

APA-1

Revised 4/2018

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control 378 Department or Agency Alabama Board of Court Reporting
Rule No. 257-X-3-.02
Rule Title: Traditional Application for Licensure
 New X Amend Repeal Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? No

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? No

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? No

Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Services Agency.

Signature of certifying officer Victor K. Bickelmann
Date 06/16/22

(DATE FILED)
(STAMP)

REC'D & FILED

JUN 21 2022

LEGISLATIVE SVC AGENCY

APA-2

Alabama Board of Court Reporting

NOTICE OF INTENDED ACTION

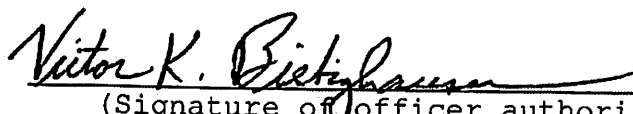
AGENCY NAME: Alabama Board of Court Reporting
RULE NO. & TITLE: Chapter 257-X-3-.02
Traditional Application for Licensure
INTENDED ACTION: Amend rule

SUBSTANCE OF PROPOSED ACTION: Proposed amended rule will provide definitions as to what constitutes a "court reporting program" for purposes of the education requirements for licensure.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Public hearing on August 10, 2022, at 10:30 am at Administrative Office of Courts, Formal Conference Room, 300 Dexter Avenue, Montgomery, AL 36104. Written comments may be sent to: ABCR, P.O. Box 241565, Montgomery, AL 36124-1565.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: August 8, 2022

CONTACT PERSON AT AGENCY: Victor K. Biebighauser
Executive Director


(Signature of officer authorized
to promulgate and adopt
rules or his or her deputy)

ALABAMA BOARD OF COURT REPORTING
Proposed Revisions to Rules & Regulations
Chapter 257-X-3-.02

257-X-3-.02 Traditional Application for Licensure

(1) Applicants for licensure as court reporters must meet the following requirements in order to obtain a license:

(a) Provide proof of graduation from court reporting program or its equivalent in the form of: Official Transcripts, Copy of Diploma, or Official Letter from the Court Reporting Program's Director;

(b) Pass the Licensure Examination;

(c) Complete the application and remit all appropriate fees.

(2) For purposes of this rule, "court reporting program or its equivalent" shall mean any court reporter education programs that have met the General Requirements and Minimum Standards (GRMS) established by the Council on Approved Student Education (CASE) of the National Court Reporters Association (NCRA), and thus designated as NCRA-approved, or such other instructional programs designated by the Board as providing an equivalent standard of instruction. Non-NCRA-approved programs seeking designation as an approved program must submit an application to the Board establishing that its program is equivalent to those receiving NCRA approval. To be recognized for licensure purposes in Alabama, a school or program curriculum should include, at a minimum, instruction on steno theory, technology, judicial procedures, speed building (requiring a speed equal to or exceeding the state certification exam requirements), punctuation, and an internship component. Approval of a non-NCRA approved instructional program may be subject to periodic review and may be revoked upon a determination by the Board that the instructional program no longer meets the requirements of an "equivalent" program.

(3) The provisions of Chapter 257-X-3-.02(2) shall not serve to invalidate any license granted by the Board prior to its effective date.

(4) In the case of an NCRA certified reporter (RPR) seeking a license in the state of Alabama and unable to provide proof of graduation from a court reporting program or its equivalent due to the school/program having closed, the applicant shall provide to the Board an affidavit setting forth his or her past education and work experience as a court reporter and an affidavit of a judge for whom the individual has worked, or three licensed attorneys, unrelated by blood or marriage to the applicant and who have utilized the services of the reporter, which attest to the applicant's proficiency in court reporting.

Author: Alabama Board of Court Reporting

Statutory Authority: Code of Alabama, 1975, §§ 34-8B-1 thru 34-8B-18.

History: New Rule: Filed April 19, 2007; effective May 24, 2007. Amended (Rule No. Only):

Filed October 6, 2009; effective November 11, 2009. Amended: Filed June 19, 2012; effective

July 24, 2012. Amended: Filed May 25, 2017; effective July 9, 2017. Amended: Filed October

19, 2018; effective December 4, 2018.

Ed. Note: Rule 257-X-3-.04, Reciprocity, was repealed and rule.05 was renumbered to .04 as per certification filed October 6, 2009; effective November 11, 2009. Rule .04 is renumbered .02 per certification filed May 25, 2017; effective July 9, 2017.

257-X-3-.03 Examination

Applicants for licensure must pass the Written Knowledge Examination administered by NCRA and provide documentation of having passed the NCRA Registered Professional Reporter Examination (RPR), or NVRA CRA Examination, or Alabama Skills Examination administered by ACRA. Passage of examination legs from the State and National Examination may be combined.

Author: Alabama Board of Court Reporting

Statutory Authority: Code of Alabama, 1975, §§ 34-8B-1 thru 34-8B-18.

History: New Rule: Filed April 19, 2007; effective May 24, 2007. Amended: Filed October 7, 2008; effective November 11, 2008. Amended: Filed October 6, 2009; effective November 11, 2009. Amended: Filed June 19, 2012; effective July 24, 2012. Amended: Filed May 25, 2017; effective July 9, 2017.

Ed. Note: Rule .06 was renumbered to .05 as per certification filed October 6, 2009; effective November 11, 2009. Rule .05 is renumbered .03 per certification filed May 25, 2017; effective July 9, 2017. Amended: Filed: _____, Effective: _____