

LEGISLATIVE HISTORY OF R.S.2A:11-11 et seq.  
(Stenographic reporters; appointment; removal)

L.1948 - C.376 - S46.

August 16 - Introduced by Hannold.  
September 8 - Passed in Senate, amended.  
September 8 - Passed in Assembly.  
September 10 - Approved, Chapter 376.  
Amended during passage (copy enclosed of original bill  
and amendment)  
No statement.

In 1948 there was a report of the Joint Legislative  
Committee on Law Revision on the implementation of  
the Judiciary Article of the 1947 Constitution. We  
did not find any discussion in this report of the  
court reporters.

Laws 1948, Chapter 376 amended by:

L.1967 - C125 - A798.

March 20 - Introduced by McLaughlin and Sears.  
April 10 - Passed in Assembly.  
April 24 - Passed in Senate.  
June 22 - Approved, Chapter 125.  
Not amended during passage.  
Statement (copy of original bill with statement enclosed).  
Note: This statement refers to A876 of 1966 also  
enclosed.

Hearings and reports.

Excerpt below is clipped from:

974.90	New Jersey, Legislature. Assembly.
L415	Judiciary Committee.
1964	Report ... [recommendations respecting legislation contained in court opinions ... September 1960 to September 1964]. November 16, 1964.

5. Provide for direct payment by the State of salaries  
and other expenses of court reporters, with the counties pay-  
ing to the State their net cost for the fiscal year 1961-62.

December 8, 1970

(2)

Regulations:

NJ/KA8            New Jersey. Administrative Offices  
C8/R3             of the Courts.  
1967               Administrative Regulations governing  
                     reporters in the New Jersey Courts.  
                     Trenton, September, 1967.

Copy of above regulations enclosed.

No newspaper clippings located at verticle file-  
New Jersey - Courts (1967)

JH/EH  
Enclosure

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SENATE, No. 46

STATE OF NEW JERSEY

INTRODUCED AUGUST 16, 1948

By Mr. HANNOLD

Referred to Committee on Law Revision

AN ACT concerning the Superior and County Courts, and repealing sections 2:2-24 to 2:2-26, inclusive, 2:6-22 to 2:6-24, inclusive, 2:16-20 to 2:16-24, inclusive and 2:31-68 of the Revised Statutes.

1 BE IT ENACTED *by the Senate and General Assembly of the State of New*  
2 *Jersey:*

1 1. The Supreme Court shall appoint such number of official stenographic  
2 reporters (hereinafter referred to as reporters), either on a full time or  
3 part time basis, as may be necessary from time to time to properly perform  
4 the work hereinafter specified for the several parts of each division of the  
5 Superior Court and for the County Courts. The Supreme Court may  
6 remove any reporter so appointed at any time for cause and appoint another  
7 in his place.

1 2. A reporter to be appointed under this act shall be a certified short-  
2 hand reporter as defined in and qualified under "An act to create a State  
3 Board of Shorthand Reporting and to regulate the practice of shorthand re-  
4 porting and to provide for the licensing of persons to engage in the practice  
5 of shorthand reporting and to provide penalties for violation thereof" (P. L.  
6 1940, c. 175), and he shall take an oath to faithfully perform his duties.

1 3. The reporters to be first appointed under this act shall be the  
2 reporters serving as official reporters of the old Supreme Court and the  
3 regularly employed and salaried proxies of such official reporters, and as the

4 official reporters of the Court of Chancery, and as the official reporters of  
5 the courts of common pleas.

1 4. (a) A reporter appointed as herein provided shall be assigned by the  
2 Administrative Director of the Supreme Court (hereinafter referred to as  
3 the Director), with the approval of the Chief Justice, to serve in one or more  
4 of the divisions of the Superior Court, or parts thereof, or in one or more  
5 of the County Courts, or for a judge or judges designated in any of the  
6 aforesaid courts or for an advisory master or advisory masters hearing  
7 matrimonial proceedings. Such an assignment may be changed from time to  
7½ time as occasion may require.

8 (b) With the approval of the Chief Justice, the Director may designate  
9 one or more reporters for specified districts to assist him in maintaining  
10 efficient reporting service for the courts therein, and particularly by arrang-  
11 ing, subject to the control of the Director, for the temporary transfer of  
12 one or more reporters to meet special requirements in any court or part  
13 thereof, and in procuring and assigning reporters for temporary service  
14 pursuant to section 5 hereof. A reporter so designated as a supervisor  
15 shall perform such services in addition to his regular duties, for which  
16 additional services such reporter shall be compensated in an amount fixed  
17 by the Supreme Court, not exceeding one thousand five hundred dollars  
18 (\$1,500.00) per annum, which shall be added to and become a part of his  
19 annual salary and paid as such.

1 5. The Director may appoint and assign reporters for temporary  
2 service, not to exceed three consecutive months at any one time, whenever the  
3 need therefor may appear. Such temporary appointments shall be subject  
4 to the approval of the Chief Justice. If a certified shorthand reporter, as  
5 defined by law, is not available for such purpose, then a reporter otherwise  
6 qualified may be so appointed.

1 6. Subject to the rules of the Supreme Court, the duties of a court  
2 reporter shall be to attend at each session of the court or courts to which he  
3 shall have been assigned, and at every other proceeding that may be desig-  
4 nated by rule of procedure or order of the Supreme Court, or by a judge

5 of the court to which he shall have been assigned, and shall record verbatim,  
6 under the direction of the judge of the court, by any system of shorthand or  
7 stenotype such proceedings as a judge of the court may direct or as may be  
8 required by rule of procedure or order of the court. It shall not be neces-  
9 sary, however, to record the argument of counsel upon any trial unless  
10 directed to do so by the court.

1       7. The reporter shall attach his official certificate of authenticity to the  
2 original shorthand or other original records so taken and file them with the  
3 clerk of the court, who shall preserve them in the public records of the court  
4 for five years.

1       8. (a) Where a transcript of the original shorthand notes or other  
2 original records of any proceeding is required for the purpose of an appeal,  
3 the appellant, on or before the date of filing the notice of appeal, shall serve  
4 upon the reporter who reported the cause, or his successor, a written re-  
5 quest for the preparation of one original and one first carbon copy of the  
6 transcript to be used on the appeal, and deposit with the reporter a sum  
7 sufficient to pay the lawful fees therefor (including the fees for the carbon  
8 copy). The reporter shall promptly prepare such transcript in accord-  
9 ance with the standards fixed by the Supreme Court from time to time,  
10 attach his official certificate to both the original and copy of the transcript  
11 and file both with the clerk of the court from which the appeal is being  
12 taken, notifying the attorney of each of the parties forthwith. The orig-  
13 inal copy shall remain in the office of said clerk until sent up to the appel-  
14 late court with the record on appeal. Subject to the rules of the Supreme  
15 Court, the clerk shall make the carbon copy of the transcript available for  
16 the use of the attorneys of the appellant and of the respondent during the  
17 periods in which each is preparing his briefs as provided by said rules, and  
18 may during such periods permit each of them, upon proper receipt, to re-  
19 move the carbon copy from his office. Failure to return the carbon copy  
20 within the time allotted may constitute a contempt of the appellate court.  
21 A party appearing in his own behalf shall be accorded the same privileges.

