

ASSEMBLY BILL

No. 1630

Introduced by Assembly Member Olsen

February 9, 2012

An act to repeal Section 70047.1 of the Government Code, relating to courts.

LEGISLATIVE COUNSEL'S DIGEST

AB 1630, as introduced, Olsen. Stanislaus County Superior Court: official court reporters.

Under existing law, the state has sole responsibility for the funding of court operations. Existing law authorizes a superior court to appoint as many official court reporters as are deemed necessary. Those court reporters who are court employees are subject to the Trial Court Employment Protection and Governance Act, which authorizes each trial court to establish a salary range for each of its employee classifications.

This bill would repeal a provision of law prescribing the compensation of official court reporters in Stanislaus County that has been rendered obsolete by that act.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 70047.1 of the Government Code is
2 repealed.

1 70047.1. Notwithstanding any other provision of law, the
2 following provisions shall be applicable to the Stanislaus County
3 Superior Court:

4 (a) In Stanislaus County, to assist the superior court in the
5 transaction of its judicial business, a majority of the judges of the
6 superior court, with the approval of the board of supervisors, may
7 appoint as many regular official reporters as necessary to report
8 the proceedings in the court.

9 (b) The regular official superior court reporters, unless the right
10 to their services are waived, shall report all of the proceedings as
11 otherwise provided by law or ordered by a superior court judge.

12 (c) The regular official court reporters shall be compensated at
13 a range approved by the board of supervisors by ordinance or
14 resolution:

15 In order that the salaries provided for in this section remain
16 equitable and competitive, in the event an ordinance or resolution
17 is adopted which provides a cost-of-living increase for employees
18 of Stanislaus County, this salary range shall be deemed adjusted,
19 increased, and amended by that ordinance or resolution.

20 (d) A regular official court reporter shall receive the same
21 vacation, sick leave, retirement, and other benefits as are provided
22 for county employees:

23 (e) For the purposes of retirement, the compensation of each
24 reporter shall be deemed to be the total of all per diem and
25 transcription fees paid by the county to all of the regular reporters
26 of the superior court for all reporting services, divided by the
27 number of superior court official reporters, plus his or her salary.

28 (f) The superior court executive officer shall appoint a
29 supervising reporter to be compensated at an hourly rate that is 10
30 percent higher than Step 5 of the hourly rate specified in
31 subdivision (e).

32 (g) For all transcriptions incident to reporting services, each
33 reporter shall receive the fees provided for in Article 9
34 (commencing with Section 69941) of this chapter. A court reporter
35 shall also be allowed his or her traveling expenses as determined
36 by the travel policy of Stanislaus County when reporting outside
37 of the county seat.

38 (h) The judges of the superior court may appoint as many official
39 superior court reporters pro tempore as the business of the court

1 requires. They shall be unsalaried, but shall receive a per diem of
2 $\frac{1}{260}$ of Step 4 of the hourly rate set pursuant to subdivision (c):

3 (i) The county shall provide the official reporters with supplies
4 for the performance of their courtroom duties, excluding hardware.

5 (j) The presiding judge of the superior court may, upon request
6 of the presiding judge of the municipal court, assign an official
7 superior court reporter to the municipal court during such times
8 as the business of the municipal court requires. Official superior
9 court reporters who are so assigned shall receive no additional
10 compensation for that service.