

Regular Session, 2014

SENATE BILL NO. 45

BY SENATOR MURRAY

COURTS. Provides relative to preparation of transcripts in Orleans Parish Criminal District Court for appeals. (8/1/14)

1 AN ACT

2 To amend and reenact R.S. 13:1373(B), relative to courts and judicial procedure; to provide
3 relative to the Orleans Parish Criminal District Court; to provide certain procedures,
4 terms, and conditions; to provide relative to clerks and court reporters; to provide
5 relative to the preparation of court transcripts for appeals; and to provide for related
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 13:1373(B) is hereby amended and reenacted to read as follows:

9 §1373. Minute clerks and court reporters

10 * * *

11 B. The court reporters shall:

12 (1) Report in full the testimony taken in all preliminary examinations.

13 (2) Report in full all cases appealable to the judges of the criminal district
14 court sitting as a court of appeals.

15 (3) Prepare, make up, and furnish to the clerk of the criminal district court the
16 transcript of the testimony, including bills of exceptions, motions, writs, and all court
17 proceedings, taken in all cases appealed from judgments of the criminal district court

1 to the judges of this court sitting as a court of appeals, and to ~~the supreme~~ **an**
2 **appellate** court, as may be required by the clerk of the appropriate appellate court.

3 The clerk of the criminal district court shall prepare, make up, and furnish the
4 transcripts of appeals to the supreme court. The court reporter who prepares such
5 transcripts shall be entitled to be compensated for his services, if funds are available,
6 in all cases at the rate of two dollars and fifty cents per thirty-one line page.

7 (4) Report the proceedings in the trial of all capital cases, and in felony cases
8 where the punishment may be imprisonment at hard labor for term exceeding five
9 years, but only when a written request is made therefor by the attorney for the
10 defense or the district attorney.

11 (5) Report the proceedings in cases triable by the judge without a jury
12 wherein an appeal may be had to ~~the supreme~~ **an appellate** court, when a written
13 request is made therefor by the attorney for the defense or the district attorney, and
14 in such other proceedings as in the opinion of the court may be important and
15 necessary.

16 (6) Report the evidence objected to in cases not otherwise required to be
17 reported, whenever an objection shall be made and a bill of exceptions reserved, and
18 to transcribe it in case of appeal.

19 (7) In all cases of appeal to ~~the supreme~~ **an appellate** court, furnish to the
20 clerk of the criminal district court three certified copies of the testimony taken and
21 of the bills of exception to which the testimony shall have been annexed.

22 * * *

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Jerry G. Jones.

DIGEST

Murray (SB 45)

Present law relative to Orleans Parish Criminal District Court provides procedures for preparation of transcripts and reports of testimony by court reporters in cases appealed from judgments of the criminal district court to the judges of the court sitting as a court of appeals, and to the supreme court. Proposed law changes "the supreme court" to "an appellate court" and retains remainder of present law.

Effective August 1, 2014.

(Amends R.S. 13:1373(B))