

ASSEMBLY BILL

No. 788

Introduced by Assembly Member Wagner

February 21, 2013

An act to amend Section 69954 of the Government Code, relating to court transcripts.

LEGISLATIVE COUNSEL'S DIGEST

AB 788, as introduced, Wagner. Court transcripts.

Existing law requires that transcripts prepared by a reporter using computer assistance and delivered on a medium other than paper be compensated at the same rate set for paper transcripts, except as specified. Existing law establishes certain fees for second copies of transcripts, as specified, including transcripts in computer-readable format.

Existing law authorizes a court, party, or person who has purchased a transcript to reproduce a copy or portion thereof as an exhibit, pursuant to court order or rule, or for internal use, without paying a further fee to the reporter, but prohibits otherwise providing or selling a copy or copies to any other party or person.

This bill would limit the reproduction provisions described above to computer-readable transcripts.

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 69954 of the Government Code is
2 amended to read:

1 69954. (a) Transcripts prepared by a reporter using computer
2 assistance and delivered on a medium other than paper shall be
3 compensated at the same rate set for paper transcripts, except the
4 reporter may also charge an additional fee not to exceed the cost
5 of the medium or any copies thereof.

6 (b) The fee for a second copy of a transcript on appeal in
7 computer-readable format ordered by or on behalf of a requesting
8 party within 120 days of the filing or delivery of the original
9 transcript shall be compensated at one-third the rate set forth for
10 a second copy of a transcript as provided in Section 69950. A
11 reporter may also charge an additional fee not to exceed the cost
12 of the medium or any copies thereof.

13 (c) The fee for a computer-readable transcript shall be paid by
14 the requesting court, party, or person, unless the computer-readable
15 transcript is requested by a party in lieu of a paper transcript
16 required to be delivered to that party by the rules of court. In that
17 event, the fee shall be chargeable as statute or rule provides for
18 the paper transcript.

19 (d) Any court, party, or person who has purchased a
20 *computer-readable* transcript may, without paying a further fee to
21 the reporter, reproduce a copy or portion thereof as an exhibit
22 pursuant to court order or rule, or for internal use, but shall not
23 otherwise provide or sell a copy or copies to any other party or
24 person.