22 (b) If at any time a party to a proceeding requests a transcript of the  
23 testimony, or of any part or parts thereof, for his own individual use, and  
24 deposits a sum sufficient to pay the lawful fees therefor (including the fees  
25 for the carbon copy hereinafter provided for), or the transcript is requested  
26 by a judge of the court, the reporter or his successor shall promptly tran-  
27 scribe an original and one first carbon copy thereof. He shall then attach  
28 his official certificate to both and deliver the carbon copy to the party or  
29 judge making the request and file the original with the clerk of the trial  
30 court where it shall remain for the purpose of being incorporated in  
31 the record in case an appeal is thereafter taken. In the event that the  
32 party requesting the transcript thereafter appeals, he shall at the time of  
33 filing the notice of appeal also file in the office of the trial court the carbon  
34 copy of the testimony, or part or parts thereof, transcribed for him as afore-  
35 said, and forthwith notify the attorney of every other party of said filing.  
36 Such carbon copy or copies shall then be available for the use of the attor-  
37 neys of the appellant and of the respondent for the purposes and subject  
38 to the terms and conditions specified in the preceding paragraph (8. (a)).  
39 A party appearing in his own behalf shall be accorded the same privileges.  
40 In the event of an appeal, if the transcript is not a complete transcription  
41 of the original shorthand notes or other original records, it may be com-  
42 pleted for the purpose of perfecting the record on appeal as provided in the  
43 preceding paragraph (8. (a)).

44 (c) When a transcript is made at the request of any party, the re-  
45 porter shall be paid therefor by such party at the rate of twenty cents  
46 (\$0.20) for each folio of the original transcript and five cents (\$0.05) for  
47 each folio of a carbon copy thereof. If the transcript is furnished to a  
48 judge of the court, by his order, the reporter shall be paid therefor at the  
49 same rates, and such fees shall be paid for in the same manner and from  
50 the same sources as the reporter's salary or per diem fees are paid.

51 (d) Fees for transcripts furnished to persons permitted to appeal in  
52 forma pauperis shall be paid for by the State or county as the court per-

53 mitting the appeal in that form shall direct, and at the same rates as here-  
54 inabove provided, subject to law and rules of court.

55 (e) Except as to transcripts that are to be paid for by the State or  
56 county, the reporter may require any party requesting a transcript to pre-  
57 pay the estimated fee therefor in advance of delivery of the transcript.

58 (f) The certified transcript of the testimony and proceedings in any  
59 matter shall be deemed prima facie a correct statement of such testimony  
60 and proceedings, and no transcripts shall be considered as official except  
61 those made from the records taken by the reporter appointed as hereinbe-  
62 fore provided.

63 (g) The original notes or other original records of the reporter, and  
64 any official transcript thereof, filed with the clerk as hereinbefore provided,  
65 shall be open to inspection in the office of the clerk as provided by law with  
66 respect to books containing the docket or minute of judgments thereof.

1 9. (a) Except as hereinafter provided, a reporter appointed pursuant to  
2 this act shall receive an annual salary to be fixed from time to time by the  
3 Supreme Court. In fixing such salary the court shall take into account the  
4 amount of time the reporter is required to be in attendance upon the court  
5 or courts or part or parts thereof engaged in the performance of his duties.  
6 Such salary shall not exceed the sum of seven thousand five hundred dol-  
7 lars (\$7,500.00) per annum and shall be paid in equal semi-monthly install-  
8 ments as hereinafter provided.

9 (b) Where a reporter is employed wholly within one county, the Direc-  
10 tor shall file a certificate with the treasurer of such county designating the  
11 reporter and the amount of his annual salary and also file a duplicate thereof  
12 with the State Comptroller. The county treasurer shall pay such salary as  
13 hereinabove provided.

14 (c) Where a reporter is employed in more than one county, or in a part  
15 or parts of the Chancery Division of the Superior Court having a vicinage  
16 embracing more than one county, the Director shall apportion to each of said  
17 counties the payment of such part of the reporter's annual salary as the

18 population of such county bears to the population of all of said counties ac-  
19 cording to the latest Federal census. The Director shall file a certificate with  
20 the treasurer of each of said counties designating the reporter and the  
21 amount of his annual salary apportioned to the particular county, and shall  
22 also file a duplicate thereof with the State Comptroller. The county treas-  
23 urer shall pay the part of such annual salary so apportioned to his particu-  
24 lar county as hereinabove provided.

25 (d) In lieu of an annual salary a reporter employed on a part time or  
26 temporary basis as hereinbefore provided may be paid at a per diem fee rate  
27 of not more than twenty dollars (\$20.00) as may be fixed from time to time  
28 by the Supreme Court. Such per diem fees shall be paid semimonthly as  
29 hereinafter provided. The Director shall certify to all county treasurers  
30 and to the State Comptroller the per diem fee rate so fixed for this class of  
31 reporters.

32 (e) Where a reporter is employed on a per diem fee basis, such fees  
33 shall be paid by the county where the services were rendered, or if employed  
34 in a part of the Chancery Division of the Superior Court having a vicinage  
35 embracing more than one county, then by the particular county where the  
36 court is permanently located. Such payments shall be made by the county  
37 treasurer, upon receipt of duplicate vouchers verified by the reporter and  
38 certified by the judge of the court where the services were rendered, or by  
39 the supervising reporter of the district in which the court is located. One  
40 of such vouchers shall be immediately filed with the State Comptroller by the  
41 county treasurer making the particular payment. In the case of a reporter  
42 employed on a per diem fee basis in a part of the Chancery Division of the  
43 Superior Court having a vicinage embracing more than one county, the  
44 county treasurer making such payment or payments may apply to the Direc-  
45 tor from time to time to make an apportionment of two-thirds of the amount  
46 thereof among all of the counties of said vicinage on the basis provided for  
47 in section 9 (c) hereof. Upon such apportionment being made and notice  
48 thereof given in writing by the Director to the treasurer of each county in

49 said vicinage, the county treasurer making the original payment shall be  
50 reimbursed by the treasurer or treasurers of the county or counties within  
51 said vicinage in accordance with said apportionment.

52 (f) In addition to his salary or per diem fees, a reporter who is re-  
53 quired to attend sessions of a court in a county other than where he resides  
54 shall be paid his traveling and other necessary expenses incident to his at-  
55 tendance upon said court when certified as reasonable and necessary by a  
56 judge thereof. Such expenses shall be paid in the same manner and from  
57 the same sources and subject to the same apportionment as the reporter's  
58 salary or per diem fees are paid.

59 (g) One-third of the amount paid directly to reporters by each county  
60 as herein provided, whether as salary, fees in lieu of salary or traveling and  
61 other necessary expenses incident to his attendance upon court, shall be re-  
62 funded to said county by the State Treasurer upon the warrant of the State  
63 Comptroller.

64 (h) Every reporter shall be entitled to retain for himself the fees col-  
65 lected for transcripts as herein provided. All supplies and equipment shall  
66 be furnished by the reporter at his own expense.

