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AT THE TIME AND DATE NOTED
PAUL F. HARTSFIELD
CLERK OF CIRCUIT COURT

IN THE SECOND JUDICIAL
CIRCUIT OF FLORIDA

OFFICE OF THE CHIEF JUDGE

ADMINISTRATIVE ORDER NO. 81-1

RE: Court Reporting Fees and Compensation

I. Pursuant to Rule 2.070(e), Florida Rules of Judicial Administration, the following fees are set and allowed to court reporters for this Circuit, and all previous orders which are in conflict are hereby rescinded on the effective date of this order. It is therefore,

ORDERED that the following rates for court reporters' services be and the same are hereby approved.

A. ATTENDANCE

1. Civil

Jury or non-jury trials or hearings heard in Courtroom or in Chambers:

First hour (One hour minimum)	$25.00
Each hour thereafter	10.00

(Increments of $2.50 per 1/4 hour after first hour)

2. Criminal

Jury or non-jury trials or hearings, heard in Courtroom or in Chambers (excluding Grand Jury proceedings and Coroners Inquest Proceedings):

The reporting of County and Circuit Court matters as described above shall be governed as established under Florida Rules of Judicial Administration 2.070(g).

3. Depositions

In office - $25.00 minimum for first hour
$10.00 per hour thereafter
($2.50 per 1/4 hour after first hour)

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Out of office - $30.00 minimum for first hour
$10.00 per hour thereafter
($2.50 per 1/4 hour after first hour)

Any weekend or holiday depositions in which the reporter is called in, the rates are negotiable between the court reporter and the parties.

4. Grand Jury and Coroner's Inquest

The rate shall be the same as allowed for reporting civil matters.

5. Reporting Final Arguments

Pursuant to Rule 2.070(b), Florida Rules of Judicial Administration, all trial proceedings are to be reported and no part of the proceedings shall be omitted unless all of the parties agree to do so and the Court approves the agreement. Therefore, all proceedings, including final arguments, in criminal and juvenile matters shall be reported unless all parties agree to omit same and the judge approves.

Pursuant to Chapter 29, Florida Statutes, and particularly Section 29.03, an official court reporter is entitled to receive compensation for reporting such final arguments. This statute is construed to mean a reporter may charge $10.00 per side for each such argument reported for a total of no more than $20.00. However, if there are multiple defendants separately represented by different counsel, and separate arguments are made by such counsel, the reporter may charge $10.00 for each argument made.

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B. TRANSCRIPTS

Each page of transcription shall contain all of the requirements as outlined in the Florida Rules of Judicial Administration, Rule 2.070(f), or any amendment thereof by the Supreme Court of Florida.

1. Depositions (criminal or civil)

Original only (when no copies ordered)	$1.75
Original (with copies)	$1.50
(See paragraph 6 for exceptions)	
Each additional copy	.75

2. Jury or non-jury trials or hearings

(criminal or civil)

Original and one copy (minimum)	$2.25
(See paragraph 6 for exceptions)	
Each additional copy	.75

3. Appeals

Original and two minimum	$3.00
Each additional copy	.75

4. Expedited (24 hours to 72 hours)

Original	$2.25
(See paragraph 6 for exception)	
Each copy	.75

5. Expedited (up to 24 hours)

Original	$3.00
(See paragraph 6 for exception)	
Each copy	1.50

6. Exceptions

Regarding depositions - The Supreme Court of Florida has held under Rule 3.220(k), Florida Rules of Criminal Procedures, that an insolvent defendant does not have an absolute right to copies of discovery deposition at County expense.

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THEREFORE, IT IS ORDERED AND ADJUDGED that attorneys shall not be entitled to copies of discovery deposition to be paid from public funds, as a matter of right, but in specific cases, copy cost may be taxed at public expense when, upon application, a trial judge approves, prior to transcription, the costs based upon express findings that transcription copies are necessary for trial.

IT IS FURTHER ORDERED AND ADJUDGED that no transcriptions or copies of transcription shall be taxed at public expense in jury and non-jury proceedings or appeals without procuring prior approval of a trial judge and that no expedited, daily, or overnight transcriptions shall be allowed at public expense without prior approval of the judge.

IT IS FURTHER ORDERED AND ADJUDGED that all bills submitted for payment, at public expense, in the foregoing matters shall be approved for payment by a trial judge before any clerk of court is authorized to remit any funds.

Transcript rates and attendance fees hereby established shall apply to all matters taken on or after the effective date of this order.

This Order shall become effective January 12, 1981, and supersedes Administrative Orders Numbers 78-48 and 78-66.

DONE AND ORDERED in Chambers at Tallahassee, Florida, this 12th day of January, 1981.

Ben C. Willis

BEN C. WILLIS, CHIEF JUDGE

Copies:

All Circuit and County Judges
All Clerks of Court
All Court Reporters
State Attorney
Public Defender

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