

No. 360, A.]

[Published July 11, 1953.

CHAPTER 414

AN ACT to amend 252.17 (8) and 252.20 of the statutes, relating to fees in circuit courts.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 252.17 (8) of the statutes is amended to read:

252.17 (8) Every day's attendance upon the taking of testimony or examination of witnesses in any matter or proceeding whatever, whether acting as a referee or otherwise, \$5, and also 20 cents per folio for the original transcript of the testimony so taken; the reporter shall be paid 7½ cents per folio for each copy thereof. The reporter shall be paid \$5 per day for the attendance at each examination or adjourned hearing whether or not evidence is taken except that no attendance fee shall be paid where testimony taken at any examination or adjourned hearing the folio charge therefor is \$5 or more; where the reporter is present, no motion for adjournment shall be granted unless the movant first pays the reporter's attendance fee. No such attendance fee shall be allowed to a court reporter whose salary is paid in whole or in part by the state. Out of fees charged by the court commissioner under this subsection he shall be obligated to pay to the reporter * * * 15 cents per folio for the original transcript, *except that in counties having a population over 500,000 the court commissioner out of fees charged by him under this subsection shall be obliged to pay the court reporter 10 cents per folio for the original transcript.* The attorney requesting the examination shall be directly responsible to the court commissioner and the reporter for the payment of all fees, except where paid by the party requesting an adjournment. The attorney ordering the examination shall be responsible for the payment of the original of the testimony taken or transcript thereof, and any attorney ordering a copy of the transcript shall be responsible for the payment of the same to the court reporter. The court commissioner shall be directly liable to the court reporter for the payment of the * * * per folio charges for testimony taken. Unless the context clearly indicates otherwise, as used in this subsection, "court reporter" or "reporter" includes also a stenographer.

SECTION 2. 252.20 of the statutes is amended to read:

252.20 Every reporter shall, upon the request of a party to any action, transcribe in longhand or typewriting, the evidence or any other proceedings taken by him in such action or any part thereof so requested, and make, when requested, any number * * * of carbon copies, each duly certified by him to be a correct transcript thereof, for which he shall be entitled to receive from the party requesting the same * * * 20 cents per folio for single transcript and 5 cents per folio for each carbon copy; except that when transcript is requested by the state or any political subdivision thereof, the charge shall be * * * 15 cents per folio for single transcript and 2½ cents per folio for each carbon copy. In the trial of any criminal action or proceeding the court may, in its discretion, and, in case of commitment to any state penal or reformatory institution, or to a house of correction in counties having and maintaining same, shall order such transcript

of the evidence and proceedings to be made and certified by the reporter and filed with the clerk of the court, and a certified duplicate of such transcript to be filed with the warden or superintendent of the institution to which the person may be sentenced, and the cost thereof, not exceeding * * * 15 cents per folio for the original transcript and 2½ cents per folio for the duplicate, shall be certified and paid by the county treasurer upon the certificate of the clerk of the court. In case of application for a pardon or commutation of sentence said duplicate transcript shall accompany the application. In all actions in which any circuit court shall order a compulsory reference the court may direct the reporter thereof to attend the trial of such action, take the evidence and proceedings therein and furnish the referee or referees with a transcript thereof in longhand or typewriting, when the court shall so order. Such reporter shall receive the same fees for such transcript of testimony, paid in the same manner as hereinbefore provided. This section does not prohibit an additional charge, made by special arrangement, for transcribing proceedings in longhand or typewriting from day to day during the progress of a trial. The provisions of this section shall govern the charges for transcripts and copies thereof which may be made by reporters of municipal courts having the same criminal jurisdiction, except treason, as circuit courts.

Approved July 2, 1953.
