

**A-Engrossed**  
**Senate Bill 90**

Ordered by the Senate April 24  
Including Senate Amendments dated April 24

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**SUMMARY**

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Modifies certification system for shorthand reporters.  
Declares emergency, effective on passage.

**A BILL FOR AN ACT**

1  
2 Relating to shorthand reporters; amending ORS 8.415, 8.420, 8.435, 8.440, 8.445 and 8.455; repealing  
3 ORS 8.430; and declaring an emergency.

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

5 **SECTION 1.** ORS 8.415 is amended to read:

6 8.415. As used in ORS 8.415 to 8.455, unless the context requires otherwise:

7 (1) "Administrator" means the State Court Administrator.

8 (2) "Advisory committee" means the Certified Shorthand Reporters Advisory Committee created  
9 in ORS 8.455.

10 (3) "Certified shorthand reporter" means an individual who has been certified to engage in the  
11 practice of [*shorthand*] **stenographic reporting or voicewriting** reporting under ORS 8.415 to 8.455.

12 (4) "[*Shorthand*] **Stenographic reporting**" means the making and transcribing of a verbatim re-  
13 cord of any court proceeding, deposition, hearing or other [*matter where the verbatim record is re-*  
14 *quired or requested by any court, grand jury, attorney or referee to be made*] **proceeding** by means  
15 of a written system of either manual or machine shorthand procedures.

16 (5) "**Voicewriting reporting**" means the making and transcribing of a verbatim record of  
17 any court proceeding, deposition, hearing or other proceeding by:

18 (a) **Recording the words in the proceeding using a voice silencer for subsequent tran-**  
19 **scription; or**

20 (b) **Using a computerized speech-recognition transcription program.**

21 **SECTION 2.** ORS 8.420 is amended to read:

22 8.420. (1) The State Court Administrator shall verify the qualifications of shorthand reporters  
23 to be certified and shall issue the certificate of shorthand reporter to qualified applicants.

24 (2) The administrator shall adopt policies necessary to administer ORS 8.415 to 8.455 and may  
25 appoint any committees necessary to function in accordance with ORS 8.415 to 8.455.

26 (3) The administrator shall:

27 (a) Adopt policies establishing the qualifications necessary for the issuance of a certificate of

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.  
New sections are in **boldfaced** type.

1 certified shorthand reporter[;]. **A shorthand reporter may be certified to perform stenographic**  
2 **reporting, voicewriting reporting, or both.**

3 (b) Determine the qualifications of persons applying for certificates under ORS 8.415 to  
4 8.455[;].

5 (c) Adopt policies for the examination of applicants and the issuing of certificates under ORS  
6 8.415 to 8.455[;].

7 (d) Grant certificates to qualified applicants upon compliance with ORS 8.415 to 8.455 and poli-  
8 cies of the administrator[;].

9 (e) Establish continuing education requirements for *[biennial]* renewal of certificates[;].

10 (f) Collect fees as set by the administrator[;].

11 (g) Require the *[biennial]* **regular** renewal of all certificates[;].

12 (h) Establish a code of conduct and grounds for disciplinary action[; *and*].

13 (i) Investigate complaints regarding court reporters.

14 (4) The Certified Shorthand Reporters Advisory Committee shall recommend:

15 (a) Standards establishing the qualifications necessary for the issuance of a certificate of certi-  
16 fied shorthand reporter;

17 (b) Qualifications required of persons applying for certificates under ORS 8.415 to 8.455;

18 (c) Procedures for the examination of applicants and the issuing of certificates under ORS 8.415  
19 to 8.455;

20 (d) Certificates be granted by the administrator to qualified applicants upon compliance with  
21 ORS 8.415 to 8.455 and policies of the administrator;

22 (e) Continuing education requirements for *[biennial]* renewal of certificates;

23 (f) A code of conduct and grounds for suspension or revocation of certificates or other discipli-  
24 nary action to the administrator;

25 (g) Investigation of complaints regarding court reporters at the direction of the administrator;  
26 and

27 (h) Any corrective action that may be required.

28 **SECTION 3.** ORS 8.435 is amended to read:

29 8.435. (1) The certificate of certified shorthand reporter shall be granted to any person who  
30 meets the requirements of ORS 8.415 to 8.455 and policies of the State Court Administrator.

