

Introduced by Senator NielsenFebruary 21, 2014

An act to repeal Sections 70045.1, 70045.2, 70045.4, 70045.75, 70045.77, 70045.8, 70045.9, 70045.10, 70046.4, 70050.6, 70056.7, 70059.8, 70059.9, 70063, and 70064 of the Government Code, relating to courts.

LEGISLATIVE COUNSEL'S DIGEST

SB 1313, as introduced, Nielsen. Courts: court reporters.

The Trial Court Employment Protection and Governance Act establishes a trial court employee personnel system that provides authority to establish job classifications, salaries, and benefits for trial court employees, including court reporters, without the approval of the county or the board of supervisors, and without further legislative action, except as specified. Existing law authorizes a court to direct the making of a verbatim record of court proceedings, as specified. Existing law also regulates the appointment, certain conditions of employment, remuneration, and benefits of official court reporters in specified counties.

This bill would repeal those provisions of law prescribing the compensation and conditions of employment of official court reporters in Butte, El Dorado, Lake, Mendocino, Merced, Modoc, Mono, Monterey, Nevada, San Luis Obispo, Shasta, Solano, Tehama, Trinity, and Tuolumne Counties.

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

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

1 SECTION 1. Section 70045.1 of the Government Code is
2 repealed.

3 ~~70045.1. Notwithstanding the provisions of Section 70045 of~~
4 ~~this code, in Trinity County, each regular official court reporter~~
5 ~~shall receive an annual salary of ten thousand dollars (\$10,000)~~
6 ~~unless the board of supervisors shall by ordinance provide for~~
7 ~~compensation in excess of that amount, payable in monthly~~
8 ~~installments out of the salary fund of the county, for the reporting~~
9 ~~and taking notes in criminal cases and juvenile court cases in the~~
10 ~~superior court, and in preliminary examinations of those accused~~
11 ~~of crime before magistrates, and of proceedings before the grand~~
12 ~~jury and at coroner's inquests when requested by the coroner, and~~
13 ~~for other services such reporters shall receive the fees provided~~
14 ~~for in Article 9 (commencing with Section 69941) of Chapter 5 of~~
15 ~~Title 8, such fees in civil cases to be paid by the litigants as~~
16 ~~provided by law.~~

17 ~~Reporters pro tempore may be paid a per diem of seventy-five~~
18 ~~dollars (\$75) as provided in Section 69948 and other fees set forth~~
19 ~~in Article 9 (commencing with Section 69941) of Chapter 5 of~~
20 ~~Title 8, and shall receive from the county their necessary traveling~~
21 ~~and other expenses when necessarily called from other counties,~~
22 ~~but a reporter pro tempore shall be paid a per diem or expenses by~~
23 ~~the county only when the regular official court reporters are~~
24 ~~occupied in the superior court, or at preliminary examinations,~~
25 ~~grand jury hearings or coroner's inquests.~~

26 ~~The board of supervisors of such a county may provide the court~~
27 ~~reporters with equipment for the performance of their duties.~~

28 SEC. 2. Section 70045.2 of the Government Code is repealed.

29 ~~70045.2. Notwithstanding Section 70045, in Modoc County~~
30 ~~each regular official court reporter shall receive an annual salary~~
31 ~~to be determined by ordinance by the board of supervisors, payable~~
32 ~~in monthly installments out of the salary fund of the county, for~~
33 ~~the reporting and taking notes in criminal cases and juvenile court~~
34 ~~cases in the superior court, and in preliminary examination of those~~
35 ~~accused of crime before magistrates, and of proceedings before~~
36 ~~the grand jury and at coroner's inquests when requested by the~~
37 ~~coroner.~~

1 In Modoc County, reporters pro tempore shall be paid a per
2 diem, as set by law, and shall receive from the county their
3 necessary traveling and other expenses when called from other
4 counties. However, a reporter pro tempore shall be paid a per diem
5 or expenses by the county only when the regular official court
6 reporters are occupied in the superior court, or at preliminary
7 examinations, grand jury hearings, or coroner's inquests.

8 For all reporter's services in Modoc County in civil cases as set
9 forth in Article 9 (commencing with Section 69941) of Chapter 5
10 of Title 8, litigants shall pay such fees as are provided by law to
11 the county clerk for deposit in the county general fund.

12 The Board of Supervisors of Modoc County may provide court
13 reporters with equipment for the performance of their duties.

14 SEC. 3. Section 70045.4 of the Government Code is repealed.

15 70045.4. Notwithstanding the provisions of Section 70045 or
16 any other provision of this article, in Merced County:

17 (a) The regular full-time official court reporters shall perform
18 the following duties:

19 (1) Report all criminal proceedings in the superior court.

20 (2) Report all civil commitment proceedings and all contempt
21 proceedings in the superior court.

22 (3) Report all juvenile proceedings in the superior court other
23 than those heard by a juvenile court referee or traffic hearing
24 officer.

25 (4) Report all family law proceedings in the superior court.

26 (5) Report all civil jury trials in the superior court.

