Knowledge of court reporting firm of violation by the designated representative of a court reporting firm; penalties. (NRS 656.130, NRS 656.257)

(1) Any unlawful act or violation of any of the provisions of this chapter by a designated representative of a court reporting firm is not cause to suspend, revoke or deny the renewal of the license of a court reporting firm, unless it is determined by the Board that the court reporting firm knew or should have known thereof. A course of dealing shown to have been persistently and consistently followed by a designated representative of a court reporting firm constitutes prima facie evidence of such knowledge upon the part of the court reporting firm.

(2) If it is determined by the Board that a court reporting firm knew or should have known of any unlawful act or violation on the part of a designated representative of a court reporting firm, in the course of his or her firm representation, the Board may suspend, revoke or deny the renewal of a court reporting firm's license and may assess a civil penalty of not more than \$5,000.

(3) The Board may suspend, revoke or deny the renewal of a license of a court reporting firm and may assess a civil penalty of not more than \$5,000 against the court reporting firm if it is determined by the Board that the court reporting firm failed to maintain adequate supervision of a designated representative of a court reporting firm that commits any unlawful act or violates any of the provisions of this chapter.