

Proposed amendment to Indiana Administrative Rules (July 2024)

* The proposed amendment to Administrative Rule 15 would specify that a page of a transcript does not include exhibits, require counties to designate a maximum hourly rate for preparation of exhibits, and specify that a per page fee only applies to portions of the transcript that require transcription.

Rule 15. Court Reporters

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B. Definitions. The following definitions shall apply under this administrative rule:

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(4) *Page* means the page unit of transcript which results when a recording is transcribed in the form required by Indiana Rule of Appellate Procedure 28(A), and does not include exhibits.

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C. Court Reporter Models. The court or courts of each county shall uniformly adopt by local court rule one of the following Court Reporter Models:

(1) *Model Option One.* The local rule shall:

...

(f) designate a maximum hourly rate that the court reporter may charge for the preparation of the exhibits in the transcript. A court reporter may only charge a per page fee for the portions of the transcript that require transcription.

(g) require the court reporter to report at least on an annual basis to the Indiana Supreme Court Indiana Office of Judicial Administration (IOJA), on forms prescribed by the IOJA, all transcript fees (either county indigent, state indigent, or private) received by the court reporter;

(hg) designate that if a court reporter elects to engage in private practice through recording of a deposition and/or preparing of a deposition transcript, and the court reporter desires to utilize the court's equipment, work space and supplies, and the court agrees to the use of court equipment for such purpose, the court and the court reporter shall enter into a written agreement which must, at a minimum, designate the following:

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- (1) the reasonable market rate for the use of equipment, work space and supplies;
- (2) the method by which records are to be kept for the use of equipment, work space and supplies;
- (3) the method by which the court reporter is to reimburse the court for the use of the equipment, work space and supplies;

(i~~h~~) designate that if a court reporter elects to engage in private practice through recording a deposition and/or the preparing of a deposition transcript, that such private practice shall be conducted outside of regular working hours; and

(j~~i~~) designate that the court shall enter into a written agreement with the court reporter which outlines the manner in which the court reporter is to be compensated for gap and overtime hours; i.e. either monetary compensation or compensatory time off regular work hours.

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