

AMENDED IN ASSEMBLY AUGUST 19, 2016

AMENDED IN ASSEMBLY AUGUST 4, 2016

AMENDED IN ASSEMBLY JUNE 30, 2016

AMENDED IN ASSEMBLY JUNE 22, 2016

AMENDED IN ASSEMBLY JUNE 14, 2016

AMENDED IN ASSEMBLY JUNE 23, 2015

AMENDED IN SENATE MAY 5, 2015

AMENDED IN SENATE APRIL 14, 2015

AMENDED IN SENATE APRIL 6, 2015

**SENATE BILL**

**No. 270**

---

---

**Introduced by Senator Mendoza**

February 19, 2015

---

---

An act to add Section 8041 to the Business and Professions Code, relating to court reporters.

LEGISLATIVE COUNSEL'S DIGEST

SB 270, as amended, Mendoza. Shorthand reporting services.

Existing law provides for the certification and regulation of shorthand reporters and for the regulation of shorthand reporting corporations by the Court Reporters Board of California within the Department of Consumer Affairs.

Under existing law, a shorthand reporting corporation is a corporation authorized to render professional services, as defined, as long as that corporation and all of its shareholders, officers, directors, and employees rendering professional services who are certified shorthand reporters

are in compliance with specified provisions of law. Existing law also provides for the formation or registration of various legal entities transacting business in this state.

This bill would authorize the Court Reporters Board of California to seek injunctive relief or issue citations, fines, and other penalties in accordance with existing law against corporations, persons, or entities, whether foreign or domestic, that for a fee or other financial consideration, offer, offer to arrange for, render, or provide the services of a certified shorthand reporter, for violations of provisions governing oral depositions inside this state imposed by the Civil Discovery Act, Moscone-Knox Professional Corporation Act, and laws governing the practice of shorthand reporting. *The bill also would describe activities that this bill would not be construed to authorize, prohibit, or regulate, as provided.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 8041 is added to the Business and  
2 Professions Code, to read:  
3 8041. (a) The board may seek injunctive relief or issue  
4 citations, fines, and other penalties in accordance with existing  
5 law against corporations, persons, or entities, whether foreign or  
6 domestic, that for a fee or other financial consideration, offer, offer  
7 to arrange for, render, or provide the services of a certified  
8 shorthand reporter, for violations of the following:  
9 (1) Chapter 9 (*commencing with Section 2025.010*) of Title 4  
10 of Part 4 (~~commencing with Section 2025.010~~) of the Code of  
11 Civil Procedure.  
12 (2) Part 4 (*commencing with Section 13400*) of Division 3 of  
13 Title 1 (~~commencing with Section 13400~~) of the Corporations  
14 Code.  
15 (3) This chapter (*commencing with Section 8000*).  
16 (4) Section 2475 of Title 16 of the California Code of  
17 Regulations, as that section read on January 1, 2016.  
18 (b) Nothing in this section shall be construed to authorize ~~or~~  
19 ~~prohibit~~ an individual without a certification issued pursuant to  
20 this chapter to practice shorthand reporting, as defined in Section  
21 8017, ~~or 8017~~.

1     (c) *Nothing in this section shall be construed to authorize or*  
2 *prohibit the provision of shorthand reporting services by a foreign*  
3 *corporation in violation of subdivision (c) of Section 13401 of the*  
4 *Corporations-Code, Code or construed to authorize or prohibit*  
5 *violations of Section 8044.*

6     (d) *Nothing in this section shall be construed to regulate the*  
7 *setting of negotiated transcript fees and reasonable fees for*  
8 *noncontracting parties as long as the fees are otherwise in*  
9 *compliance with applicable law.*

O