

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

LCB File No. R021-10

Added language is in *bold, italics*; deleted language is in brackets and strikeout.

NAC 656.055 “Litigation” defined. (NRS 656.130) “Litigation” means:

1. Any suit at law or in equity; or
2. Any arbitration that is subject to judicial review.
3. *Any administrative proceeding.*

NAC 656.220 Form for report of compliance. (NRS 656.130, 656.200)

1. The Board will mail to a court reporter with the annual notice of renewal of certification a form on which to report his compliance with the requirements of continuing education set forth in NAC 656.210.

2. A court reporter shall complete and return the form to the Board on or before May 15.

3. *The Board may audit court reporters and designated firm representatives on a random basis to determine compliance with the continuing education requirements of this chapter.*

NAC 656.330 Prohibited acts. (NRS 656.130, 656.250)

1. A court reporter or firm shall not:

(a) Provide or arrange for the provision of services if he is financially interested in the litigation;

(b) Enter into or arrange a financial relationship that:

(1) Compromises the impartiality of the court reporter; or

(2) Creates or may create the appearance that the impartiality of the court reporter has been compromised;

(c) Enter into any contract or other agreement to provide services that restricts the ability of an attorney or party to repudiate the contract or agreement;

(d) Allow a person, other than the court reporter or firm, to establish the rates charged by the court reporter or firm; or

(e) Except as otherwise provided in subsection 2, enter into a contract or other agreement with a person or entity to provide ongoing services as a court reporter or ongoing services which relate to the practice of court reporting if:

(1) The ongoing services relate to litigation that has not been commenced;

(2) The impartiality of the court reporter or firm may be reasonably questioned;

(3) The court reporter or firm is required to relinquish control of an original transcript of a deposition and copies of that transcript before the transcript is certified and delivered in accordance with NAC 656.370; or

(4) The provisions of the contract or agreement confer or appear to confer an unfair advantage upon a party.

(f) Provide or arrange for the provision of a courtesy copy of a deposition transcript to any attorney, party or witness in a case when doing so may create the appearance of impropriety

by the court reporter or court reporting firm.

2. The provisions of paragraph (e) of subsection 1 do not apply to:
 - (a) The provision of services to a governmental body; or
 - (b) A court reporter who agrees to provide services for a matter that is not related to litigation.

NAC 656.370 Provision of transcripts to parties. (NRS 656.130, 656.250)

1. ~~Unless the manner of delivering the original transcript of a deposition is otherwise approved by the parties to a proceeding, a~~ A court reporter shall, in accordance with any applicable statute, rule ~~or~~ *or* order ~~, custom or practice~~:

- (a) Deliver the original transcript of a deposition to the party who orders the original; and
- (b) Deliver a copy of the transcript to each party who orders such a copy. A court reporter shall not prepare more than one original transcript of a deposition.

2. If a court reporter receives a request for a transcript of a proceeding or a portion of a transcript of a proceeding, the court reporter shall take reasonable steps to notify each party to the proceeding or each attorney who represents a party to the proceeding of the request in a timely manner that allows a party or his attorney to order a copy of the transcript that was requested.