27 (6) Report all hearings on petitions for extraordinary relief,
28 including but not limited to proceedings for injunctions, mandate,
29 prohibition, certiorari, review, habeas corpus, and coram nobis in
30 the superior court.

31 (7) Report any other court proceedings in the superior court
32 when a party requests a court reporter in accordance with the rules
33 of court.

34 (8) Report all criminal proceedings of the grand jury.

35 (9) Report proceedings for the board of equalization, when
36 requested by the board.

37 (b) Each regular full-time court reporter shall be paid an annual
38 salary of sixteen thousand seven hundred thirty-five dollars and
39 ninety-four cents (\$16,735.94), unless the board of supervisors of
40 the county provides for compensation in excess of that amount.

1 The foregoing salary is for compensation for reporting services
2 under subdivision (a). For all transcriptions incident to reporting
3 services, each reporter shall receive the fees provided for in Article
4 9 (commencing with Section 69941).

5 The regular full-time official court reporters shall be entitled to
6 the same privileges with respect to group insurance and retirement
7 as other employees of that county. Retirement contributions shall
8 be based upon the annual salary provided for in subdivision (b).

9 The salary range of official court reporters may be adjusted by
10 joint action and approval of the board of supervisors and a majority
11 of the judges of the superior court. Those changes in compensation
12 made pursuant to this provision shall be on an interim basis and
13 shall expire January 1 following adjournment of the next regular
14 session of the Legislature unless ratified at that session.

15 (e) When the regular full-time official court reporters are
16 occupied in the performance of their duties and services pursuant
17 to the provisions of subdivision (a), the judge or judges of the
18 superior court may appoint as many additional official court
19 reporters, who shall be known as official reporters pro tempore,
20 as the business of the courts and county may require, in order that
21 the business of the courts and county may be carried on without
22 delay. They shall be paid in accordance with the per diem,
23 transcription, and other fee provisions of Article 9 (commencing
24 with Section 69941). That per diem, traveling and other expenses,
25 and the fees chargeable to the county under the terms of these
26 provisions shall be a proper county charge.

27 SEC. 4. Section 70045.75 of the Government Code is repealed.

28 70045.75. Notwithstanding any other provision of law
29 including, but not limited to, Sections 70040, 70041, 70042, and
30 70045, the following provisions shall be applicable to the full-time
31 official court reporters, if any, in Nevada County:

32 (a) The regular full-time official court reporters shall perform
33 the following duties:

- 34 (1) Report all criminal proceedings.
- 35 (2) Report all civil commitment proceedings and all contempt
36 proceedings.
- 37 (3) Report all juvenile proceedings, other than those heard by
38 a juvenile court referee or traffic hearing officer.
- 39 (4) Report all family law proceedings.
- 40 (5) Report all civil jury trials.

1 ~~(6) Report all hearings on petitions for extraordinary relief,~~
2 ~~including but not limited to, proceedings for injunctions, mandate,~~
3 ~~prohibition, certiorari review, habeas corpus, and coram nobis.~~

4 ~~(7) Report all proceedings of the grand jury when requested by~~
5 ~~the foreman, or by the district attorney or by the county counsel.~~

6 ~~(8) Report any other court proceedings when a party requests~~
7 ~~a court reporter in accordance with rules of the court.~~

8 ~~(9) Report the preliminary examination of those accused of~~
9 ~~crimes before magistrates within Nevada County. Report coroner's~~
10 ~~inquests when requested by coroner.~~

11 ~~(b) Each regular full-time court reporter shall be paid at a~~
12 ~~monthly salary rate established according to the following salary~~
13 ~~schedule:~~

(Range)	(Month)	(Annual)
Step A	\$1,271	\$15,246
Step B	1,334	16,012
Step C	1,400	16,804
Step D	1,471	17,648
Step E	1,546	18,546

21
22 Each such reporter shall receive a monthly salary under the
23 schedule corresponding to the length of time that as an official
24 court reporter he has been included within either directly or
25 indirectly by contract the Public Employees' Retirement System
26 of the State of California. Except as provided herein, the initial
27 hiring rate for each position shall be step A; provided further,
28 however, the judges of the superior court may appoint any such
29 court reporter at a higher initial step if in the opinion of the judges
30 of the superior court an individual to be appointed has such
31 experience and qualifications as to entitle that individual to such
32 higher initial step. A step advancement from step A to step B may
33 be granted on the first day of the month following the completion
34 of six full months of service in the position. A person may advance
35 to steps C, D, and E upon completion of successive 12-month
36 periods of service. All merit increases as provided herein shall be
37 made at the determination of the judges of the superior court.

38 The foregoing salary is for compensation for reporting services
39 in the superior court under subdivision (a) of this section. For all
40 transcriptions incident to reporting services, each reporter shall

1 receive the fees provided for in Article 9 (commencing with Section
2 69941) of this chapter.

3 In the event a cost-of-living increase is given to the employees
4 of Nevada County on or after July 1, 1979, the aforementioned
5 salary schedule shall be deemed amended so as to give the court
6 reporters the same cost-of-living increase as is given Nevada
7 County employees.

