

SENATE No. 991

The Commonwealth of Massachusetts

PRESENTED BY:

Anne M. Gobi

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act concerning furnishing transcripts of notes and fees.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Anne M. Gobi</i>	<i>Worcester and Hampshire</i>	
<i>Steven George Xiarhos</i>	<i>5th Barnstable</i>	<i>2/1/2023</i>
<i>Jacob R. Oliveira</i>	<i>Hampden, Hampshire and Worcester</i>	<i>2/7/2023</i>
<i>John J. Cronin</i>	<i>Worcester and Middlesex</i>	<i>2/7/2023</i>
<i>Brendan P. Crighton</i>	<i>Third Essex</i>	<i>3/6/2023</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>	<i>3/17/2023</i>
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	<i>3/24/2023</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>	<i>3/24/2023</i>
<i>Donald R. Berthiaume, Jr.</i>	<i>5th Worcester</i>	<i>5/17/2023</i>
<i>Paul W. Mark</i>	<i>Berkshire, Hampden, Franklin and Hampshire</i>	<i>5/23/2023</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>	<i>5/23/2023</i>
<i>John F. Keenan</i>	<i>Norfolk and Plymouth</i>	<i>8/17/2023</i>
<i>Nick Collins</i>	<i>First Suffolk</i>	<i>9/26/2023</i>
<i>David T. Vieira</i>	<i>3rd Barnstable</i>	<i>9/26/2023</i>
<i>Joan B. Lovely</i>	<i>Second Essex</i>	<i>9/26/2023</i>

SENATE No. 991

By Ms. Gobi, a petition (accompanied by bill, Senate, No. 991) of Anne M. Gobi, Steven George Xiarhos, Jacob R. Oliveira, John J. Cronin and others for legislation to furnish transcripts of notes and fees. The Judiciary.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act concerning furnishing transcripts of notes and fees.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
2 Official Edition, is hereby amended by striking out, in line 2, the word “stenographer” and
3 inserting in place thereof the word: “transcriber.”

4 SECTION 2. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
5 Official Edition, is hereby amended by striking out, in line 2, “his” and inserting in place thereof
6 the words: “their notes or audio recording.”

7 SECTION 3. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
8 Official Edition, is hereby amended by striking out, in line 3, “he” and inserting in place thereof
9 the word: “they.”

10 SECTION 4. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
11 Official Edition, is hereby amended by striking out, in line 4, “\$3” and inserting in place thereof
12 the following: “\$5.”

13 SECTION 5. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
14 Official Edition, is hereby amended by striking out, in line 4, "\$1" and inserting in place thereof
15 the following: "\$1.67."

16 SECTION 6. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
17 Official Edition, is hereby amended by striking out, in line 5, "additional."

18 SECTION 7, Section 88 of chapter 221 of the General Laws, as appearing in the 2022
19 Official Edition, is hereby amended by striking out, in line 5, "at the same time."

20 SECTION 8. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
21 Official Edition, is hereby amended by striking out, in line 6, the word "stenographer" and
22 inserting in place thereof the word: "transcriber."

23 SECTION 9. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
24 Official Edition is hereby amended by striking out, in line 7, "\$5" and inserting in place thereof:
25 "\$8.35."

26 SECTION 10. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
27 Official Edition, is hereby amended by striking out, in line 9, "open source" and inserting in
28 place thereof the word: "open-source."

29 SECTION 11. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
30 Official Edition, is hereby amended by striking out, in line 10, "Additional paper."

31 SECTION 12. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
32 Official Edition, is hereby amended by striking out, in line 11, "\$.10" and inserting in place
33 thereof: "\$.20"

34 SECTION 13. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
35 Official Edition, is hereby amended by striking out, in line 12, “daily” and inserting in place
36 thereof the following word: “rush.”

37 SECTION 14. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
38 Official Edition, is hereby amended by striking out, in line 13, “\$4.50” and inserting in place
39 thereof: “\$7.50.”

40 SECTION 15. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
41 Official Edition, is hereby amended by striking out, in line 13, "copy"

42 SECTION 16. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
43 Official Edition, is hereby amended by striking out, in line 13, “\$1.50” and inserting in place
44 thereof: “\$2.50.”

45 SECTION 17. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
46 Official Edition, is hereby amended by striking out, in line 14, the word "additional."

47 SECTION 18. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
48 Official Edition, is hereby amended by striking out, in line 15, the word "stenographer" and
49 inserting in place thereof the word "transcriber.”

50 SECTION 19. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
51 Official Edition, is hereby amended by striking out, in line 16, “\$5” and inserting in place
52 thereof: “\$8.35.”

53 SECTION 20. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
54 Official Edition, is hereby amended by striking out, in line 17 "additional paper copies "

55 SECTION 21. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
56 Official Edition, is hereby amended by adding, in line 18, after "indigent person," and inserting
57 "the rate shall be \$7.50 for the original and \$.20 per page for each copy."

58 SECTION 22. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
59 Official Edition, is hereby amended by striking out, in line 19, "\$.10" and inserting in place
60 thereof: "\$.20."

61 SECTION 23. Section 88 of chapter 221 of the General Laws, as appearing in the 2022
62 Official Edition, is hereby amended by inserting after paragraph one the following paragraph:

63 Section 88a. Beginning on the first day of July 2028, and on the first day of each fifth
64 July thereafter, the rates and fees set forth in section 88 shall be increased to reflect changes in
65 the Consumer Price Index as follows: The rates and fees set forth in section 88 shall be
66 multiplied by a fraction, the denominator of which shall be the Consumer Price Index for March
67 1993 and the numerator of which shall be the Consumer Price Index for the March immediately
68 preceding the applicable July 1. For the purposes of this section, the Consumer Price Index shall
69 mean that table in the Consumer Price Index published by the United States Department of
70 Labor, Bureau of Labor Statistics, now known as: Consumer Price Index for All Urban
71 Consumers (CPI-U): Indexes and percent changes for selected periods, Boston-Cambridge-
72 Newton, Ma.-N.H. (1982-84=100 unless otherwise noted) (not seasonally adjusted). If this
73 Consumer Price Index shall be discontinued, then the presiding justice of the administrative
74 office of the trial court shall designate any successor Consumer Price Index of the United States
75 Bureau of Labor Statistics, or any successor agency thereto for Boston-Cambridge-Newton,
76 Massachusetts-New Hampshire. The (1) office of transcription services or (2) the presiding

77 justice of the administrative office of the trial court shall issue directives to implement the
78 purposes of this section.