

CHAPTER 486

COURT REPORTERS

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486.01 APPOINTMENT; SECRETARIAL DUTIES; BOND. Each judge, by duplicate orders filed with the clerk and county auditor of the several counties of his district, may appoint a competent stenographer as reporter of the court, to hold office during his pleasure, and to act as his secretary in all matters pertaining to his official duties. Such reporter shall give bond to the state in the sum of \$2,000, to be approved by the judge appointing him, conditioned for the faithful and impartial discharge of all his duties, which bond, with his oath of office, shall be filed with the clerk in the county in which the judge resides.

[R. L. s. 115] (201)

486.02 STENOGRAPHIC RECORD. Such reporter shall make a complete stenographic record of all testimony given and all proceedings had before the judge upon the trial of issues of fact, with or without a jury, or before any referee appointed by such judge. In so doing he shall take down all questions in the exact language thereof, and all answers thereto precisely as given by the witness or by the sworn interpreter. He shall also record, verbatim, all objections made, and the grounds thereof as stated by counsel, all rulings thereon, all exceptions taken, all motions, orders, and admissions made and the charge to the jury. When directed so to do by the judge, he shall make a like record of any other matter or proceeding, and shall read to such judge or referee any record made by him, or transcribe the same, without charge, for any purpose in furtherance of justice.

[R. L. s. 116] (202)

486.03 FURNISH TRANSCRIPT; FILE RECORD. As soon as the trial is ended the reporter shall file his stenographic report thereof with the clerk, or elsewhere, if the judge shall so direct; and, upon request of any person interested and payment or tender of his fees therefor, he shall furnish a transcript of such record in the words and figures represented by the characters used in making the same and for that purpose he may take and retain such record so long as may be necessary, when it shall be returned to the files.

[R. L. s. 117] (203)

486.04 ACT WHEN ANOTHER JUDGE PRESIDES. Unless otherwise directed by the judge appointing him, the reporter shall serve as such in all matters heard by another judge when acting in place of the former and shall perform in relation to such matters all the duties required of him by law.

[R. L. s. 118] (204)

486.05 SALARIES. The judges, by an order filed with the county auditors annually on or before the first Monday in January, shall fix and establish the salary of the court reporter at an amount not exceeding \$3,000 per year and, in such order, shall apportion the salaries of the reporters in their respective districts among the several counties, and each county shall be required by such order to pay a specified amount thereof in monthly instalments, which amount shall be such proportion of the whole salary as the number of days' work actually done by the reporter in the trial of cases in that county during the preceding year bears to the whole number so performed in the district. Each reporter shall have and maintain his residence in the district in which he is appointed, but if any reporter be appointed in two or more districts he may reside in either or any of them. The reporter, in addition to his salary, shall be paid such sums as he shall pay out as necessary railway, traveling, and hotel expenses while absent from the city or village in which he resides in the discharge of his official duties, such expenses to be paid by the county for which the same were incurred upon presentation of a verified itemized statement thereof approved by the judge; and the auditor of such county, upon presentation of such

approved statement, shall issue his warrant in payment thereof. This section shall not apply to any county containing a city of the first class. This section shall not apply to any judicial district in which the salary of the court reporter has been heretofore fixed in excess of the salary herein set forth by special statute.

[*R. L. s. 119; 1909 c. 168 s. 1; 1921 c. 170; 1939 c. 289; 1941 c. 442*] (205)

486.06 CHARGE FOR TRANSCRIPT. In addition to such salary, the reporter may charge for a transcript of his record ordered by any person other than the judge 12 cents per folio thereof and three cents per folio for each manifold or other copy thereof when so ordered that it can be made with such transcript. This section shall not apply to any county containing a city of the first class.

[*R. L. s. 120; 1927 c. 262 ss. 1, 3*] (206) (206-1)

486.07 CHANGE OF DISTRICT; SALARIES ADJUSTED. When a new judicial district is created or the boundary lines of a judicial district are changed the judge or judges of such district or districts shall, within 30 days after the establishing of such new district or the changing of such boundary lines, file an order readjusting the salaries of court reporters and the proportions to be paid by the several counties with the several county auditors in each district to conform to such changes and the filing of such order shall vacate and set aside any and all orders then on file with such auditors.

[*1907 c. 242 s. 1*] (207)

486.08 EXISTING LAWS IN CERTAIN DISTRICTS NOT AFFECTED. Nothing in this chapter shall be construed as repealing or modifying existing laws relating to the office of court reporter in any judicial district which contains a city of the first class.

[*R. L. s. 121*] (208)