WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1974

ENROLLED

HOUSE BILL No. 1307

(By Mr. _______________)

PASSED March 9, 1974

In Effect Ninety Days from Passage

C 641

SECRETARY OF STATE

3-18-74
AN ACT to amend and reenact section four, article seven, chapter fifty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to increase in costs per page of transcripts and copies furnished by official court reporters.

Be it enacted by the Legislature of West Virginia:

That section four, article seven, chapter fifty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 7. OFFICIAL REPORTERS.

§51-7-4. Transcript of notes; fee; authenticity; transcript for judge in criminal cases.

The reporter shall furnish, upon request, to any party to a case, a typewritten transcript of his shorthand notes of the testimony or other proceedings, which shall be upon paper measuring eight and one-half inches in width and eleven inches in length, with margins of one-half inch on the right side and bottom, one inch at the top and one and one-half inches on the left, with twenty-four lines on each page, and shall certify the same as being correct, and shall be paid therefor, by the party requesting such transcript, at the rate of one dollar and ten cents for each page so transcribed and certified; and for each carbon copy of such
transcript, ordered at the same time, he shall be paid forty
cents for each page so furnished.

A transcript of such testimony or proceedings, when
certified by the official reporter and by the judge of the
court, shall be authentic for all purposes, and shall be
used by the parties to the cause in any further proceeding
therein wherein the use of the same may be required. It may
be used, without further authentication, in making up the
record on appeal, as provided in sections thirty-six and
thirty-seven, article six, chapter fifty-six of this code; and
in all cases of appeal such reporter shall also make a carbon
copy of such transcript, which copy shall be filed in the
office of the clerk of the court in which the trial or pro-
ceedings were had, to be used, if necessary, in making up
the record on appeal, and, if so used, the clerk shall not
be entitled to any fee for that part of the record. If, upon
appeal or writ of error, the judgment, decree or order entered
in the cause be reversed, the cost of such transcript shall
be taxed as other costs; and if such transcript be requested
or required for the purpose of demurring to the evidence, the
cost thereof shall be taxed in favor of the party prevailing on
the demurrer.

It shall also be the duty of such reporter in any criminal
case, upon the request of the court or the judge thereof,
and for his use, to furnish a transcript of his notes of the
testimony and proceedings without extra charge.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

D. Daniel Klarner
Chairman Senate Committee

Chairman House Committee

Originated in the House.
Takes effect ninety days from passage.

Howard W. Mann
Clerk of the Senate

Chairmanship
Clerk of the House of Delegates

E. P. brotherton Jr.
President of the Senate

Speaker House of Delegates

The within approved this the 18th
day of , 1974.

Andra. Byrne J.
Governor
PRESENTED TO THE GOVERNOR

Date 3/15/74
Time 2:50 p.m.