

## REVISED JUDICATURE ACT OF 1961 (EXCERPT)

### Act 236 of 1961

#### CHAPTER 86

#### RECORDERS AND STENOGRAPHERS

##### **600.8601 Certified recorder or reporter; number; functions and duties.**

Sec. 8601. There shall be not less than 1 district court certified recorder or reporter for each judge of the district court who, in addition to acting as official court recorder or reporter, may act as secretary to the district court judge and perform other functions and duties as may be required by rule of the supreme court.

**History:** Add. 1968, Act 154, Imd. Eff. June 17, 1968;—Am. 1986, Act 308, Eff. Jan. 1, 1987.

##### **600.8602 Appointment of recorder or reporter; appointment of additional recorders or reporters; functions and duties.**

Sec. 8602. (1) Each judge of the district court shall appoint his or her own recorder or reporter.

(2) Pursuant to supreme court rule, the chief or only judge of the district may appoint additional certified recorders or reporters. Appointed additional recorders or reporters shall perform the duties and functions of recorder or reporter when so assigned and shall perform other functions and duties as may be assigned by the chief or only judge of the district or the court administrator.

**History:** Add. 1968, Act 154, Imd. Eff. June 17, 1968;—Am. 1986, Act 308, Eff. Jan. 1, 1987.

##### **600.8611 Repealed. 2005, Act 326, Imd. Eff. Dec. 27, 2005.**

**Compiler's note:** The repealed section pertained to proceedings to be recorded.

##### **600.8615 Annual salary of district court recorders or reporters.**

Sec. 8615. The annual salary of district court recorders or reporters appointed pursuant to section 8602(1) shall be not less than \$8,000.00 per year.

**History:** Add. 1968, Act 154, Imd. Eff. June 17, 1968;—Am. 1974, Act 158, Eff. Sept. 1, 1974;—Am. 1986, Act 308, Eff. Jan. 1, 1987.

##### **600.8621 Court recorders and reporters; salaries; payment; contributions; recording devices.**

Sec. 8621. (1) District court recorders and reporters shall be paid by each district control unit. In districts consisting of more than 1 district control unit, each district control unit shall contribute to the salary in the same proportion as the number of cases entered and commenced in the district control unit bears to the number of cases entered and commenced in the district, as determined by the judges of the district court under rules prescribed by the supreme court.

(2) The state shall purchase and pay for a recording device for each district or municipal judge, but the replacement, maintenance, and repair of the recording devices and the cost of supplies shall be paid for by the district or municipality. The recording devices shall be the property of the district or municipal court.

**History:** Add. 1968, Act 154, Imd. Eff. June 17, 1968;—Am. 1980, Act 438, Eff. Sept. 1, 1981;—Am. 1986, Act 144, Imd. Eff. July 2, 1986;—Am. 1986, Act 308, Eff. Jan. 1, 1987;—Am. 1996, Act 374, Eff. Oct. 1, 1996.

**Compiler's note:** Sections 2 and 4 of Act 438 of 1980 provide:

**“Conditional effective date; action constituting exercise of option; effect of exercising option.**

“Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

“(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.”

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

**“Effective date of certain sections.**

“Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.”

**600.8625 Recorders or reporters; expenses; sworn statement; order.**

Sec. 8625. The recorders or reporters of district courts composed of more than 1 county shall be entitled to receive, in addition to the salary provided for in this act, their necessary and actual expenses incurred in attending court in the counties of their district other than the county in which the recorder or reporter resides. Upon filing with the clerk of the district control unit in which the recorder or reporter has attended court a sworn statement that the expenses were incurred by the recorder or reporter and that the expenditures were necessary in performing such services, the district control unit treasurer shall pay such sum to the person entitled to it on presentation of an order properly drawn by the clerk, which order the clerk shall draw on receiving the sworn statement.

**History:** Add. 1968, Act 154, Imd. Eff. June 17, 1968;—Am. 1986, Act 308, Eff. Jan. 1, 1987.

**600.8626 Residence of recorder or reporter.**

Sec. 8626. For the purposes of this chapter, the residence of a recorder or reporter who does not reside in the district in which he or she serves shall be deemed to be the same as the residence of the district judge for whom he or she serves.

**History:** Add. 1968, Act 154, Imd. Eff. June 17, 1968;—Am. 1986, Act 308, Eff. Jan. 1, 1987.

**600.8631 Fees for transcripts; fees as part of taxable costs.**

Sec. 8631. (1) A district court recorder or reporter shall be entitled to receive for a transcript ordered by any person the same fees as provided by law for circuit court reporters or recorders. For a transcript ordered by the district judge or a circuit judge, recorders or reporters shall be entitled to receive from the district control unit the same compensation.

(2) The amount of a recorder's or reporter's fees paid shall be recoverable as a part of the taxable costs by the prevailing party in a motion or on appeal.

**History:** Add. 1968, Act 154, Imd. Eff. June 17, 1968;—Am. 1969, Act 266, Eff. Sept. 1, 1969;—Am. 1972, Act 325, Imd. Eff. Jan. 2, 1973;—Am. 1977, Act 31, Imd. Eff. June 22, 1977;—Am. 1978, Act 156, Eff. July 1, 1978;—Am. 1986, Act 308, Eff. Jan. 1, 1987.

**600.8635 Reduction of record to writing; costs; transcript of trial or other proceeding ordered other than for filing.**

Sec. 8635. (1) An original and copy of the verbatim record of all preliminary examinations in which the defendant is bound over to the circuit court for further proceedings shall be reduced to writing by the district court recorder or reporter when ordered by the circuit court and upon completion of the verbatim record shall be filed with the clerk of the circuit court, or as directed by the circuit court. An original of the verbatim record of other matters as may be required by supreme court rule shall be reduced to writing by the district court recorder or reporter and upon completion of the verbatim record shall be filed with the clerk of the district court or as directed by the district court. The county shall pay the costs of transcribing preliminary examinations in accordance with the schedule provided in section 8631.

(2) If a transcript of a trial or other proceeding is ordered other than for filing in the case file, the district court recorder or reporter also shall prepare and shall file a certified copy of the transcript in the case file at the expense of the person ordering the transcript unless a copy has been filed with the court, unless the circuit court has a copy pursuant to subsection (1), or unless the chief judge of the district court district orders otherwise in an order filed in the case file.

**History:** Add. 1968, Act 154, Imd. Eff. June 17, 1968;—Am. 1969, Act 267, Eff. Sept. 1, 1969;—Am. 1978, Act 156, Eff. July 1, 1978;—Am. 1984, Act 43, Imd. Eff. Mar. 26, 1984;—Am. 1986, Act 308, Eff. Jan. 1, 1987.