

**RULES  
OF  
TENNESSEE BOARD OF COURT REPORTING**

**CHAPTER 0455-01-06  
CONTINUING EDUCATION**

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**0455-01-06-.01 CONTINUING EDUCATION REQUIREMENTS.**

- (1) Beginning with the first renewal and every renewal thereafter, every licensee who applies for renewal of a license shall have completed two credits of continuing education (CE) relevant to the practice of court reporting.
- (2) A Renewal Period is the twenty four (24) months preceding July 1 of the year of license expiration.
- (3) A CE credit means ten (10) hours of continuing education.
- (4) A CE hour means a minimum of 50 minutes of actual clock time spent by a licensee in actual attendance at and completion of an approved CE activity. After completion of the initial CE hour, credit may be given in one-half hour increments.
- (5) Non-Resident Licensees shall comply with the CE Requirements set forth in this Section.

**Authority:** T.C.A. §§ 20-9-605, 20-9-607 and 20-9-612. **Administrative History:** Emergency rule filed February 1, 2010; effective through July 31, 2010. New rule filed February 1, 2010; effective July 29, 2010. Rule petitioned March 1, 2010. Emergency rule filed February 1, 2010 expired effective August 1, 2010. Original rule filed July 26, 2010; effective October 24, 2010.

**0455-01-06-.02 ACQUIRING CONTINUING EDUCATION CREDIT.**

- (1) Continuing Education hours may be earned from:
  - (a) Verified attendance at or participation in a program, activity or course through a national or state court reporting association.
  - (b) Verified attendance (e.g. license of attendance or license of completion) at or participation in a program, activity or course ("program") presented by a continuing education sponsor in Rule 0455-01-06-.03,
  - (c) Verified attendance at a program that is of general information value to court reporters but does not directly relate to the reporter's ability to produce an accurate and timely transcript. A maximum of 7 (seven) hours credit may be counted during a pre-renewal period for such programs, which include:

(Rule 0455-01-06-.02, continued)

1. Professionalism, including knowledge and application of standards of professional responsibility, impartiality, public relations; and
  2. Office procedures, record-keeping, health, including a reporter's approach to personal tax management, planning for retirement or changing careers within reporting, maintaining the individual reporter's health and emotional adjustment, ability to listen, to concentrate, to communicate, to cope.
- (d) Verified personal preparation of educational presentations pertaining to the profession of court reporting and serving as an instructor, speaker or panel member at an approved course will be allowed as CE credit for actual presentation time, plus actual preparation time of up to 4 hours of each hour of presentation. Credits for preparation time shall not be allowed for repetitious presentations. No more than 12 hours of credit can be earned under this category in any one renewal period.
- (e) Writing articles to the profession of court reporting and published in a state or nationally recognized professional journal of court reporting or law. No more than 6 hours of credit can be earned under this category in any one renewal period. Credits will not be allowed for the same article published in more than one publication.
- (2) Courses completed that are a part of the curriculum of a university, college or other education institution. One semester of course work is equivalent to 5 hours of CE and one quarter of course work is equivalent to 2.5 hours of CE.
- (3) Proof of attendance at the course or that other qualifying continuing education activity must be submitted to the Board of Court Reporting.

**Authority:** T.C.A. §§ 20-9-605, 20-9-607 and 20-9-612. **Administrative History:** Emergency rule filed February 1, 2010; effective through July 31, 2010. New rule filed February 1, 2010; effective July 29, 2010. Rule petitioned March 1, 2010. Emergency rule filed February 1, 2010 expired effective August 1, 2010. Original rule filed July 26, 2010; effective October 24, 2010.

### **0455-01-06-.03 CONTINUING EDUCATION SPONSORS AND PROGRAMS.**

- (1) Sponsor, as used in this Section, shall mean the following:
- (a) The National Court Reporters Association (NCRA);
  - (b) The National Verbatim Reporters Association (NVRA);
  - (c) The Tennessee Court Reporters Association (TNCRA) or any state court reporters association whose course or program has been approved for CE credits under the guidelines of any national or state court reporting association;
  - (d) Any computer users group whose program or course has been approved for CE credits under the guidelines of any national or state court reporting association;
  - (e) A city, county, state or federal judicial body responsible for coordination and presentation of CE courses or programs for its employees;
  - (f) A university or college course or adult education program that contributes directly to the Court Reporter's knowledge, ability or competence to perform his/her duties; and
  - (g) Any other school, college or university, State agency, or any other person, firm or association that has been approved by the Board to coordinate and present CE Courses and programs in conjunction with this Section.