31 (2) Any person who has received from the administrator a certificate of “certified shorthand  
32 reporter” shall be styled and known as a “certified shorthand reporter” and may also use the ab-  
33 breviation of “C.S.R.”

34 (3) A certificate shall be renewed *[biennially]* **regularly** as provided by policies of the adminis-  
35 trator.

36 (4) Certificates issued by the administrator may be renewed *[biennially]* upon payment of the fee  
37 established under ORS 8.445, completion of established continuing education requirements and com-  
38 pliance with the code of conduct policy as established by the administrator.

39 (5) A person may not assume or use the title or designation “certified shorthand reporter” or  
40 the abbreviation “C.S.R.” or any other title, designation, words, letters, abbreviation, sign or device  
41 tending to indicate that the person is a certified shorthand reporter unless the person has received  
42 a certificate as a certified shorthand reporter under ORS 8.415 to 8.455 and policies of the admin-  
43 istrator that is not revoked, suspended or lapsed.

44 **SECTION 4.** ORS 8.440 is amended to read:

45 8.440. (1) The State Court Administrator may:

1 (a) Revoke, suspend or refuse to issue any certificate described in ORS 8.415 to 8.455 or policies  
2 of the administrator.

3 (b) Require additional education or training.

4 (2) The administrator may revoke, suspend or refuse to issue any certificate described in ORS  
5 8.415 to 8.455 or policies of the administrator in the case of a violation of any provision of ORS 8.415  
6 to 8.455 or policies of the administrator.

7 (3) The administrator may require additional education or training if the administrator finds the  
8 person engages in or has engaged in conduct that evidences a lack of knowledge or ability to apply  
9 skills of [*shorthand*] **stenographic reporting or voicewriting** reporting.

10 **SECTION 5.** ORS 8.445 is amended to read:

11 8.445. [(1) *The State Court Administrator shall establish a fee schedule for fees authorized by ORS*  
12 *8.415 to 8.455, as follows:*]

13 [(a) *Not to exceed \$100 for initial registration.*]

14 [(b) *Not to exceed \$100 for biennial renewal.*]

15 [(c) *Not to exceed \$100 for the examination.*]

16 (1) **The State Court Administrator shall establish and collect reasonable fees for appli-**  
17 **cations, examinations, certifications and renewals of certification authorized by ORS 8.415**  
18 **to 8.455.**

19 (2) Fees **collected under this section** are nonrefundable.

20 (3) [*Subject to a report to the Emergency Board prior to adopting the fees and charges,*] The fees  
21 [*and charges*] established under this section [*shall*] **may** not exceed the cost of administering and  
22 enforcing ORS 8.415 to 8.455[, *consistent with the budget authorized by the Legislative Assembly, as*  
23 *that budget may be modified by the Emergency Board*].

24 **SECTION 6.** ORS 8.455 is amended to read:

25 8.455. (1) There is created a Certified Shorthand Reporters Advisory Committee consisting of  
26 **no more than** seven members appointed by the State Court Administrator. **At least** [*as follows:*]

27 [(a)] four members of the advisory committee shall be persons skilled in the practice of [*short-*  
28 *hand*] **stenographic reporting or voicewriting** reporting and shall have been engaged continuously  
29 in the practice of [*shorthand*] **stenographic reporting or voicewriting** reporting for a period of not  
30 less than five years prior to the date of appointment as a member of the advisory committee. Ap-  
31 pointees [*shall*] **must** be certified under ORS 8.415 to 8.455. [*Of the shorthand reporter members, two*  
32 *shall be official reporters and two shall be free-lance reporters;*]

33 [(b) *Two members of the advisory committee shall be members of the Oregon State Bar; and*]

34 [(c) *One member of the advisory committee shall be a public member and not be a reporter or a*  
35 *member of the Oregon State Bar or related thereto. The public member is entitled to compensation and*  
36 *expenses as provided in ORS 292.495.*]

37 (2) The term of a member of the advisory committee shall be three years. A member is eligible  
38 for reappointment to the advisory committee. Vacancies occurring shall be filled by appointment for  
39 the unexpired term.

40 (3) The advisory committee shall organize by the election of one of its members as president and  
41 one as secretary.

42 (4) A majority of the advisory committee shall constitute a quorum for all purposes.

43 **SECTION 7. ORS 8.430 is repealed.**

44 **SECTION 8. This 2013 Act being necessary for the immediate preservation of the public**  
45 **peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect**

1 **on its passage.**

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