

FIRST REGULAR SESSION

HOUSE BILL NO. 1075

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE COOPER (120).

Read 1st time March 7, 2007 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

2426L.01I

AN ACT

To repeal section 485.077, RSMo, and to enact in lieu thereof one new section relating to court reporters.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 485.077, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 485.077, to read as follows:

- 485.077. 1. No judge of any court in this state shall appoint an official court reporter who is not a court reporter certified by the board of certified court reporter examiners, as provided in Supreme Court Rule 14. In the absence of an official court reporter due to illness, physical incapacity, death, dismissal or resignation, a judge may appoint a temporary court reporter, but such temporary court reporter shall not serve more than six months without obtaining a certificate pursuant to the provisions of Supreme Court Rule 14.
2. No testimony taken in this state by deposition shall be given in any court in this state, and no record on appeal from an administrative agency of this state shall include testimony taken in this state by deposition, unless the deposition is prepared and certified by a certified court reporter, except as provided in Supreme Court Rule 57.03(c).
3. Deposition testimony taken outside the state shall be deemed to be in conformity with this section if the testimony was prepared and certified by a court reporter authorized to prepare and certify deposition testimony in the jurisdiction in which the testimony was taken.

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

14 4. This section shall not apply to depositions taken in this state in connection with cases
15 not pending in a Missouri state court or administrative agency at the time the deposition was
16 taken.

17 **5. A deposition prepared by a person who is not a certified court reporter may be**
18 **used to give testimony in any court of this state, provided that all parties involved in any**
19 **cause of action wherein the deposition is to be used certify by their signatures or by the**
20 **signatures of their attorneys that such deposition is a true and correct copy of the**
21 **testimony given.**

✓