8 The regular full-time official court reporters shall be entitled to
9 the same privileges with respect to retirement, vacation, sick leave,
10 and group insurance, which either now or hereafter may be
11 provided by ordinance to other employees of the county.

12 (e) ~~When the regular full-time official court reporters are~~
13 ~~occupied in the performance of their duties and services pursuant~~
14 ~~to the provisions of subdivision (a), the judge or judges of the~~
15 ~~superior court may appoint as many additional official court~~
16 ~~reporters, who shall be known as official reporters pro tempore,~~
17 ~~as the business of the courts may require in order that the judicial~~
18 ~~business of the court in such county may be carried on without~~
19 ~~delay. They shall be paid in accordance with the per diem,~~
20 ~~transcription, and other fee provisions of Article 9 (commencing~~
21 ~~with Section 69941) of this chapter. Such per diem, traveling and~~
22 ~~other expenses, and the fees chargeable to the county under the~~
23 ~~terms of these provisions shall be a proper county charge.~~

24 SEC. 5. Section 70045.77 of the Government Code is repealed.

25 70045.77. ~~Notwithstanding any other provision of law,~~
26 ~~including, but not limited to, Sections 70040, 70041, 70042, and~~
27 ~~70045, the following provisions shall be applicable to the full-time~~
28 ~~official court reporters, if any, in El Dorado County:~~

29 (a) ~~The regular full-time official court reporters shall perform~~
30 ~~the following duties:~~

31 (1) ~~Report all criminal proceedings.~~

32 (2) ~~Report all civil commitment proceedings and all contempt~~
33 ~~proceedings.~~

34 (3) ~~Report all juvenile proceedings, other than those heard by~~
35 ~~a juvenile court referee or traffic hearing officer.~~

36 (4) ~~Report all family law proceedings.~~

37 (5) ~~Report all civil jury trials.~~

38 (6) ~~Report all hearings on petitions for extraordinary relief,~~
39 ~~including, but not limited to, proceedings for injunctions, mandate,~~
40 ~~prohibition, certiorari, review, habeas corpus, and coram nobis.~~

1 ~~(7) Report all proceedings of the grand jury when requested by~~
2 ~~the foreman, or by the district attorney or by the county counsel.~~

3 ~~(8) Report any other court proceedings when a party requests~~
4 ~~a court reporter in accordance with rules of the court.~~

5 ~~(9) Report the preliminary examination of those accused of~~
6 ~~crimes before magistrates within El Dorado County.~~

7 ~~(10) Report coroner’s inquests when requested by the coroner.~~

8 ~~(11) Report proceedings for the El Dorado County Board of~~
9 ~~Equalization when requested by the board.~~

10 ~~(b) The regular full-time official court reporter shall be~~
11 ~~compensated at a range recommended by the judges of the superior~~
12 ~~court and approved by the board of supervisors by ordinance or~~
13 ~~resolution.~~

14 ~~The foregoing salary is for compensation for reporting services~~
15 ~~in the superior court under subdivision (a) of this section. For all~~
16 ~~transcriptions incident to reporting services, each reporter shall~~
17 ~~receive the fees provided for in Article 9 (commencing with Section~~
18 ~~69941) of this chapter.~~

19 ~~The regular full-time official court reporters shall be entitled to~~
20 ~~the same privileges with respect to retirement, vacation, sick leave,~~
21 ~~and group insurance, which either now or hereafter may be~~
22 ~~provided by ordinance to other employees of the county.~~

23 ~~(c) When the regular full-time official court reporters are~~
24 ~~occupied in the performance of their duties and services pursuant~~
25 ~~to the provisions of subdivision (a), the judge or judges of the~~
26 ~~superior court may appoint as many additional official court~~
27 ~~reporters, who shall be known as official reporters pro tempore,~~
28 ~~as the business of the courts may require in order that the judicial~~
29 ~~business of the court in such county may be carried on without~~
30 ~~delay. They shall be paid in accordance with the per diem,~~
31 ~~transcription, and other fee provisions of Article 9 (commencing~~
32 ~~with Section 69941) of this chapter. Such per diem, traveling and~~
33 ~~other expenses, and the fees chargeable to the county under the~~
34 ~~terms of these provisions shall be a proper county charge.~~

35 ~~SEC. 6. Section 70045.8 of the Government Code is repealed.~~

36 ~~70045.8. (a) Notwithstanding any other provision of law,~~
37 ~~including, but not limited to, Sections 70040, 70041, 70042, and~~
38 ~~70045, the following provisions shall be applicable to the official~~
39 ~~court reporters in Butte County Superior Court:~~

1 ~~(1) The regular full-time official court reporters under the~~
2 ~~direction of the presiding judge of the superior court shall perform~~
3 ~~the following duties:~~

4 ~~(A) Report all criminal proceedings.~~

5 ~~(B) Report all civil commitment proceedings and all contempt~~
6 ~~proceedings.~~