67 (i) Reporters shall be deemed to be State employees eligible for mem-  
68 bership in the State Employees' Retirement System; except, however, that  
69 reporters who have heretofore become members of any County Employees'  
70 Retirement System pursuant to P. L. 1943, c. 160, shall continue therein as  
71 county employees for the purposes of that enactment.

1 10. (a) The Director, under the control of the Chief Justice, shall super-  
2 vise and direct the administration of the provisions hereof. However, subject  
3 to such provisions and pertinent laws, it shall be the duty of the judge of  
4 the court or part thereof to which a reporter shall be assigned to supervise  
5 and direct the reporter in the performance of his duties, including deal-  
6 ings with parties requesting transcripts.

7 (b) The Director, subject to the approval of the Chief Justice, shall  
8 prescribe records which shall be maintained and reports to be filed by the

9 reporter. Such records shall be open to inspection by the Supreme Court,  
10 the Chief Justice and the Director, and may include records showing (1) the  
11 quantity of transcripts prepared, (2) the fees charged and the fees collected  
12 for transcripts, (3) any expenses incurred by the reporter in connection with  
13 transcripts, (4) the amount of time the reporter is in attendance upon the  
14 court for the purpose of recording proceedings, and (5) such other informa-  
15 tion as the Director may determine.

1     11. Sections 2:2-24 to 2:2-26, inclusive, 2:6-22 to 2:6-24, inclusive,  
2 2:16-20 to 2:16-24, inclusive and 2:31-68 of the Revised Statutes are  
3 repealed.

1     12. This act shall take effect September fifteenth, one thousand nine  
2 hundred and forty-eight.

[OFFICIAL COPY REPRINT]

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STATE OF NEW JERSEY

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By Mr. HANNOLD

Referred to Committee on Law Revision

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14 pursuant to section 5 hereof. A reporter so designated as a supervisor  
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9 sary, however, to record the argument of counsel upon any trial unless  
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1       7. The reporter shall attach his official certificate of authenticity to the  
2 original shorthand or other original records so taken and file them with the  
3 clerk of the court, who shall preserve them in the public records of the court  
4 for five years.

1       8. (a) Where a transcript of the original shorthand notes or other  
2 original records of any proceeding is required for the purpose of an appeal,  
3 the appellant, on or before the date of filing the notice of appeal, shall serve  
4 upon the reporter who reported the cause, or his successor, a written re-  
5 quest for the preparation of one original and one first carbon copy of the  
6 transcript to be used on the appeal, and deposit with the reporter a sum  
7 sufficient to pay the lawful fees therefor (including the fees for the carbon  
8 copy). The reporter shall promptly prepare such transcript in accord-  
9 ance with the standards fixed by the Supreme Court from time to time,  
10 attach his official certificate to both the original and copy of the transcript  
11 and file both with the clerk of the court from which the appeal is being  
12 taken, notifying the attorney of each of the parties forthwith. The orig-  
13 inal copy shall remain in the office of said clerk until sent up to the appel-  
14 late court with the record on appeal. Subject to the rules of the Supreme  
15 Court, the clerk shall make the carbon copy of the transcript available for  
16 the use of the attorneys of the appellant and of the respondent during the  
17 periods in which each is preparing his briefs as provided by said rules, and  
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19 move the carbon copy from his office. Failure to return the carbon copy  
20 within the time allotted may constitute a contempt of the appellate court.  
21 A party appearing in his own behalf shall be accorded the same privileges.

22 (b) If at any time a party to a proceeding requests a transcript of the  
23 testimony, or of any part or parts thereof, for his own individual use, and  
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25 for the carbon copy hereinafter provided for), or the transcript is requested  
26 by a judge of the court, the reporter or his successor shall promptly tran-  
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28 his official certificate to both and deliver the carbon copy to the party or  
29 judge making the request and file the original with the clerk of the trial  
30 court where it shall remain for the purpose of being incorporated in  
31 the record in case an appeal is thereafter taken. In the event that the  
32 party requesting the transcript thereafter appeals, he shall at the time of  
33 filing the notice of appeal also file in the office of the trial court the carbon  
34 copy of the testimony, or part or parts thereof, transcribed for him as afore-  
35 said, and forthwith notify the attorney of every other party of said filing.  
36 Such carbon copy or copies shall then be available for the use of the attor-  
37 neys of the appellant and of the respondent for the purposes and subject  
38 to the terms and conditions specified in the preceding paragraph (8. (a)).  
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43 preceding paragraph (8. (a)).

44 (c) When a transcript is made at the request of any party, the re-  
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47 each folio of a carbon copy thereof. If the transcript is furnished to a  
48 judge of the court, by his order, the reporter shall be paid therefor at the  
49 same rates, and such fees shall be paid for in the same manner and from  
50 the same sources as the reporter's salary or per diem fees are paid.

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55 (e) Except as to transcripts that are to be paid for by the State or  
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59 matter shall be deemed prima facie a correct statement of such testimony  
60 and proceedings, and no transcripts shall be considered as official except  
61 those made from the records taken by the reporter appointed as hereinbe-  
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63 (g) The original notes or other original records of the reporter, and  
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66 respect to books containing the docket or minute of judgments thereof.

1 9. (a) Except as hereinafter provided, a reporter appointed pursuant to  
2 this act shall receive an annual salary to be fixed from time to time by the  
3 Supreme Court. In fixing such salary the court shall take into account the  
4 amount of time the reporter is required to be in attendance upon the court  
5 or courts or part or parts thereof engaged in the performance of his duties.  
6 Such salary shall not exceed the sum of seven thousand five hundred dol-  
7 lars (\$7,500.00) per annum and shall be paid in equal semi-monthly install-  
8 ments as hereinafter provided.

9 (b) Where a reporter is employed wholly within one county, the Direc-  
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11 reporter and the amount of his annual salary and also file a duplicate thereof  
12 with the State Comptroller. The county treasurer shall pay such salary as  
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14 (c) Where a reporter is employed in more than one county, or in a part  
15 or parts of the Chancery Division of the Superior Court having a vicinage  
16 embracing more than one county, the Director shall apportion to each of said  
17 counties the payment of such part of the reporter's annual salary as the

18 population of such county bears to the population of all of said counties ac-  
19 cording to the latest Federal census. The Director shall file a certificate with  
20 the treasurer of each of said counties designating the reporter and the  
21 amount of his annual salary apportioned to the particular county, and shall  
22 also file a duplicate thereof with the State Comptroller. The county treas-  
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26 temporary basis as hereinbefore provided may be paid at a per diem fee rate  
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30 and to the State Comptroller the per diem fee rate so fixed for this class of  
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33 shall be paid by the county where the services were rendered, or if employed  
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35 embracing more than one county, then by the particular county where the  
36 court is permanently located. Such payments shall be made by the county  
37 treasurer, upon receipt of duplicate vouchers verified by the reporter and  
38 certified by the judge of the court where the services were rendered, or by  
39 the supervising reporter of the district in which the court is located. One  
40 of such vouchers shall be immediately filed with the State Comptroller by the  
41 county treasurer making the particular payment. In the case of a reporter  
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45 tor from time to time to make an apportionment of two-thirds of the amount  
46 thereof among all of the counties of said vicinage on the basis provided for  
47 in section 9 (c) hereof. Upon such apportionment being made and notice  
48 thereof given in writing by the Director to the treasurer of each county in

49 said vicinage, the county treasurer making the original payment shall be  
50 reimbursed by the treasurer or treasurers of the county or counties within  
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57 the same sources and subject to the same apportionment as the reporter's  
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60 as herein provided, whether as salary, fees in lieu of salary or traveling and  
61 other necessary expenses incident to his attendance upon court, shall be re-  
62 funded to said county by the State Treasurer upon the warrant of the State  
63 Comptroller.