(Rule 0455-01-06-.03, continued)

- (2) All programs shall:
- (a) Contribute to the advancement, extension and enhancement of the professional skills and knowledge of the individual licensee in the practice of court reporting;
  - (b) Include one or more of the following subjects directly related to the court reporter's ability to produce accurate and timely transcripts:
    - 1. English, including grammar, punctuation, general principles, spelling, vocabulary, etymology, usage, semantics, regional and minority dialects or colloquialisms, English history, transcript styles;
    - 2. Medical, including Greek and Latin derivatives, homonyms, abbreviations, surgical procedures, pharmacy, anatomy and physiology, specialized medical fields, (e.g., neurology, dentistry, radiology, gastroenterology), with emphasis on terminology and techniques or concepts likely to be encountered during litigation;
    - 3. Legal, including terminology, research techniques, presentations on the various subdivisions of law (e.g., criminal, torts, domestic relations, corporate, admiralty, patent, environmental) and procedural law (e.g., depositions, trials, administrative proceedings) presentations by legal specialists or experts in the field, history of the American/world legal system;
    - 4. Technical subjects presented by experts with emphasis on terminology and concepts encountered by the shorthand reporter during litigation (e.g., accident reconstruction, chemistry, construction, geology, insurance, maritime, aerospace, products liability, industrial and environmental pollution);
    - 5. Technology related to new developments in the field of reporting (e.g., computer technology, computer techniques, video, telecommunications, equipment maintenance);
    - 6. General litigation procedures as they relate to court, deposition and administrative proceedings (e.g., reporting depositions, court hearings, arbitrations, conventions and the court reporter's responsibility with regard to these proceedings, notary responsibilities, making exhibits, reading back, going on and off the record, review of statutes, rules related to the reporter);
    - 7. Transcript preparation, including indexing of witnesses, exhibits, formats, dictating, editing and scoping, reference libraries and research techniques, proofreading; and
    - 8. Management, including financial, marketing, personnel, equipment maintenance, time and stress management;
  - (c) Be relevant to the needs of court reporters and also to the reporting service needs of the users;
  - (d) Be developed and presented by persons with education and/or experience in the subject matter of the program;
  - (e) Specify for whom the program is primarily designed, the course objectives, course content and teaching methods to be used; and

(Rule 0455-01-06-.03, continued)

- (f) Specify the number of CE hours that may be applied to fulfilling the CE requirements for renewal of the license.
- (3) Each CE program shall provide a mechanism for evaluation of the program by the participants. The evaluation may be completed on-site immediately following the program or an evaluation questionnaire may be distributed to participants to be completed and returned by mail. The sponsor and the instructor, together, shall review the evaluation outcome and revise subsequent programs accordingly.
- (a) An approved sponsor may subcontract with individuals and organizations to provide programs.
  - (b) Continuing education credits may be awarded for home study courses, correspondence courses or internet based courses, provided they are courses administered by approved sponsors.
  - (c) All programs given by approved sponsors shall be open to all licensed court reporters and not be limited to members of a single organization or group.
  - (d) Continuing Education credit hours used to satisfy the CE requirements of another jurisdiction may be applied to fulfill the CE requirements of the Tennessee Board of Court Reporting.
  - (e) License of Attendance. It shall be the responsibility of a sponsor to provide each participant in a program with a license of attendance or participation. The sponsor's license of attendance shall contain:
    - 1. The name, address, and license number of the sponsor;
    - 2. The name and address of the participant;
    - 3. A brief statement of the subject matter;
    - 4. The number of hours attended in each program;
    - 5. The date and place of the program; and
    - 6. The signature of the sponsor.
  - (f) The sponsor shall maintain attendance records for not less than 5 years.
  - (g) The sponsor shall be responsible for assuring that no renewal applicant shall receive CE credit for time not actually spent attending the program.