7 ~~(C) Report all juvenile proceedings other than those heard by~~
8 ~~juvenile court referee or traffic hearing officer.~~

9 ~~(D) Report all civil jury trials.~~

10 ~~(E) Report all hearings on petitions for extraordinary relief,~~
11 ~~including, but not limited to, proceedings for injunctions, mandate,~~
12 ~~prohibition, certiorari, review, habeas corpus, and coram nobis.~~

13 ~~(F) Report all proceedings of the grand jury when requested by~~
14 ~~the foreman, or by the district attorney or by the county counsel.~~

15 ~~(G) Report any other court proceedings when a party requests~~
16 ~~a court reporter in accordance with rules of court.~~

17 ~~(H) Report coroner's inquests when requested by the coroner.~~

18 ~~(I) Report proceedings for the Butte County Board of~~
19 ~~Equalization when requested by the board.~~

20 ~~(J) When not occupied with the above duties, and upon request~~
21 ~~of a presiding judge of the municipal court and approval of the~~
22 ~~presiding judge of the superior court, he or she shall report matters~~
23 ~~listed under paragraph (1) of subdivision (b):~~

24 ~~(b) Notwithstanding any other provision of law, including, but~~
25 ~~not limited to, Sections 70040, 70041, 70042, and 70045, the~~
26 ~~following provisions shall be applicable to the official court~~
27 ~~reporters in the Butte County Municipal Courts:~~

28 ~~(1) The regular full-time official municipal court reporters under~~
29 ~~the direction of the presiding judges of the municipal courts shall~~
30 ~~perform the following duties:~~

31 ~~(A) Report the preliminary examination of those accused of~~
32 ~~crimes before magistrates within Butte County.~~

33 ~~(B) Report all felony pleas.~~

34 ~~(C) Report any other court proceeding as required by law.~~

35 ~~(D) When not occupied with the above duties, and upon request~~
36 ~~of the presiding judge of the superior court and approval of a~~
37 ~~presiding judge of the municipal court, he or she shall report~~
38 ~~matters listed under paragraph (1) of subdivision (a) above.~~

39 ~~(e) The board of supervisors shall, by ordinance, specify the~~
40 ~~salary rates for official court reporters in Butte County.~~

1 In addition to the aforementioned compensation, each official
2 court reporter shall receive twenty-five dollars (\$25) per month as
3 reimbursement for the cost of necessary supplies.

4 The foregoing salary established pursuant to county ordinance
5 is for compensation for reporting services in the superior and
6 municipal courts under subdivisions (a) and (b) of this section. For
7 all transcriptions incident to reporting services, each reporter shall
8 receive the fees provided for in Article 9 (commencing with Section
9 69941) of this chapter.

10 The regular full-time official court reporters shall be entitled to
11 the same privileges with respect to retirement, vacation, sick leave,
12 and group insurance, which either now or hereafter may be
13 provided by ordinance to other employees of the county.

14 (d) When the regular full-time official court reporters are
15 occupied in the performance of their duties and services pursuant
16 to subdivisions (a) and (b), the judge or judges of the superior and
17 municipal courts may appoint as many additional official court
18 reporters, who shall be known as official reporters pro tempore,
19 as the business of the courts may require in order that the judicial
20 business of the courts in the county may be carried on without
21 delay. They shall be paid in accordance with the per diem,
22 transcription, and other fee provisions of Article 9 (commencing
23 with Section 69941) of this chapter. The per diem, traveling and
24 other expenses, and the fees chargeable to the county under the
25 terms of these provisions shall be a proper county charge.

26 SEC. 7. Section 70045.9 of the Government Code is repealed.

27 70045.9. Notwithstanding any other provision of law, the
28 provisions of this section shall apply to the official court reporters
29 in Shasta County:

30 (a) The regular full-time official court reporters shall perform
31 the following duties:

32 (1) Report all criminal proceedings in superior court.

33 (2) Report all juvenile proceedings other than those heard by
34 juvenile court referee or traffic hearing officer.

35 (3) Report all civil jury trials in superior court, unless the court
36 determines it is not required.

37 (4) Report any other proceeding in the superior court at the
38 request of the judge of the superior court.

39 (5) Report any superior court proceeding when a party requests
40 a court reporter in accordance with the rules of court.

1 ~~(6) Report all criminal investigations of the grand jury, when~~
2 ~~requested by the foreman, or by the district attorney.~~

3 ~~(7) Report the preliminary examination of those accused of~~
4 ~~crime before magistrates or municipal court judges within Shasta~~
5 ~~County, or before both.~~

6 ~~(8) Report coroner's inquests, when requested by the coroner.~~

7 ~~(9) Report hearings of the Board of Equalization of the County~~
8 ~~of Shasta, as requested by that board.~~

9 ~~(10) Other reporting or related services, as directed by the judges~~
10 ~~of the superior court.~~

11 ~~(11) When not occupied with the above duties, and upon request~~
12 ~~of the board of supervisors and approval of the presiding judge of~~
13 ~~the superior court, he or she shall report matters before the board~~
14 ~~of supervisors.~~

