

By: Representative McKnight

To: Judiciary A

HOUSE BILL NO. 1241

1 AN ACT TO AMEND SECTION 9-13-25, MISSISSIPPI CODE OF 1972, TO
2 REQUIRE A COURT REPORTER IN CERTAIN CIRCUMSTANCES TO PROVIDE A
3 TRANSCRIPT OF THE PROCEEDING, HEARING OR TRIAL UPON THE REQUEST OF
4 THE COURT OR JUDICIAL HEARING OFFICER; AND FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** Section 9-13-25, Mississippi Code of 1972, is
7 amended as follows:

8 9-13-25. (1) The court reporter shall attend each session
9 of the court of the district for which * * * the court reporter
10 was appointed, from day to day, and unless the same be waived,
11 shall take, under the control of the judge or chancellor full and
12 complete notes, stenographically (and may use recording machines
13 in aid thereof) of all the oral evidence and other oral
14 proceedings, except arguments of counsel, in each case, civil and
15 criminal, tried therein upon an issue of facts and, in any other
16 matter or in any other case that the judge or chancellor may
17 especially direct. * * * The court reporter shall carefully note
18 the order in which the evidence, both oral and written, is
19 introduced, and by whom it is introduced, giving the name of each



20 witness, and identifying each deposition, exhibit made, or other
21 item of evidence or matter of proceedings by words or figures of
22 description, and * * * the court reporter shall carefully note
23 oral motions and all objections of counsel and rulings of the
24 court made during the trial, in the order in which the same shall
25 occur. And, upon request of any party, * * * the court reporter
26 shall, within the time required by the Mississippi Supreme Court
27 Rules, or from the time of the demand, if made after the trial,
28 neatly write out in typewriting a complete copy of his
29 stenographic notes as taken therein or * * * the court reporter
30 shall neatly write out in typewriting a complete copy of all
31 matters recorded on the recording machine with a caption showing
32 the style of the case, its number, the court in which it was
33 tried, and when tried, and shall affix thereto a suitable index,
34 and shall certify, sign, and file the same in the office of the
35 clerk of the court in which the case was tried; and he shall
36 preserve his stenographic notes or his tape or record made by said
37 recording machine in each case in which an appeal is taken, as a
38 record of his office. If a party demand the writing out of the
39 court reporter's notes for any other than the bona fide purpose of
40 perfecting an appeal, he shall pay the court reporter in advance
41 Twenty-five Cents (25¢) per hundred words for the same, but such
42 work shall not delay the preparation of records for appeals. The
43 court reporter shall serve in all habeas corpus and other matters
44 which are heard in vacation, by agreement or otherwise, in the



45 county of residence of the judge or chancellor. The court is
46 authorized to purchase recording machines for the use of the court
47 reporter, the cost of which shall be allocated to each county in
48 the district according to the weeks of court held in each county.
49 Any recording machine purchased for this purpose shall be of such
50 quality as to accurately take and preserve all notes and records
51 herein required to be made and preserved.

52 (2) In any proceeding, hearing or trial before a state
53 court, state board or state agency where the state bears the cost
54 of the court reporter, the court reporter shall provide a
55 transcript of the proceeding, hearing or trial upon the request of
56 the court or judicial hearing officer.

57 **SECTION 2.** This act shall take effect and be in force from
58 and after July 1, 2022.