**Authority:** T.C.A. §§ 20-9-605, 20-9-607 and 20-9-612. **Administrative History:** Emergency rule filed February 1, 2010; effective through July 31, 2010. New rule filed February 1, 2010; effective July 29, 2010. Rule petitioned March 1, 2010. Emergency rule filed February 1, 2010 expired effective August 1, 2010. Original rule filed July 26, 2010; effective October 24, 2010.

#### **0455-01-06-.04 ACTIVITIES NOT QUALIFYING FOR CONTINUING EDUCATION CREDIT**

- (1) Certain activities that shall not be considered acceptable for continuing education credits include, but shall not be limited to, the following:

(Rule 0455-01-06-.04, continued)

- (a) Attendance or participation at professional or association business meetings, conferences, general sessions, elections, policymaking sessions or program orientation;
- (b) Serving on committees;
- (c) Entertainment and recreation;
- (d) Tours, visiting exhibits;
- (e) Any function for which the registrant receives remuneration as part of his/her regular employment;
- (f) In-house training on office equipment; and
- (g) Courses with a main thrust of teaching nonverbal skills (e.g., golf, tennis, dancing, etc.).

**Authority:** T.C.A. §§ 20-9-605, 20-9-607 and 20-9-612. **Administrative History:** Emergency rule filed February 1, 2010; effective through July 31, 2010. New rule filed February 1, 2010; effective July 29, 2010. Rule petitioned March 1, 2010. Emergency rule filed February 1, 2010 expired effective August 1, 2010. Original rule filed July 26, 2010; effective October 24, 2010.

#### **0455-01-06-.05 NON-COMPLIANCE WITH CONTINUING EDUCATION REQUIREMENT.**

- (1) Each renewal applicant's CE credit will be reviewed to ensure that the CE requirement has been met.
- (2) Where there appears to be a lack of compliance with the CE requirement, an applicant shall be notified in writing. Such applicant may request an interview with the Board.
- (3) The Board may recommend steps being taken to begin formal disciplinary proceedings for non-compliance with the CE requirement.

**Authority:** T.C.A. §§ 20-9-605, 20-9-607 and 20-9-612. **Administrative History:** Emergency rule filed February 1, 2010; effective through July 31, 2010. New rule filed February 1, 2010; effective July 29, 2010. Rule petitioned March 1, 2010. Emergency rule filed February 1, 2010 expired effective August 1, 2010. Original rule filed July 26, 2010; effective October 24, 2010.

#### **0455-01-06-.06 WAIVER OF CE REQUIREMENTS.**

- (1) Any renewal applicant seeking renewal of a license without having fully complied with these CE requirements shall file with the Board a renewal application along with the required renewal fee, a statement setting forth the facts concerning non-compliance and request a waiver of the CE requirements on the basis of these facts. A request for waiver shall be made prior to the renewal date. If the Board, finds from the documentation submitted that extreme hardship has been shown for granting a waiver, the Board shall waive enforcement of CE requirements for the renewal period for which the applicant has applied. Extreme hardship shall be determined on an individual basis by the Board and be defined as an inability to devote sufficient hours to fulfilling the CE requirements during the application pre-renewal period because of:
  - (a) Full-time service in the armed forces of the United States during a substantial part of the pre-renewal period;
  - (b) An incapacitating illness documented by a statement from a currently licensed physician;

(Rule 0455-01-06-.06, continued)

- (c) A physical inability to travel to the sites of approved programs documented by a currently licensed physician;
  - (d) Being retired from practice and not performing reporting services, or
  - (e) Any other similar extenuating circumstances.
- (2) Any renewal applicant who, prior to the expiration date of the license, submits a request for a waiver, in whole or in part, pursuant to the provisions of this Section, shall be deemed to be in good standing until the final decision on the applicant is made by the Board.

**Authority:** T.C.A. §§ 20-9-605, 20-9-607 and 20-9-612. **Administrative History:** Emergency rule filed February 1, 2010; effective through July 31, 2010. New rule filed February 1, 2010; effective July 29, 2010. Rule petitioned March 1, 2010. Emergency rule filed February 1, 2010 expired effective August 1, 2010. Original rule filed July 26, 2010; effective October 24, 2010.