

## 53 N.J.R. 1398(a)

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### RULE ADOPTIONS

#### Reporter

53 N.J.R. 1398(a)

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#### Agency

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LAW AND PUBLIC SAFETY > DIVISION OF CONSUMER AFFAIRS > STATE BOARD OF COURT REPORTING

#### Administrative Code Citation

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**Adopted Amendments:** N.J.A.C. 13:43-2.2, 2.3, 3.2, 4.1, 5.4, 5.5, and 5.8

#### Text

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##### Temporary Registered Reporters

Proposed: December 21, 2020, at 52 N.J.R. 2165(a).

Adopted: May 17, 2021, by the State Board of Court Reporting, Theodore M. Formaroli, President.

Filed: July 15, 2021, as R.2021 d.086, **without change.**

Authority: N.J.S.A. 45:15B-1.

Effective Date: August 16, 2021.

Expiration Date: December 21, 2022.

##### Summary of Public Comment and Agency Response:

The official comment period ended February 19, 2021. **No comments were received.**

##### Federal Standards Statement

A Federal standards analysis is not required because the adopted amendments do not involve any Federal standards or requirements.

**Full text** of the adoption follows:

SUBCHAPTER 2. CERTIFICATION OF COURT REPORTERS; REGISTRATION OF TEMPORARY REGISTERED REPORTERS

13:43-2.2 Eligibility for registration as a temporary registered reporter; disclosure forms; penalties

(a) In order to qualify to register as a temporary registered reporter pursuant to N.J.S.A. 45:15B-9, an applicant shall:

1.-4. (No change.)

5. Pay the application fee set forth at N.J.A.C. 13:43-6.1.

(b) In addition to (a) above, the applicant must present proof of one of the following:

1. (No change.)

Recodify existing 3.-4. as 2.-3. (No change in text.)

(c)-(k) (No change.)

13:43-2.3 Employment of temporary registered reporters

(a) An employer of a certified court reporter or owner of a court reporting agency or a certified court reporter may utilize temporary registered reporters referred to at N.J.A.C. 13:43-2.2 only in circumstances where a certified court reporter is unavailable. In such circumstances where a certified court reporter is unavailable, the employer and/or owner of a court reporting agency or certified court reporter shall contact five court reporting agencies to seek an available certified court reporter. The employer and/or owner of a court reporting agency or certified court reporter shall record the five contacts in an affidavit that shall include the names of the agencies contacted, the dates and times of the contacts, and the specific job for which the certified court reporter is sought, including the date, time, and location of the job, as well as the name(s) of the party (parties) soliciting the certified court reporter and the name of the case for which the certified court reporter is sought.

1. The employer and/or owner of a court reporting agency or certified court reporter shall retain the affidavits referred to above for a period of three calendar years. The records shall be made available to the Board within two business days of the Board's written notice of request, and shall be subject to the Board's random audit. For purposes of this paragraph, a business day is defined as the hours between 9:00 A.M. and 5:00 P.M. Monday through Friday, excluding holidays.

SUBCHAPTER 3. CERTIFICATION OF COURT REPORTERS IN REALTIME REPORTING

13:43-3.2 Eligibility for certification as a certified realtime court reporter

(a) In order to be eligible for certification as a realtime court reporter, an applicant shall:

1. (No change.)
2. Submit a completed application that contains the following information:
  - i.-ii. (No change.)
  - iii. Current work status; and
  - iv. (No change.)
- 3.-5. (No change.)

SUBCHAPTER 4. EXAMINATIONS

13:43-4.1 Examinations for certification as a certified court reporter; frequency

(a) - (b) (No change.)

(c) The Board will accept a National Court Reporters Association Registered Professional Reporter examination to satisfy the examination requirement for certification as a court reporter under N.J.A.C. 13:43-2.1.

SUBCHAPTER 5. GENERAL PROVISIONS

13:43-5.4 Prohibited practices

(a) Certified court reporters and temporary registered reporters shall not:

1. (No change.)
2. Provide or arrange to provide reporting services, in a judicial or quasi-judicial matter and/or a deposition, if he or she:
  - i. (No change.)
  - [page=1399] ii. Is a relative or agent of one of the parties;
  - iii. (No change.)

iv. Is related to an agent of a person or entity with a financial interest in the action or its outcome; or

3. (No change.)

(b) - (c) (No change.)

13:43-5.5 Disclosure of title and certification or registration number; the use of misleading titles and abbreviations

(a) A certified court reporter, a certified realtime court reporter, or a temporary registered reporter shall indicate his or her title in the form of an abbreviation "C.C.R." (certified court reporter), "C.R.C.R." (certified realtime court reporter), or T.R.R. (temporary registered reporter), respectively, on all official documents he or she has prepared including, but not limited to, all transcripts, invoices, business cards, advertising, and any other document containing reported and/or recorded information.

(b) A person who is not a certified court reporter, certified realtime court reporter, or temporary registered reporter of New Jersey shall not use misleading titles or abbreviations, such as:

1. C.C.R.;
2. C.R.C.R.;
3. T.R.R.;
4. Court Reporter of the State of New Jersey;
5. Realtime Reporter of the State of New Jersey;
6. Court Reporter;
7. C.R.;
8. Professional Court Reporter;
9. P.C.R.;
10. Professional Shorthand Reporter;
11. P.S.R.;
12. National Court Reporter;
13. N.C.R.;
14. National Shorthand Reporter;
15. N.S.R.;

- 16. Digital Court Reporter;
- 17. D.C.R.;
- 18. Certified Deposition Reporter; or
- 19. C.D.R.

13:43-5.8 Standards of practice

(a) Certified court reporters and temporary registered reporters shall:

1.-2. (No change.)

3. Attach a certification page to all transcripts attesting that the certified court reporter or temporary registered reporter is unrelated to the parties involved in the action; has no financial interest and is not related to an agent of anyone with a financial interest in the outcome of the action; is a certified court reporter or temporary registered reporter; the transcript is a verbatim record of the testimony provided under oath before any court, referee, board, commission, or other body created by statute of the State of New Jersey; and includes the notary number, expiration date and certified court reporter certificate number or temporary registration number;

4.-5. (No change.)

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