64 (h) Every reporter shall be entitled to retain for himself the fees col-  
65 lected for transcripts as herein provided. All supplies and equipment shall  
66 be furnished by the reporter at his own expense.

67 (i) Reporters shall be deemed to be State employees eligible for mem-  
68 bership in the State Employees' Retirement System; except, however, that  
69 reporters who have heretofore become members of any County Employees'  
70 Retirement System pursuant to P. L. 1943, c. 160, shall continue therein as  
71 county employees for the purposes of that enactment.

1 10. (a) The Director, under the control of the Chief Justice, shall super-  
2 vise and direct the administration of the provisions hereof. However, subject  
3 to such provisions and pertinent laws, it shall be the duty of the judge of  
4 the court or part thereof to which a reporter shall be assigned to supervise  
5 and direct the reporter in the performance of his duties, including deal-  
6 ings with parties requesting transcripts.

7 (b) The Director, subject to the approval of the Chief Justice, shall  
8 prescribe records which shall be maintained and reports to be filed by the

9 reporter. Such records shall be open to inspection by the Supreme Court,  
10 the Chief Justice and the Director, and may include records showing (1) the  
11 quantity of transcripts prepared, (2) the fees charged and the fees collected  
12 for transcripts, (3) any expenses incurred by the reporter in connection with  
13 transcripts, (4) the amount of time the reporter is in attendance upon the  
14 court for the purpose of recording proceedings, and (5) such other informa-  
15 tion as the Director may determine.

1 11. Sections 2:2-24 to 2:2-26, inclusive, 2:6-22 to 2:6-24, inclusive,  
2 and 2:16-20 to 2:16-24, inclusive, of the Revised Statutes are repealed.

1 12. This act shall take effect September fifteenth, one thousand nine  
2 hundred and forty-eight.

[SECOND OFFICIAL COPY REPRINT]

SENATE, No. 46

STATE OF NEW JERSEY

INTRODUCED AUGUST 16, 1948

By Mr. HANNOLD

Referred to Committee on Law Revision

AN ACT concerning the Superior and County Courts, and repealing sections 2:2-24 to 2:2-26, inclusive, 2:6-22 to 2:6-24, inclusive, and 2:16-20 to 2:16-24, inclusive, of the Revised Statutes.

1 BE IT ENACTED *by the Senate and General Assembly of the State of New*  
2 *Jersey:*

1 1. The Supreme Court shall appoint such number of official stenographic  
2 reporters (hereinafter referred to as reporters), either on a full time or  
3 part time basis, as may be necessary from time to time to properly perform  
4 the work hereinafter specified for the several parts of each division of the  
5 Superior Court and for the County Courts. The Supreme Court may  
6 remove any reporter so appointed at any time for cause and appoint another  
7 in his place.

8 The county judge or county judges, as the case may be, with the approval  
9 of the board of chosen freeholders of the county may appoint an official  
10 stenographic reporter for the County Court of such county and fix for such  
11 stenographic reporter an annual salary which shall be paid by the county  
12 treasurer in equal semimonthly installments upon a certificate filed with him  
13 by the judge or judges so appointing; the county shall bear the whole expense  
14 of such stenographic reporter, no refund shall be made by the State for such  
15 expense and such expense shall not be included in determining the net cost to  
16 the county of stenographic reporters for any year under this act.

1       2. A reporter to be appointed under this act shall be a certified short-  
2 hand reporter as defined in and qualified under "An act to create a State  
3 Board of Shorthand Reporting and to regulate the practice of shorthand re-  
4 porting and to provide for the licensing of persons to engage in the practice  
5 of shorthand reporting and to provide penalties for violation thereof" (P. L.  
6 1940, c. 175), and he shall take an oath to faithfully perform his duties.

1       3. The reporters to be first appointed under this act shall be the  
2 reporters serving as official reporters of the old Supreme Court and the  
3 regularly employed and salaried proxies of such official reporters, and as the  
4 official reporters of the Court of Chancery, and as the official reporters of  
5 the courts of common pleas.

1       4. (a) A reporter appointed as herein provided shall be assigned by the  
2 Administrative Director of the Supreme Court (hereinafter referred to as  
3 the Director), with the approval of the Chief Justice, to serve in one or more  
4 of the divisions of the Superior Court, or parts thereof, or in one or more  
5 of the County Courts, or for a judge or judges designated in any of the  
6 aforesaid courts or for an advisory master or advisory masters hearing  
7 matrimonial proceedings. Such an assignment may be changed from time to  
8 7½ time as occasion may require.

8       (b) With the approval of the Chief Justice, the Director may designate  
9 one or more reporters for specified districts to assist him in maintaining  
10 efficient reporting service for the courts therein, and particularly by arrang-  
11 ing, subject to the control of the Director, for the temporary transfer of  
12 one or more reporters to meet special requirements in any court or part  
13 thereof, and in procuring and assigning reporters for temporary service  
14 pursuant to section five hereof. A reporter so designated as a supervisor  
15 shall perform such services in addition to his regular duties, for which  
16 additional services such reporter shall be compensated in an amount fixed  
17 by the Supreme Court, not exceeding one thousand five hundred dollars  
18 (\$1,500.00) per annum, which shall be added to and become a part of his  
19 annual salary and paid as such.

1 5. The Director may appoint and assign reporters for temporary  
2 service, not to exceed three consecutive months at any one time, whenever the  
3 need therefor may appear. Such temporary appointments shall be subject  
4 to the approval of the Chief Justice. If a certified shorthand reporter, as  
5 defined by law, is not available for such purpose, then a reporter otherwise  
6 qualified may be so appointed.

1 6. Subject to the rules of the Supreme Court, the duties of a court  
2 reporter shall be to attend at each session of the court or courts to which he  
3 shall have been assigned, and at every other proceeding that may be desig-  
4 nated by rule of procedure or order of the Supreme Court, or by a judge  
5 of the court to which he shall have been assigned, and shall record verbatim,  
6 under the direction of the judge of the court, by any system of shorthand or  
7 stenotype such proceedings as a judge of the court may direct or as may be  
8 required by rule of procedure or order of the court. It shall not be neces-  
9 sary, however, to record the argument of counsel upon any trial unless  
10 directed to do so by the court.

1 7. The reporter shall attach his official certificate of authenticity to the  
2 original shorthand or other original records so taken and file them with the  
3 clerk of the court, who shall preserve them in the public records of the court  
4 for five years.