15 ~~(b) Each regular full-time court reporter shall be paid a monthly~~
16 ~~salary of one thousand four hundred seventy dollars (\$1,470),~~
17 ~~unless the Board of Supervisors of Shasta County provides for~~
18 ~~compensation in excess of that amount, in which event the amount~~
19 ~~set shall apply. The salary is for compensation for reporting~~
20 ~~services set forth under subdivision (a). For all transcriptions~~
21 ~~incident to reporting services, each reporter shall receive the fees~~
22 ~~provided for in Article 9 (commencing with Section 69941).~~

23 ~~The regular full-time official court reporters shall be entitled to~~
24 ~~the same privileges with respect to retirement, vacation (upon~~
25 ~~approval of judge to whom assigned), sick leave, and group~~
26 ~~insurance, which either now or hereafter may be provided by~~
27 ~~ordinance or resolution to other comparable employees of the~~
28 ~~County of Shasta.~~

29 ~~(c) When the regular full-time official court reporters are~~
30 ~~occupied in the performance of their duties and services pursuant~~
31 ~~to the provisions of subdivision (a), the judge or judges of the~~
32 ~~superior court may appoint as many additional official court~~
33 ~~reporters, who shall be known as official reporters pro tempore,~~
34 ~~as the business of the courts may require in order that the judicial~~
35 ~~business of the court may be carried on without delay. In the event~~
36 ~~the board of supervisors has entered into a contract for~~
37 ~~supplemental reporter services with a qualified person or persons~~
38 ~~first approved by the presiding judge of the superior court, the~~
39 ~~person or persons shall be appointed as reporter pro tempore.~~
40 ~~However, if the person or persons are not reasonably available,~~

1 the judge may appoint any qualified person. Notwithstanding other
2 provisions of this section, when an assignment of a pro tempore
3 reporter is made to proceedings in the superior court, the
4 assignment shall be deemed to run to the completion of the
5 proceeding.

6 Reporters pro tempore shall be paid in accordance with the
7 contract with the board of supervisors or, in absence thereof, with
8 the per diem, transcription, and other fee provisions of Article 9
9 (commencing with Section 69941). Such per diem, traveling and
10 other expenses, and the fees chargeable to the county under the
11 terms of these provisions shall be a proper county charge.

12 (d) ~~During the hours during which the court is open as prescribed~~
13 ~~by the Shasta County Superior Court for the transaction of judicial~~
14 ~~business, official court reporters shall devote full time to the~~
15 ~~performance of the duties required of them by law and shall not~~
16 ~~engage or solicit to engage in any other employment in their~~
17 ~~professional capacity.~~

18 (e) ~~Court reporters pro tempore serving in the superior and~~
19 ~~municipal courts shall receive a per diem equal to the base wage~~
20 ~~of the official court reporter for an eight-hour day, excluding~~
21 ~~benefits. This fee shall be adjusted by the same, general~~
22 ~~across-the-board salary adjustment enacted by the county in any~~
23 ~~salary ordinance applicable to official court reporters. For services~~
24 ~~of less than four hours in any day, the pro tempore reporter will~~
25 ~~receive a per diem equal to 65 percent of the base wage.~~

26 SEC. 8. Section 70045.10 of the Government Code is repealed.
27 70045.10. Notwithstanding any other provision of law, the
28 provisions of this section shall apply to the official court reporters
29 in Tehama County.

30 (a) ~~The regular full-time official court reporters shall perform~~
31 ~~the following duties:~~

- 32 (1) ~~Report all criminal proceedings in superior court.~~
- 33 (2) ~~Report all juvenile proceedings other than those heard by~~
34 ~~the juvenile court referee or traffic hearing officer.~~
- 35 (3) ~~Report all civil jury trials in superior court, unless the court~~
36 ~~determines it is not required.~~
- 37 (4) ~~Report any other proceeding in the superior court at the~~
38 ~~request of the judge of the superior court.~~
- 39 (5) ~~Report any superior court proceeding when a party requests~~
40 ~~a court reporter in accordance with the rules of court.~~

