

SENATOR KRISTENSEN: Well, they're not a straight eight to five employee. I mean, they're an employee that needs to do the work, that's available to do it. So if your ultimate question is, are they doing some of this work while they're at the courthouse doing other work? Yes, they can do it there. They can also do it at home. Many do it on Saturdays and the evenings but, yes, some of that does occur during the regular day as well.

SENATOR BEUTLER: But in many areas of the state, they are doing it basically between nine and five, the regular work hours.

SENATOR KRISTENSEN: I don't think you can make that generalization that they're basically doing it during those periods of time.

SENATOR BEUTLER: Okay, is there any court...is there any court rule that regulates or prohibits or approves this kind of extra work during regular business hours?

SENATOR KRISTENSEN: I will express my ignorance, I'm not aware of one.

SENATOR BEUTLER: Okay.

SENATOR KRISTENSEN: There may be, I'm just not aware of one.

SENATOR BEUTLER: So, essentially, what we're doing here is, to a certain extent, regulating the relationship...

PRESIDENT MOUL: One minute.

SENATOR BEUTLER: ...of the court reporter to the lawyer in terms of how much the lawyer is expected to pay for these transcripts, but to a certain extent we are also, to the extent that court reporters are using regular business hours to do this, we are saying in one sense that we are augmenting the salaries of certain court reporters and not of others by allowing this extra fee to be paid to some who are doing the work during an eight hour day. Would that be correct or not correct?

SENATOR KRISTENSEN: Well, I think that you have to factor in some other things; one is that they buy their own equipment, and