1 8. (a) Where a transcript of the original shorthand notes or other  
2 original records of any proceeding is required for the purpose of an appeal,  
3 the appellant, on or before the date of filing the notice of appeal, shall serve  
4 upon the reporter who reported the cause, or his successor, a written re-  
5 quest for the preparation of one original and one first carbon copy of the  
6 transcript to be used on the appeal, and deposit with the reporter a sum  
7 sufficient to pay the lawful fees therefor (including the fees for the carbon  
8 copy). The reporter shall promptly prepare such transcript in accord-  
9 ance with the standards fixed by the Supreme Court from time to time,  
10 attach his official certificate to both the original and copy of the transcript  
11 and file both with the clerk of the court from which the appeal is being

12 taken, notifying the attorney of each of the parties forthwith. The orig-  
13 inal copy shall remain in the office of said clerk until sent up to the appel-  
14 late court with the record on appeal. Subject to the rules of the Supreme  
15 Court, the clerk shall make the carbon copy of the transcript available for  
16 the use of the attorneys of the appellant and of the respondent during the  
17 periods in which each is preparing his briefs as provided by said rules, and  
18 may during such periods permit each of them, upon proper receipt, to re-  
19 move the carbon copy from his office. Failure to return the carbon copy  
20 within the time allotted may constitute a contempt of the appellate court.  
21 A party appearing in his own behalf shall be accorded the same privileges.

22 (b) If at any time a party to a proceeding requests a transcript of the  
23 testimony, or of any part or parts thereof, for his own individual use, and  
24 deposits a sum sufficient to pay the lawful fees therefor (including the fees  
25 for the carbon copy hereinafter provided for), or the transcript is requested  
26 by a judge of the court, the reporter or his successor shall promptly tran-  
27 scribe an original and one first carbon copy thereof. He shall then attach  
28 his official certificate to both and deliver the carbon copy to the party or  
29 judge making the request and file the original with the clerk of the trial  
30 court where it shall remain for the purpose of being incorporated in  
31 the record in case an appeal is thereafter taken. In the event that the  
32 party requesting the transcript thereafter appeals, he shall at the time of  
33 filing the notice of appeal also file in the office of the trial court the carbon  
34 copy of the testimony, or part or parts thereof, transcribed for him as afore-  
35 said, and forthwith notify the attorney of every other party of said filing.  
36 Such carbon copy or copies shall then be available for the use of the attor-  
37 neys of the appellant and of the respondent for the purposes and subject  
38 to the terms and conditions specified in the preceding paragraph (8. (a)).  
39 A party appearing in his own behalf shall be accorded the same privileges.  
40 In the event of an appeal, if the transcript is not a complete transcription  
41 of the original shorthand notes or other original records, it may be com-

42 pleted for the purpose of perfecting the record on appeal as provided in the  
43 preceding paragraph (8. (a)).

44 (c) When a transcript is made at the request of any party, the re-  
45 porter shall be paid therefor by such party at the rate of twenty cents  
46 (\$0.20) for each folio of the original transcript and five cents (\$0.05) for  
47 each folio of a carbon copy thereof. If the transcript is furnished to a  
48 judge of the court, by his order, the reporter shall be paid therefor at the  
49 same rates, and such fees shall be paid for in the same manner and from  
50 the same sources as the reporter's salary or per diem fees are paid.

51 (d) Fees for transcripts furnished to persons permitted to appeal in  
52 forma pauperis shall be paid for by the State or county as the court per-  
53 mitting the appeal in that form shall direct, and at the same rates as here-  
54 inabove provided, subject to law and rules of court.

55 (e) Except as to transcripts that are to be paid for by the State or  
56 county, the reporter may require any party requesting a transcript to pre-  
57 pay the estimated fee therefor in advance of delivery of the transcript.

58 (f) The certified transcript of the testimony and proceedings in any  
59 matter shall be deemed prima facie a correct statement of such testimony  
60 and proceedings, and no transcripts shall be considered as official except  
61 those made from the records taken by the reporter appointed as hereinbe-  
62 fore provided.

63 (g) The original notes or other original records of the reporter, and  
64 any official transcript thereof, filed with the clerk as hereinbefore provided,  
65 shall be open to inspection in the office of the clerk as provided by law with  
66 respect to books containing the docket or minute of judgments thereof.

1 9. (a) Except as hereinafter provided, a reporter appointed pursuant to  
2 this act shall receive an annual salary to be fixed from time to time by the  
3 Supreme Court. In fixing such salary the court shall take into account the  
4 amount of time the reporter is required to be in attendance upon the court  
5 or courts or part or parts thereof engaged in the performance of his duties.  
6 Such salary shall not be less than the sum of five thousand dollars (\$5,000.00)

6½ per annum and shall not exceed the sum of seven thousand five hundred dollars (\$7,500.00) per annum and shall be paid in equal semimonthly installments as hereinafter provided.

9 (b) Where a reporter is employed wholly within one county, the Director shall file a certificate with the treasurer of such county designating the reporter and the amount of his annual salary and also file a duplicate thereof with the State Comptroller. The county treasurer shall pay such salary as hereinabove provided.

14 (c) Where a reporter is employed in more than one county, or in a part or parts of the Chancery Division of the Superior Court having a vicinage embracing more than one county, the Director shall apportion to each of said counties the payment of such part of the reporter's annual salary as the population of such county bears to the population of all of said counties according to the latest Federal census. The Director shall file a certificate with the treasurer of each of said counties designating the reporter and the amount of his annual salary apportioned to the particular county, and shall also file a duplicate thereof with the State Comptroller. The county treasurer shall pay the part of such annual salary so apportioned to his particular county as hereinabove provided.

25 (d) In lieu of an annual salary a reporter employed on a part time or temporary basis as hereinbefore provided may be paid at a per diem fee rate of not more than twenty dollars (\$20.00) as may be fixed from time to time by the Supreme Court. Such per diem fees shall be paid semimonthly as hereinafter provided. The Director shall certify to all county treasurers and to the State Comptroller the per diem fee rate so fixed for this class of reporters.

32 (e) Where a reporter is employed on a per diem fee basis, such fees shall be paid by the county where the services were rendered, or if employed in a part of the Chancery Division of the Superior Court having a vicinage embracing more than one county, then by the particular county where the court is permanently located. Such payments shall be made by the county

37 treasurer, upon receipt of duplicate vouchers verified by the reporter and  
38 certified by the judge of the court where the services were rendered, or by  
39 the supervising reporter of the district in which the court is located. One  
40 of such vouchers shall be immediately filed with the State Comptroller by the  
41 county treasurer making the particular payment. In the case of a reporter  
42 employed on a per diem fee basis in a part of the Chancery Division of the  
43 Superior Court having a vicinage embracing more than one county, the  
44 county treasurer making such payment or payments may apply to the Direc-  
45 tor from time to time to make an apportionment of two-thirds of the amount  
46 thereof among all of the counties of said vicinage on the basis provided for  
47 in section 9 (c) hereof. Upon such apportionment being made and notice  
48 thereof given in writing by the Director to the treasurer of each county in  
49 said vicinage, the county treasurer making the original payment shall be  
50 reimbursed by the treasurer or treasurers of the county or counties within  
51 said vicinage in accordance with said apportionment.