- 1 ~~(6) Report all criminal investigations of the grand jury, when~~
2 ~~requested by the foreman or the district attorney.~~
- 3 ~~(7) Report the preliminary examination of those accused of~~
4 ~~crime before magistrates or municipal court judges within Tehama~~
5 ~~County, or both.~~
- 6 ~~(8) Report coroner's inquests, when requested by the coroner.~~
- 7 ~~(9) Report hearings of the Board of Equalization of the County~~
8 ~~of Tehama, as requested by that board.~~
- 9 ~~(10) Other reporting or related services, as directed by the judges~~
10 ~~of the superior court.~~
- 11 ~~(11) When not occupied with the above duties, and upon request~~
12 ~~of the board of supervisors and approval of the presiding judge of~~
13 ~~the superior court, they shall report matters before the board of~~
14 ~~supervisors.~~
- 15 ~~(12) Such other duties as are required to insure the provision of~~
16 ~~court reporter services.~~
- 17 ~~(b) Each regular full-time court reporter shall be paid a monthly~~
18 ~~salary of two thousand two hundred sixty-seven dollars (\$2,267),~~
19 ~~unless the Board of Supervisors of Tehama County, by ordinance,~~
20 ~~provides for compensation in excess of that amount, in which event~~
21 ~~the compensation set by ordinance shall apply. The salary is for~~
22 ~~compensation for reporting services set forth under subdivision~~
23 ~~(a). For all transcriptions incident to reporting services, each~~
24 ~~reporter shall receive the fees provided for in Article 9~~
25 ~~(commencing with Section 69941).~~
- 26 ~~The regular, full-time official court reporters shall be entitled~~
27 ~~the same privileges with respect to retirement, vacation (upon~~
28 ~~approval of judge to whom assigned), sick leave, and group~~
29 ~~insurance, which either is now, or hereafter may be, provided by~~
30 ~~ordinance to other comparable employees of the County of Tehama.~~
- 31 ~~For retirement credit purposes, compensation earnable shall be~~
32 ~~deemed to be the annual total of all salary and transcription fees~~
33 ~~paid by the County of Tehama to each regular official reporter up~~
34 ~~to a maximum of thirty-five thousand dollars (\$35,000).~~
- 35 ~~(c) When the regular full-time official court reporters are~~
36 ~~occupied in the performance of their duties and services pursuant~~
37 ~~to the provisions of subdivision (a), the judge or judges of the~~
38 ~~superior court may appoint as many additional official court~~
39 ~~reporters, who shall be known as official reporters pro tempore,~~
40 ~~as the business of the court may be carried on without delay.~~

1 Notwithstanding other provisions of this section, when an
2 assignment of a pro tempore reporter is made to proceedings in
3 the superior court, the assignment shall be deemed to run to the
4 completion of the proceeding.

5 Reporters pro tempore shall be paid in accordance with the rate
6 of compensation as set by the board of supervisors. For all
7 transcriptions incident to reporting services, each reporter shall
8 receive the fees provided for in Article 9 (commencing with Section
9 69941). The per diem, traveling and other expenses, and the fees
10 chargeable to the county under the terms of these provisions shall
11 be a proper county charge.

12 (d) ~~During the hours during which the court is open, as~~
13 ~~prescribed by the Tehama County Superior Court for the~~
14 ~~transaction of judicial business, official court reporters shall devote~~
15 ~~full time to the performance of the duties required of them by law~~
16 ~~and shall not engage, or solicit to engage, in any other employment~~
17 ~~in their professional capacity unless otherwise excused by a judge~~
18 ~~of the superior court.~~

19 If the official court reporter or a pro tempore reporter serves past
20 5:30 p.m., he or she shall receive an additional fee equal to one-half
21 the per diem rate established by the board of supervisors. If the
22 official court reporter or a pro tempore reporter serves past 8:30
23 p.m., he or she shall receive a second additional fee equal to
24 one-half the per diem rate. Accumulation of hours in a given day
25 shall be without regard as to the number of courts in which the
26 reporter provides reporting service.

27 In order that the salary provided for regular full-time official
28 court reporters shall remain equitable and competitive, the salary
29 herein provided for shall be adjusted and increased by the same
30 salary adjustment percentage for the classification entitled the
31 superior court clerk enacted on or before July 1, 1985, by the
32 County of Tehama.

33 SEC. 9. Section 70046.4 of the Government Code is repealed.

34 70046.4. (a) In Lake County, the official phonographic
35 reporters shall perform the following duties:

- 36 (1) Report all proceedings before the superior court.
37 (2) Report all the proceedings of the grand jury.
38 (3) Act as the secretary of, and render stenographic and clerical
39 assistance to, the judge of the department to which they are
40 assigned by the presiding judge.

1 ~~(4) Any other duties assigned by the board of supervisors upon~~
 2 ~~the request of a judge of the superior court.~~

3 ~~The official phonographic reporters of such county shall receive~~
 4 ~~a salary recommended by the superior court and approved by the~~
 5 ~~board of supervisors. Such salary is for compensation for reporting~~
 6 ~~services in the superior court under subdivision (a) of this section.~~
 7 ~~For all transcriptions incident to reporting services, each reporter~~
 8 ~~shall receive the fees provided for in Article 9 (commencing with~~
 9 ~~Section 69941) of this chapter. Such fees shall be paid to the~~
 10 ~~County of Lake when the conditions of the official phonographic~~
 11 ~~reporter's employment so provide.~~

12 ~~Any appointee to an official reporter position shall be~~
 13 ~~compensated at the first step and advance to each higher step upon~~
 14 ~~completion of each year of service. Upon the recommendation of~~
 15 ~~the superior court and approval of the board of supervisors, official~~
 16 ~~reporters may be employed at or may be granted a special step~~
 17 ~~increase to any step within the salary range on the basis of~~
 18 ~~experience or qualifications.~~

19 ~~(b) The compensation for each official reporter pro tempore~~
 20 ~~shall be the equivalent of the daily wage of the first step in the~~
 21 ~~salary range for full-time official reporters for each day he actually~~
 22 ~~is on duty under order of the court.~~

