

In the
Indiana Supreme Court

In the Matter of the Approval of Local
Rules for Kosciusko County

Supreme Court Case No.
19S-MS-349



Order Approving Amended Local Rule

The Judges of the Kosciusko Circuit and Superior Courts request the approval of an amended local rule for court reporter services in accordance with Indiana Administrative Rule 15. Attached to this Order is the proposed amended local rule.

Upon examination of the proposed rule amendment requested by the Kosciusko Circuit and Superior Courts, this Court finds that the proposed rule amendment, LR43-AR15-3, complies with the requirements of Indiana Administrative Rule 15, and, accordingly, should be approved.

IT IS, THEREFORE, ORDERED by this Court that amended Local Rule 43-AR15-3 for Kosciusko Circuit and Superior Courts, set forth as an attachment to this Order, is approved effective upon approval.

Done at Indianapolis, Indiana, on 10/9/2019.



Loretta H. Rush
Chief Justice of Indiana

(A) **Definitions.** The definitions contained in Administrative Rule 15 shall apply to this local rule.

(B) **Salaries and Per Page Fees.**

- (1) Court Reporters shall be paid an annual salary for time spent working under the control, direction and direct supervision of their supervising court during any regular work hours, gap hours, or overtime hours. The supervising court shall enter into a written agreement with the court reporters which outlines the manner in which the court reporter is to be compensated for gap and overtime hours, i.e. monetary compensation or compensatory time off regular work hours.
- (2) The maximum per page fee a court reporter may charge for the preparation of a county indigent transcript shall be \$4.50 per page until further order of the Courts. The court reporter shall submit a claim directly to the county for the preparation of any county indigent transcripts.
- (3) The maximum per page fee a court reporter may charge for the preparation of a state indigent transcript shall be \$4.50 per page until further order of the Courts.
- (4) The maximum per page fee a court reporter may charge for the preparation of a private transcript shall be \$4.50 per page.
- (5) The maximum per page fee a court reporter may charge for the preparation of an expedited transcript is \$5.00 per page.
- (6) A minimum fee up to \$40.00 is permissible.
- (7) An additional labor charge approximating the hourly rate based upon the court reporter's annual court compensation may be charged for the time spent binding the transcript and the exhibit binders depending on the size of the transcript.
- (8) Each court reporter shall report, at least on an annual basis, all transcript fees received for the preparation of county indigent, state indigent or private transcripts to the Indiana Supreme Court Division of State Court Administration. The reporting shall be made on forms prescribed by the Division of State Court administration.

(C) Private Practice.

- (1) If a court reporter elects to engage in private practice through the 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 the 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:
 - a) the reasonable market rate for the use of equipment, work space and supplies;
 - b) the method by which records are to be kept for the use of equipment, work space and supplies; and
 - c) the method by which the court reporter is to reimburse the court for the use of equipment, work space and supplies.
- (2) If a court reporter elects to engage in private practice through the recording of a deposition and/or preparing of a deposition transcript, all such private practice work shall be conducted outside of regular working hours.