52 (f) In addition to his salary or per diem fees, a reporter who is re-  
53 quired to attend sessions of a court in a county other than where he resides  
54 shall be paid his traveling and other necessary expenses incident to his at-  
55 tendance upon said court when certified as reasonable and necessary by a  
56 judge thereof. Such expenses shall be paid in the same manner and from  
57 the same sources and subject to the same apportionment as the reporter's  
58 salary or per diem fees are paid.

59 (g) One-third of the amount paid directly to reporters by each county  
60 as herein provided, whether as salary, fees in lieu of salary or traveling and  
61 other necessary expenses incident to his attendance upon court, shall be re-  
62 funded to said county by the State Treasurer upon the warrant of the State  
63 Comptroller and the treasurer shall make a further refund to any county,  
64 if necessary, of such amount as shall be needed to insure that the net cost  
65 of court reporters to such county, under this act, for any year beginning  
66 July first and ending on the following June thirtieth, shall not exceed the net  
67 cost to such county for court reporters for the year beginning July first,

68 one thousand nine hundred and forty-seven, and ending June thirtieth, one  
69 thousand nine hundred and forty-eight.

70 (h) Every reporter shall be entitled to retain for himself the fees col-  
71 lected for transcripts as herein provided. All supplies and equipment shall  
72 be furnished by the reporter at his own expense.

73 (i) Reporters shall be deemed to be State employees eligible for mem-  
74 bership in the State Employees' Retirement System; except, however, that  
75 reporters who have heretofore become members of any County Employees'  
76 Retirement System pursuant to P. L. 1943, c. 160, shall continue therein as  
77 county employees for the purposes of that enactment.

1 10. (a) The Director, under the control of the Chief Justice, shall super-  
2 vise and direct the administration of the provisions hereof. However, subject  
3 to such provisions and pertinent laws, it shall be the duty of the judge of  
4 the court or part thereof to which a reporter shall be assigned to supervise  
5 and direct the reporter in the performance of his duties, including deal-  
6 ings with parties requesting transcripts.

7 (b) The Director, subject to the approval of the Chief Justice, shall  
8 prescribe records which shall be maintained and reports to be filed by the  
9 reporter. Such records shall be open to inspection by the Supreme Court,  
10 the Chief Justice and the Director, and may include records showing (1) the  
11 quantity of transcripts prepared, (2) the fees charged and the fees collected  
12 for transcripts, (3) any expenses incurred by the reporter in connection with  
13 transcripts, (4) the amount of time the reporter is in attendance upon the  
14 court for the purpose of recording proceedings, and (5) such other informa-  
15 tion as the Director may determine.

1 11. Sections 2:2-24 to 2:2-26, inclusive, 2:6-22 to 2:6-24, inclusive,  
2 and 2:16-20 to 2:16-24, inclusive, of the Revised Statutes are repealed.

1 12. This act shall take effect September fifteenth, one thousand nine  
2 hundred and forty-eight.

given effect, on and after September fifteenth, one thousand nine hundred and forty-eight, as though it were to a stated session or stated sessions of such court.

“5. Where any such statute contains a reference to the Rules of the Court of Chancery, the Rules of the Prerogative Court, the Rules of the former Supreme Court or the Rules of the Orphans’ Courts or to a Rule or Rules of any of such courts, by any other designation, the reference shall be given effect on and after September fifteenth, one thousand nine hundred and forty-eight, as though it were to the Rules or a Rule made and promulgated by the Supreme Court governing the practice and procedure in the court succeeding to the jurisdiction of the court referred to in such statute, if any such rule is appropriate to the subject matter of such reference.”

Renumber section 4 as section 6.

The following Senate committee amendments to Senate Bill No. 46 were read and upon the motion of Mr. Han-nold the committee amendments were adopted:

Amendments proposed to Senate Bill No. 46:

Amend page 1, Title, line 2, before “2:16-20” insert “and”.

Amend page 1, Title, line 3, after “inclusive” insert a comma and omit “and 2:31-68”.

Amend page 8, section 11, line 1, at end of line insert “and”.

Amend page 8, section 11, line 2, after “inclusive” insert a comma and omit “and 2:31-68”.

Senate Bill No. 364, entitled “An act concerning the retirement on pension of members of the Department of State Police in certain cases, and supplementing chapter five of Title 53 of the Revised Statutes,”

Was taken up, read a second time, considered by sections, agreed to, ordered to be printed and to have a third reading.

Senate Bill No. 45, entitled “An act to provide for the effect to be given, on and after September fifteenth, one thousand nine hundred and forty-eight, to certain statutes

which became effective prior to, and remain in effect upon, said date,"

As amended,

Was taken up, read a second time, considered by sections, agreed to, ordered to be printed and to have a third reading.

Senate Bill No. 46, entitled "An act concerning the Superior and County Courts, and repealing sections 2:2-24 to 2:2-26, inclusive, 2:6-22 to 2:6-24, inclusive, and 2:16-20 to 2:16-24, inclusive, of the Revised Statutes,"

As amended,

Was taken up, read a second time, considered by sections, agreed to, ordered to be printed and to have a third reading.

Assembly Bill No. 393, entitled "An act to amend 'An act making uniform regulations on net fishing in certain waters within the jurisdiction of this State, and providing for the licensing of same, and repealing sections 23:9-59 to 23:9-93, inclusive, 23:9-99, 23:9-101 to 23:9-107, inclusive, and 23:9-113 of the Revised Statutes,' approved June fourteenth, one thousand nine hundred and forty-one (P. L. 1941, c. 211), as said title was amended by chapter two hundred ninety-four of the laws of one thousand nine hundred and forty-two,"

Was taken up, read a second time, considered by sections, agreed to, ordered to be printed, and to have a third reading.

Assembly Bill No. 435-A, entitled "An act regulating the hours of employment of uniformed members of paid police departments in municipalities of this State, uniformed police officers having supervision and regulation of traffic upon county roads, and uniformed members of any county park police system,"

Was taken up, read a second time, considered by sections, agreed to, ordered to be printed, and to have a third reading.

ASSEMBLY, No. 798

STATE OF NEW JERSEY

INTRODUCED MARCH 20, 1967

By Assemblymen McLAUGHLIN and SEARS

Referred to Committee on Judiciary

AN ACT concerning reporters in the courts and amending sections 2A:11-11, 2A:11-13, 2A:11-14, 2A:11-15, 2A:11-16, repealing section 2A:11-18 of the New Jersey Statutes, and making an appropriation.

1 BE IT ENACTED by the Senate and General Assembly of the State  
2 of New Jersey:

3 1. Section 2A:11-11 of the New Jersey Statutes is amended to  
4 read as follows:

5 2A:11-11. The Supreme Court shall appoint such number of  
6 official [stenographic] court reporters (referred to in this article  
7 as reporters), to serve [either] on a full-time [or part-time] basis,  
8 as may be necessary from time to time to [properly perform the  
9 work specified in this article for the several parts of each division  
10 of] report proceedings in the Superior Court [and for], the County  
11 Courts, and such other proceedings as the Supreme Court may  
12 direct. The Supreme Court may remove any reporter so appointed  
13 at any time for cause [and appoint another in his place].

