

CHAPTER 27-06 DISTRICT COURT REPORTERS AND BAILIFFS

27-06-01. District court reporter - Appointment, oath, substitutes, qualifications. Superseded by Personnel Policy 103R of the Unified Judicial System.

27-06-02. Salary and expenses of court reporter. Superseded by Personnel Policy 103R of the Unified Judicial System.

27-06-03. Duties of district court reporter. Superseded by Personnel Policy 103R of the Unified Judicial System.

27-06-04. Filing of shorthand notes taken by district court reporter. The original shorthand notes taken by a district court reporter, together with an endorsement thereon in longhand over the signature of the reporter giving the title of the action and stating the contents, date, and place of taking, must be filed in every case at the conclusion of the trial, or as soon thereafter as practicable, in the office of the clerk of the district court of the county in which the action is pending. For a reasonable period of time, the reporter's shorthand notes may be withdrawn from the clerk's office by the reporter for the purpose of transcription.

27-06-05. Transcript prepared by court reporter. The court reporter of any district court in which a criminal or civil action or proceeding has been tried shall prepare a transcript of the original shorthand notes of the action or proceeding, or of any part thereof, whenever the court reporter is requested to do so by any party thereto and upon payment of the fees as provided by law. The transcript must be typewritten and must be delivered to the party requesting it.

27-06-06. Transcript in criminal action prepared at expense of state - Filing and use of transcript. A judge of a district court in which a criminal action or proceeding has been tried, on that judge's own motion or on application of the defendant or the state's attorney of the county, may order a transcript of the original shorthand notes of the action or proceeding, or of any part thereof, to be made by the reporter at state expense whenever there is reasonable cause therefor. The transcript, when prepared, must consist of one copy to be filed in the office of the clerk of court, one copy for each party separately represented, and, if the defendant is sentenced to the legal and physical custody of, or placed under the supervision and management of, the department of corrections and rehabilitation, one copy to the department. The court reporter shall receive compensation for preparation of the transcript in accordance with the provisions of section 27-06-08.

27-06-07. Certification of transcript. Each transcript prepared by a district court reporter must be certified by the reporter in the following form:

CERTIFICATE OF COURT REPORTER

STATE OF NORTH DAKOTA)
) ss.
COUNTY OF _____)

I, _____, a duly appointed official court reporter,

CERTIFY that I recorded in shorthand the foregoing proceedings had and made of record at the time and place indicated.

I FURTHER CERTIFY that the foregoing and attached _____ typewritten pages contain an accurate transcript of my shorthand notes then and there taken.

Dated at _____, North Dakota, on _____, _____.

Official Court Reporter

If the person preparing the transcript has ceased to hold office as court reporter, the certificate must be made under oath.

27-06-08. Fees for transcripts. For the preparation of a transcript, a court reporter is entitled to receive compensation at the rate of one dollar ninety cents per page for the original, thirty-five cents per page for the first copy, and fifteen cents per page for each additional copy or at rates which may be set by the supreme court by rule or special order specifically superseding the rates herein provided. A page must consist of not less than twenty-five lines written on paper at least eight and one-half inches by eleven inches [21.59 centimeters by 27.94 centimeters] in size, prepared for binding on the left side, with margins of not more than one and three-fourths inches [44.45 millimeters] on the left nor three-eighths inch [9.53 millimeters] on the right. Type must be standard pica with ten letters to the inch [2.54 centimeters]. Questions and answers must each begin a new line. Indentations for speakers or paragraphs may not be more than ten spaces from the left margin. Pages must be numbered consecutively. Transcripts must be indexed as to witnesses and exhibits. The reporter's compensation must be paid by the party requesting the transcript or by the county or state as ordered by the court when the transcript is ordered prepared by the judge at county or state expense.

27-06-09. Bailiffs of district courts - Appointment - Salary. Repealed by S.L. 1989, ch. 383, § 2.