

1.1 moves to amend H.F. No. 2455 as follows:

1.2 Page 2, after line 3, insert:

1.3 "Sec. 2. Minnesota Statutes 2012, section 486.02, is amended to read:

1.4 **486.02 STENOGRAPHIC RECORD.**

1.5 Except as provided in section ~~484.72~~ 486.025, a competent stenographer who meets
1.6 minimum qualifications promulgated by the Supreme Court, shall make a complete
1.7 stenographic record of all testimony given and all proceedings had before the judge
1.8 upon the trial of issues of fact, with or without a jury, or before any referee appointed
1.9 by such judge. In so doing the stenographer shall take down all questions in the exact
1.10 language thereof, and all answers thereto precisely as given by the witness or by the sworn
1.11 interpreter. The stenographer shall also record, verbatim, all objections made, and the
1.12 grounds thereof as stated by counsel, all rulings thereon, all exceptions taken, all motions,
1.13 orders, and admissions made and the charge to the jury. When directed so to do by the
1.14 judge, the stenographer shall make a like record of any other matter or proceeding, and
1.15 shall read to such judge or referee any record made by the stenographer, or transcribe the
1.16 same, without charge, for any purpose in furtherance of justice.

1.17 **EFFECTIVE DATE.** This section is effective August 1, 2014, and applies to legal
1.18 proceedings commencing on or after that date.

1.19 Sec. 3. **[486.025] ELECTRONIC RECORDING OF COURT PROCEEDINGS.**

1.20 Subdivision 1. **Authorization.** Except as provided in subdivision 2, electronic
1.21 recording equipment may be used to record court proceedings. A court reporter shall
1.22 operate and monitor electronic recording equipment. At the request of any party to any
1.23 proceedings, the court may, in its discretion, require a competent stenographer who
1.24 meets minimum qualifications promulgated by the Supreme Court, to make a complete
1.25 stenographic record of the proceedings.

2.1 Subd. 2. **Limitations on use of electronic recording equipment.** A competent
 2.2 stenographer who meets minimum qualifications promulgated by the Supreme Court, shall
 2.3 make a complete stenographic record of the following court proceedings:

2.4 (1) felony and gross misdemeanor offenses, except arraignments and first appearance
 2.5 in district court as specified in rule 8 of the Rules of Criminal Procedure;

2.6 (2) district court jury trials; and

2.7 (3) contested district court trials and fact-finding hearings.

2.8 Where required by statute or court rule, electronic recording equipment may be used
 2.9 in addition to the services of a competent stenographer.

2.10 Subd. 3. **Malfunction of electronic recording.** If, when electronic recording
 2.11 equipment is used, a malfunction occurs in the recording process so that the recording is
 2.12 incomplete, the court may declare a mistrial if the malfunction is discovered during the
 2.13 trial. If the malfunction is discovered in the course of preparing a transcript after a verdict
 2.14 has been entered, the court may grant a new trial upon motion of any party.

2.15 **EFFECTIVE DATE.** This section is effective August 1, 2014, and applies to legal
 2.16 proceedings commencing on or after that date.

2.17 Sec. 4. Minnesota Statutes 2012, section 486.03, is amended to read:

2.18 **486.03 FURNISH TRANSCRIPT; FILE RECORD.**

2.19 As soon as the trial is ended the reporter ~~or operator of electronic recording~~
 2.20 ~~equipment~~ shall file a stenographic report, or tape recording, thereof with the court
 2.21 administrator, or elsewhere, if the judge shall so direct; and, upon request of any person
 2.22 interested and payment or tender of fees therefor, the reporter ~~or operator~~ shall furnish a
 2.23 transcript of such record in the words and figures represented by the characters used in
 2.24 making the same and for that purpose may take and retain such record so long as may be
 2.25 necessary, when it shall be returned to the files.

2.26 **EFFECTIVE DATE.** This section is effective August 1, 2014, and applies to legal
 2.27 proceedings commencing on or after that date."

2.28 Page 3, delete section 6 and insert:

2.29 "Sec. 9. **REPEALER.**

2.30 Minnesota Statutes 2012, sections 484.72; and 486.055, are repealed.

2.31 **EFFECTIVE DATE.** This section is effective August 1, 2014, and applies to legal
 2.32 proceedings commencing on or after that date."

2.33 Renummer the sections in sequence and correct the internal references

3.1 Amend the title accordingly