14 [The county judge or county judges, as the case may be, with  
15 the approval of the board of chosen freeholders of the county may  
16 appoint an official stenographic reporter for the County Court of  
17 such county and fix for such stenographic reporter an annual sal-  
18 ary which shall be paid by the county treasurer in equal semi-  
19 monthly installments upon a certificate filed with him by the judge  
20 or judges so appointing. The county shall bear the whole expense  
21 of such stenographic reporter; no refund shall be made by the  
22 State for such expense and such expense shall not be included in  
23 determining the net cost to the county of stenographic reporters  
24 for any year under this article.]

25 2. Section 2A:11-13 of the New Jersey Statutes is amended to  
26 read as follows:

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill  
is not enacted and is intended to be omitted in the law.

1 2A:11-13. (a) A reporter appointed as provided in this article  
 2 shall be assigned by the administrative director of the courts (re-  
 3 ferred to in this article as the director), with the approval of the  
 4 Chief Justice, to **serve** *report proceedings* in one or more of the  
 5 divisions of the Superior Court, or parts thereof, or in one or  
 6 more of the County Courts, or **for a judge or judges thereof or**  
 7 **for a standing master or an advisory master** *to report such other*  
 8 *proceedings as the Supreme Court may direct.* Such an assign-  
 9 ment may be changed from time to time as occasion may require.

10 (b) With the approval of the Chief Justice, the director may  
 11 designate, from among the reporters, *such supervisors and assist-*  
 12 *ant supervisors* for specified districts *as may be necessary* to assist  
 13 him in maintaining efficient reporting service for the courts therein,  
 14 and particularly **by** *in* arranging, subject to the control of the  
 15 director, for the temporary transfer of one or more reporters to  
 16 meet special requirements in any court or part thereof, and in  
 17 **procuring** *employing* and assigning reporters for temporary  
 18 *service either on a full-time or part-time basis.* A reporter so des-  
 19 ignated as a supervisor *or assistant supervisor* shall perform such  
 20 services in addition to his regular duties, and for these additional  
 21 services, he shall be compensated in an amount fixed by the Su-  
 22 preme Court, not exceeding **\$1,500.00** *\$2,500.00* per annum, which  
 23 shall be added to and become a part of his annual salary and paid  
 24 as such.

25 3. Section 2A:11-14 of the New Jersey Statutes is amended to  
 26 read as follows:

27 2A:11-14. The director may appoint and assign reporters for  
 28 temporary service *on a full-time or part-time basis, not to exceed*  
 29 *3 consecutive months at any one time, whenever the need therefor*  
 30 *may appear.* Such temporary appointments shall be subject to  
 31 the approval of the Chief Justice. If a certified shorthand reporter,  
 32 as defined by law, is not available for such purpose, then a reporter  
 33 otherwise qualified may be so appointed *until a certified shorthand*  
 34 *reporter is available.*

35 4. Section 2A:11-15 of the New Jersey Statutes is amended to  
 36 read as follows:

37 2A:11-15. (a) When a transcript of the stenographic record in  
 38 any court *or in any other proceeding recorded at the direction of*  
 39 *the Supreme Court* is made *by a reporter appointed under N. J. S.*  
 40 *2A:11-11 et seq.,* at the request of any **party to a cause** *person,*  
 41 the original and **carbon** copies thereof shall be prepared and  
 42 paid for at the rate of \$0.30 for each folio of the original and \$0.05  
 43 for each of the **carbon** copies. If the transcript is furnished to

1 a judge of the court, by his order, the reporter shall be paid there-  
 2 for at the same rates, and such fees shall be paid for in the same  
 3 manner and from the same sources as the reporter's salary or  
 4 per diem fees are paid.

5 (b) Except as to transcripts that are to be paid for by the State  
 6 or county, the reporter may require any **[party]** *person* request-  
 7 ing a transcript to prepay the estimated fee therefor in advance  
 8 of delivery of the transcript.

9 5. Section 2A:11-16 of the New Jersey Statutes is amended to  
 10 read as follows:

11 2A:11-16. (a) Except as provided in this section, a reporter  
 12 appointed *to serve on a full-time basis* pursuant to this article  
 13 shall receive an annual salary to be fixed from time to time by the  
 14 Supreme Court. **[In fixing such salary the court shall take into**  
 15 **account the amount of time the reporter is required to be in attend-**  
 16 **ance upon the court or courts or part or parts thereof and is en-**  
 17 **gaged in the performance of his duties.]** Such salary shall not  
 18 be less than the sum of \$7,500.00 per annum and shall not exceed  
 19 the sum of **[\$10,000.00]** *\$12,500.00* per annum **[and shall be paid**  
 20 **in equal semi-monthly installments as provided below in this sec-**  
 21 **tion].** *All salaries through June 30, 1967 shall be paid as hereto-*  
 22 *fore; and from July 1, 1967 shall be paid by the State, except as*  
 23 *provided in paragraph (b) of this section.*

24 (b) Where a reporter is employed wholly within one county  
 25 *and is a member of that county's retirement system,* the director  
 26 shall file a certificate with the treasurer of such county designating  
 27 the reporter and the amount of his annual salary and **[also file a**  
 28 **duplicate thereof with the State Comptroller. The]** *the* county  
 29 treasurer shall pay such salary **[as provided in paragraph (a)**  
 30 **of this section].**

31 **[(c)** Where a reporter is employed in more than one county, or  
 32 in a part or parts of the Chancery Division of the Superior Court  
 33 having a vicinage embracing more than one county, the director  
 34 shall apportion to each of said counties the payment of such part  
 35 of the reporter's annual salary as the population of such county  
 36 bears to the population of all of said counties according to the  
 37 latest Federal census. The director shall file a certificate with the  
 38 treasurer of each of said counties designating the reporter and the  
 39 amount of his annual salary apportioned to the particular county  
 40 and shall also file a duplicate thereof with the State Comptroller.  
 41 The county treasurer shall pay the part of such annual salary  
 42 so apportioned to his particular county, as provided in paragraph  
 43 (a) of this section.]

