

Enrolled Senate Bill 330

Sponsored by COMMITTEE ON JUDICIARY

CHAPTER

AN ACT

Relating to transcript fees; creating new provisions; and amending ORS 21.470.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 21.470 is amended to read:

21.470. (1) *[The fees of the official reporter of the circuit court for preparing transcripts on appeal as provided in ORS 8.350 shall be not more than \$2.50 per page for the original copy, such page to consist of 25 lines with margins of one and one-half inches on the left-hand side and one-half inch on the right-hand side, not more than 25 cents per page for one copy of the original, and not more than 25 cents per page for each additional copy.]* **A reporter appointed under ORS 8.340 (2) may not charge more than \$2.50 per page for the original transcript, or more than 25 cents per page for each additional copy, for preparing transcripts on appeal as provided in ORS 8.350.**

(2) **Except as provided in subsection (3) of this section, a reporter employed by one of the parties may charge fees as agreed to between the reporter and all of the parties to the proceeding for preparing transcripts on appeal as provided in ORS 8.350. The reporter and the parties shall agree to the fees to be charged prior to the commencement of the proceeding to be recorded. Any fees agreed upon shall be charged to parties joining the proceeding after the commencement of the proceeding for preparing transcripts on appeal as provided in ORS 8.350.**

(3) **A reporter employed by one of the parties may not charge a public body, as defined by ORS 174.109, fees for preparing transcripts on appeal as provided in ORS 8.350 that exceed the fees established by subsection (1) of this section.**

(4) **Each page of the original transcript on appeal prepared by a reporter under this section must be prepared as specified by rules for transcripts on appeal adopted by the Supreme Court.**

(5) **Except as otherwise provided by law, the fees for preparing a transcript requested by a party shall be paid forthwith by the party, and when paid shall be taxable as disbursements in the case. The fees for preparing a transcript requested by the court, and not by a party, shall be paid by the state from funds available for the purpose.**

[(2)] (6) **[Where] When** the court provides personnel to prepare transcripts from audio records of court proceedings, the transcript fees provided in subsection (1) of this section to be paid by a party shall be paid to the clerk of the court.

SECTION 2. The amendments to ORS 21.470 by section 1 of this 2005 Act apply only to transcripts requested on or after the effective date of this 2005 Act.

Passed by Senate March 30, 2005

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Secretary of Senate

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President of Senate

Passed by House May 20, 2005

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Speaker of House

Received by Governor:

.....M,....., 2005

Approved:

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Governor

Filed in Office of Secretary of State:

.....M,....., 2005

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Secretary of State