

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
108TH LEGISLATURE
FIRST REGULAR SESSION

(Filing No. S-104)

COMMITTEE AMENDMENT "A" to S.P. 25, L.D. 38, Bill,
"AN ACT Relating to Appointment, Duties, Salary and Expenses
of Court Reporters."

of section 1,
Amend the Bill in that part designated "§651."/by
striking out all of the 3rd underlined sentence and inserting
in its place the following: 'They shall take full note of all
oral testimony and other proceedings in the trial of civil actions,
including the charge of the justice in all trials before a
jury and all comments and rulings of the justice in the presence
of the jury during the progress of trial, all statements and
arguments of counsel addressed to the court and, at the request
of any party, all statements and arguments of counsel addressed
to the jury, and during the trial they shall furnish for the use
of the court or any of the parties, a transcript of so much of
their notes as the presiding justice may direct.'

Further amend the Bill in that part designated "§651."
by inserting after the 4th/^{underlined}sentence the following: 'The original
of this transcript shall be filed with the clerk of courts.'

Statement of Fact

The first part of the amendment clarifies the procedure for
the voting by court reporters of opening and closing statements
of the attorneys in a case. At present, there is no requirement,
by either statute or court rule, that such statements be transcribed.
If an appeal is based on some alleged error in such statements, the

only record available for review is one proposed by agreement of the parties and approval of the trial judge. The amendment would simplify this by allowing court reporters to take down these statements, at the request of a party.

The 2nd part of the amendment provides that the original of transcripts is filed with the clerk of courts, which clarifies the procedure for keeping court records.

Reported by the Committee on Judiciary.

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