23 ~~(c) In addition to the compensation provided in this article, each~~
 24 ~~full-time reporter of the superior court shall be entitled to, and~~
 25 ~~shall receive, the same vacation, sick leave, and similar privileges~~
 26 ~~and benefits as are now, or may hereafter be provided for the~~
 27 ~~employees of the County of Lake including the right to participate~~
 28 ~~in any group, accident, health or life insurance plan adopted by~~
 29 ~~the board of supervisors of the county.~~

30 ~~(d) Until such time as the salaries of full-time official reporters~~
 31 ~~and official reporters pro tempore are approved by the board of~~
 32 ~~supervisors pursuant to subdivision (a), such reporters shall receive~~
 33 ~~the salaries in effect immediately prior to the effective date of this~~
 34 ~~section enacted by the Legislature at its 1977-78 Regular Session.~~

35 SEC. 10. Section 70050.6 of the Government Code is repealed.

36 ~~70050.6. (a) In Tuolumne County, the official reporters of the~~
 37 ~~superior court shall perform the following duties:~~

38 ~~(1) Report all criminal proceedings.~~

39 ~~(2) Report all civil proceedings.~~

40 ~~(3) Report all domestic relations proceedings.~~

1 ~~(4) Report all proceedings of the grand jury.~~

2 ~~(5) Report all coroner's inquests.~~

3 ~~(b) The official reporters of Tuolumne County shall receive a~~
4 ~~salary as established by the Board of Supervisors of Tuolumne~~
5 ~~County. Such salary is for compensation for reporting services in~~
6 ~~the superior court under subdivision (a) of this section.~~

7 ~~For all transcriptions incident to reporting services, each reporter~~
8 ~~shall receive the fees provided for in Article 9 (commencing with~~
9 ~~Section 69941) of Chapter 5 of this title. The court reporter shall~~
10 ~~also be allowed his or her actual traveling expenses when reporting~~
11 ~~outside of the county seat.~~

12 SEC. 11. Section 70056.7 of the Government Code is repealed.

13 ~~70056.7. Notwithstanding any other provision of law to the~~
14 ~~contrary, the following provisions shall be applicable to the official~~
15 ~~superior court reporters in Monterey County:~~

16 ~~(a) Regular official court reporters shall report all criminal and~~
17 ~~civil proceedings in their respective courts and report all grand~~
18 ~~jury proceedings. When not engaged in the performance of other~~
19 ~~duties imposed on him or her by law and when approved by the~~
20 ~~presiding judge, each reporter shall render such assistance as may~~
21 ~~be required in any other court of the county to which he or she~~
22 ~~may be assigned. During hours in which the court is open for the~~
23 ~~transaction of judicial business, official reporters shall devote full~~
24 ~~time to the performance of regular duties and shall not engage in~~
25 ~~or solicit any other employment in their professional capacity.~~

26 ~~(b) Each regular official court reporter shall be paid a salary to~~
27 ~~be established by the Monterey County Board of Supervisors upon~~
28 ~~the joint recommendation of the county administrative officer and~~
29 ~~the judges of the superior court.~~

30 ~~(c) A regular official court reporter shall serve at the pleasure~~
31 ~~of the judge of the court for which appointed but shall receive the~~
32 ~~same vacation, sick leave, retirement, and other financial or~~
33 ~~monetary benefits as are now, or may be hereafter provided for~~
34 ~~the classification of superior court clerk. The benefits include the~~
35 ~~right to participate in any group accident, group health, or group~~
36 ~~life insurance plan adopted for and made available to the~~
37 ~~classification of superior court clerk.~~

38 ~~For the purposes of retirement under the Public Employees'~~
39 ~~Retirement System, the salary provided for in subdivision (b) shall~~
40 ~~be deemed the entire salary for each court reporter.~~

1 ~~(d) Judges of the superior court may appoint as many official~~
2 ~~superior court reporters pro tempore as the business of the court~~
3 ~~requires. They shall be unsalaried but shall receive a per diem at~~
4 ~~a rate to be established by joint action of the board of supervisors~~
5 ~~and a majority of the judges of the superior court.~~

6 SEC. 12. Section 70059.8 of the Government Code is repealed.

7 ~~70059.8.—(a) Notwithstanding any other provision of law,~~
8 ~~including but not limited to Sections 70040, 70041, 70042, and~~
9 ~~70045, the following provisions shall be applicable to the official~~
10 ~~court reporters in Solano County:~~

11 ~~(b) Regular official court reporters shall report all criminal and~~
12 ~~civil proceedings in their respective courts; all juvenile~~
13 ~~proceedings, other than those heard by referees or traffic officers~~
14 ~~when official reporters are unavailable; grand jury proceedings;~~
15 ~~coroner's inquests, and proceedings before the county board of~~
16 ~~equalization. When not engaged in the performance of other duties~~
17 ~~imposed upon him or her by law, each reporter shall render such~~
18 ~~assistance as may be required in any other court of the county to~~
19 ~~which he or she may be assigned, and perform such other verbatim~~
20 ~~reporting services as may be required such as, but not limited to,~~
21 ~~public hearings and depositions. During hours in which the court~~
22 ~~is open for the transaction of judicial business, official reporters~~
23 ~~shall devote full time to the performance of regular duties and shall~~
24 ~~not engage in any other employment in their professional capacity.~~