1    ~~[(d)]~~ (c) In lieu of an annual salary a reporter employed on  
2 a part-time or temporary basis as provided in this article may be  
3 paid ~~[at]~~ *such* a per diem fee rate ~~[of not more than \$30.00,]~~ as  
4 may be fixed from time to time by the Supreme Court. Such per  
5 diem fees shall be paid ~~[semimonthly as provided below in this~~  
6 ~~section]~~ *as heretofore through June 30, 1967 and from July 1, 1967*  
7 *shall be paid by the State upon certification of the director.* ~~[The~~  
8 ~~director shall certify to all county treasurers and to the State~~  
9 ~~Comptroller the per diem fee rate so fixed for this class of re-~~  
10 ~~porters.]~~

11    ~~[(e)]~~ Where a reporter is employed on a per diem fee basis, such  
12 fees shall be paid by the county where the services were rendered,  
13 or if employed in a part of the Chancery Division of the Superior  
14 Court having a vicinage embracing more than one county, then by  
15 the particular county where the court is permanently located. Such  
16 payments shall be made by the county treasurer, upon receipt of  
17 duplicate vouchers verified by the reporter and certified either by  
18 the judge of the court where the services were rendered or by the  
19 supervising reporter of the district in which the court is located.  
20 One of such vouchers shall be immediately filed with the State  
21 Comptroller by the county treasurer making the particular pay-  
22 ment. In the case of a reporter employed on a per diem fee basis  
23 in a part of the Chancery Division of the Superior Court having  
24 a vicinage embracing more than one county, the county treasurer  
25 making such payment or payments may apply to the director from  
26 time to time to make an apportionment of  $\frac{2}{3}$  of the amount thereof  
27 among all of the counties of said vicinage on the basis provided  
28 for in paragraph (c) of this section. Upon such apportionment  
29 being made and notice thereof given in writing by the director to  
30 the treasurer of each county in said vicinage, the county treasurer  
31 making the original payment shall be reimbursed by the treasurer  
32 or treasurers of the county or counties within said vicinage in  
33 accordance with said apportionment.]

34    ~~[(f)]~~ In addition to his salary or per diem fees, a reporter who  
35 is required to attend sessions of a court in a county other than  
36 where he resides shall be paid his traveling and other necessary  
37 expenses incident to his attendance upon said court when certified  
38 as reasonable and necessary by a judge thereof. Such expenses  
39 shall be paid in the same manner and from the same sources and  
40 subject to the same apportionment as the reporter's salary or per  
41 diem fees are paid.]

42    (d) *In addition to his salary or per diem fees, a reporter may,*  
43 *upon the certification of the director, be reimbursed for necessary*

1 *travel and other expenses when assigned to serve in a county other*  
2 *than the one where he resides.*

3 **[(g)]** One-third of the amount paid directly to reporters by each  
4 county as provided in this section, whether as salary, fees in lieu  
5 of salary or traveling and other necessary expenses incident to  
6 his attendance upon court, shall be refunded to said county by the  
7 State Treasurer upon the warrant of the State Comptroller and  
8 the treasurer shall make a further refund to any county, if neces-  
9 sary, of such amount as shall be needed to insure that the net cost  
10 of court reporters to such county, under this article, for any year  
11 beginning July 1 and ending on the following June 30, shall not  
12 exceed the net cost to such county for court reporters for the year  
13 beginning July 1, 1947, and ending June 30, 1948.]

14 *(e) Commencing July 1, 1967, each county shall pay annually to*  
15 *the State Treasurer, in equal quarterly installments, as its share*  
16 *of reporter expenses for the State fiscal year an amount equal to*  
17 *the net cost to such county for such expenses for each preceding*  
18 *fiscal year beginning July 1, 1966, and ending June 30, 1967. Such*  
19 *net cost shall include only the amount paid for salaries, travel and*  
20 *other necessary expenses, transcripts furnished to a judge pursu-*  
21 *ant to section 2A:11-15 of the New Jersey Statutes, and employer's*  
22 *contribution to the Public Employees' Retirement System and*  
23 *social security, less the amount reimbursed by the State and less*  
24 *the salary of any reporters paid directly by the county pursuant*  
25 *to paragraph (b) of section 2A:11-16 of the New Jersey Statutes,*  
26 *which net cost shall be certified by the director.*

27 **[(h)]** *(f) Every reporter shall be entitled to retain for him-*  
28 *self the fees collected for transcripts as herein provided. All sup-*  
29 *plies and equipment shall be furnished by the reporter at his own*  
30 *expense.*

31 **[(i)]** *(g) Reporters appointed to serve on a full-time basis*  
32 *shall be deemed to be State employees eligible for membership in*  
33 *the [State] Public Employees Retirement System; except, how-*  
34 *ever, that reporters who [have heretofore become] prior to July*  
35 *1, 1966, were members of any county employees' retirement sys-*  
36 *tem pursuant to chapter 160 of the laws of 1943 (c. 43:10-18.1,*  
37 *43:10-18.25), shall continue therein as county employees for the*  
38 *purposes of that enactment.*

39 6. Section 2A:11-18 of the New Jersey Statutes is repealed.

40 7. Funds appropriated by the general appropriations act for  
41 the fiscal year 1967-68 for amounts to be refunded to various coun-  
42 ties for the State share of reporters' salaries, fees, travel and  
43 other necessary expenses, together with such funds as shall be

1 received from each of the counties pursuant to paragraph (e) of  
 2 section 2A:11-16 of the New Jersey Statutes, are hereby appro-  
 3 priated to the Judiciary for the purpose of paying reporters' sal-  
 4 aries, fees, travel and other necessary expenses.

5 8. There is hereby appropriated from the General Treasury for  
 6 the fiscal period ending June 30, 1967, the sum of \$31,500.00 or  
 7 so much thereof as may be required to implement and carry out  
 8 the provisions of this act.

9 9. There is hereby appropriated from the General Treasury for  
 10 the fiscal period ending June 30, 1968, the sum of \$75,500.00 or so  
 11 much thereof as may be required to implement and carry out the  
 12 provisions of this act during the fiscal year 1967-68.

13 10. This act shall take effect immediately.

#### STATEMENT

This bill is a revised version of Assembly Bill No. 876 (1966) and eliminates unanticipated effects of last year's bill. As modified, the bill retains the increase in maximum salary without altering the minimum, for official court reporters, as well as the increase in the adjustment for supervisors. These changes should assist in recruitment of sufficient qualified court reporters for the enlarged judicial staff.

The changes from the 1966 bill make clear that all the sections in the group of which those death with in the bill are a part are applicable only to "official" reporters appointed under N. J. S. 2A:11-11 et seq., and are not applicable to certified shorthand reporters engaged in private practice. The test is whether the reporter serves by appointment under the statute, and receives a salary or per diem from the State for recording the proceedings involved.

Fiscal cost remains unchanged from the 1966 bill, provision for which is covered by the current budget.

Early enactment will aid the program to recruit a sufficient number of qualified reporters to meet immediate needs. Authority to continue to hire official reporters on a temporary or per diem basis, and to hire uncertified reporters in situations when a certified reporter is not available, is continued in order to meet problems of varying workload.

R.S. 2A:11-16

March 13, 1967

LEGISLATIVE HISTORY OF R.S. 2A:11-16  
(Salary of court reporter)

Formerly C. 2:16-24.9

L. 1948, Chapter 376, § 9 - S46  
Introduced August 16 by Mr. Hannold.  
No statement on bill.

COPY NO. 2

L. 1953, Chapter 345 - S372  
Introduced April 9 by Mr. Shershin.  
No statement on bill.

Bill changed per diem fee of reporter from \$20 to \$30.

L. 1957, Chapter 229 - S78  
Introduced January 28 by Senator Farley.  
No statement on bill.

Bill changed the salary of reporter from not less than \$5000  
per annum to not less than \$7500 to \$10,000.

CK/PC

SEE LETTER OF 3-13-67 ATTACHED TO LEG. HIST. OF R.S. 2A:11-9

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