

**Comment Period Deadline: May 16, 2017**

## **PROPOSED CHANGES TO LOCAL RULES EFFECTIVE JULY 1, 2017**

### **RULE 7.17**

#### **REPORTING OF PROCEEDINGS**

(a) The court does not provide for regular reporting of hearings on motions on the civil law and motion calendar.

~~—(b) Any party requesting the reporting of a law and motion hearing must make a telephone request to the designated Courtroom Operations staff no earlier than 48 hours nor later than 24 hours prior to the hearing date. Certified Shorthand reporters' fees of \$162.50 for a minimum one-half day appearance must then be paid to the Jury Commissioner's Office prior to the reporting of the hearing. Said fees may be apportioned by stipulation of counsel. Government Code section 68086(A)(1). (Amended 1/1/06) Repealed 7/1/17~~

### **RULE 14.06**

#### **APPELLATE RECORD**

Pursuant to California Rules of Court section 8.833(a), the original trial court may be used instead of a clerk's transcript in limited civil cases.

In an appeal in a misdemeanor case in which the proceedings were officially recorded electronically in accordance with CRC 8.868, the original recording, or a copy thereof prepared by the court, may be transmitted as the record of trial proceedings without being transcribed in lieu of a reporter's transcript or statement on appeal, pursuant to CRC 8.869(d)(6)(A). The trial judge will not order that a transcript be prepared as the record of the oral proceedings. (See CRCR 8.869(d)(6)(B)). (Adopted 7/1/17)

### **RULE 18.00**

#### **COURT REPORTERS**

(a) The court's official court reporters constitute the Reporting Services section of the Court, in accordance with applicable statutes and rules, under the general direction of the presiding judge and the Court Executive Officer. Official and pro tempore court reporters must make such reports to the California Judicial Council (Administrative Office of the Courts) and to the Court Executive Officer of this Court, as provided by statutes and by rules of court, and as otherwise directed by the Court Executive Officer.

#### **(b) Availability of Official Court Reporting Services**

Official court reporting services must be provided in designated felony criminal and juvenile dependency and delinquency proceedings. Official reporting services will also be provided at the request of the Court or the parties for the following proceedings, subject to the availability of an official court reporter: family law trials, family support proceedings, probate, adoption, and mental health proceedings. Official reporting services are not available for the following proceedings: small claims cases, infraction criminal proceedings, misdemeanor criminal

proceedings, limited jurisdiction civil trials, unlimited jurisdiction civil trials, civil law and motion, misdemeanor appeals, and small claims trial de novos.

Pursuant to Section 269 of the Code of Civil Procedure, for each proceeding anticipated to last one hour or less, a fee of thirty dollars (\$30) shall be charged for the reasonable cost of the court reporting services provided at the expense of the court by an official court reporter.

**(c) Court Reporting Services Arranged by the Parties**

If official reporting services have been requested and are normally available for a proceeding under subpart b, and it appears that an official reporter will not be available for the proceeding, the clerk must notify the parties as soon as possible prior to the trial or hearing date. When official reporting services are not available for a proceeding, the parties may arrange for the attendance of a certified shorthand reporter to serve as an official pro tem reporter. If a party arranges and pays for the attendance of a pro tem reporter at a hearing or trial because of the unavailability of official reporting services, the parties must not be charged the fee for official reporting services provided for in Government Code Section 68086(b)(1). (Amended 7/1/15)

**(d) Delivery of Court Reporter Transcript to the Court**

**In all case types, any court reporter utilized to report court proceedings shall file all appellate and court ordered transcripts electronically via YesLaw. This rule applies to Court employees, per diem and pro tempore court reporters. (Effective July 1, 2017) The YesLaw Transcript tool is available for pro tempore agencies and individuals working in San Luis Obispo Superior Court to facilitate the e-filing of all transcripts. Information, software and registration application is available at <http://yeslaw.net/>**