25 ~~(c) In Solano County the annual salary of each official court~~
26 ~~reporter shall be based on a regular five-step plan as established~~
27 ~~by joint action and approval of the board of supervisors and a~~
28 ~~majority of the judges of the court.~~

29 ~~(d) For all transcripts incident to reporting services, each reporter~~
30 ~~shall receive the fees provided for in Article 9 (commencing with~~
31 ~~Section 69941) of this chapter. The initial hiring rate for each~~
32 ~~position shall be step 1, provided that the judges may appoint any~~
33 ~~such reporter at a higher initial step if, in the opinion of the majority~~
34 ~~of judges, an individual to be appointed has such experience and~~
35 ~~qualifications as to entitle him or her to such higher initial step.~~

36 ~~(e) A regular official court reporter shall serve at the pleasure~~
37 ~~of the appointing judge, but shall be entitled to the same benefits~~
38 ~~and privileges respecting longevity, service credits, cost-of-living~~
39 ~~or other general pay increases, retirement, vacation, sick leave and~~
40 ~~group insurance which are provided other employees of the county.~~

1 Court reporters shall be entitled to any increases provided other
2 employees of the county respecting longevity, service credits,
3 cost-of-living or general pay increases, retirement, vacation, sick
4 leave and group insurance, but such increases shall be on an interim
5 basis and remain in effect only until January 1, 1990, unless ratified
6 by statute by the Legislature prior to that date.

7 (f) Judges of the court may appoint as many official reporters
8 pro tempore as the business of the court requires. They shall be
9 unsalaried but shall receive the fees provided by Article 9 of this
10 chapter, which fees, upon order of the court, shall be a proper
11 charge against the general fund of the county.

12 SEC. 13. Section 70059.9 of the Government Code is repealed.

13 ~~70059.9. In San Luis Obispo County, each regular official~~
14 ~~reporter shall be paid a monthly salary which shall be~~
15 ~~recommended by the superior court and approved by the board of~~
16 ~~supervisors. This salary shall include payment for services in~~
17 ~~reporting all proceedings in the superior court, before the grand~~
18 ~~jury, and before coroner's inquests. The initial hiring rate for each~~
19 ~~position shall be step 1, provided, however, that the judges of the~~
20 ~~court may appoint a reporter at a higher step if such person has~~
21 ~~the experience and qualifications to entitle that individual to~~
22 ~~appointment at a higher initial step. Step advancement from step~~
23 ~~1 to step 2 may be granted following completion of six full months~~
24 ~~of service in the position. Thereafter, a person may advance to~~
25 ~~each succeeding step upon completion of a 12-month period of~~
26 ~~full-time service at the previous step. All step advancements~~
27 ~~pursuant to this section shall be determined by the judges of the~~
28 ~~court. In addition to the duties required by the provisions of this~~
29 ~~section, and notwithstanding the provisions of Section 69956,~~
30 ~~regular official reporters, when not actually engaged in the~~
31 ~~performance of other lawfully imposed duties, shall, at no~~
32 ~~additional compensation, render stenographic or clerical assistance~~
33 ~~or both, to the superior court as may be directed by the presiding~~
34 ~~judge.~~

35 Reporters pro tem shall be paid at a per diem rate of seventy-six
36 dollars (\$76) for the days they are actually on duty under order of
37 the court, and shall receive from the county their necessary travel
38 and other expenses when necessarily called from other counties.
39 Rates of compensation of official reporters pro tem may be adjusted

1 by approval of the board of supervisors upon the recommendation
2 of a majority of the judges of the court.

3 Each official court reporter shall be an attaché of the superior
4 court and shall serve at the pleasure of the appointing judges, but
5 shall be entitled to the same benefits and privileges respecting
6 retirement, group insurance, social security, vacation, sick leave
7 and other fringe benefits which are provided to county employees.

8 SEC. 14. Section 70063 of the Government Code is repealed.

9 ~~70063. In Mendocino County, the official phonographic~~
10 ~~reporters shall perform the following duties:~~

11 ~~(a) Report all proceedings before the superior court.~~

12 ~~(b) Report the proceedings of the grand jury.~~

13 ~~(c) Act as the secretary of, and render stenographic and clerical~~
14 ~~assistance to, the judge of the department to which they are~~
15 ~~assigned by the presiding judge.~~

16 SEC. 15. Section 70064 of the Government Code is repealed.

17 ~~70064. In Mono County, each regular official reporter shall~~
18 ~~receive as full compensation for taking notes in criminal cases an~~
19 ~~annual salary set by resolution of the board of supervisors. All~~
20 ~~other fees of such reporters shall be as elsewhere provided by law.~~