

CHAPTER 480

SUPREME COURT

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480.01 JUSTICES; TERMS.

The supreme court shall consist of one chief justice and six associate justices, who shall hold one term of court each year, at the seat of government, commencing on the first Tuesday after the first Monday in January, with such continuations or adjournments thereof during the year as may be necessary for the dispatch of the business coming before the court. When the chief justice of the court shall be absent from the state, or shall be, for any reason, incapacitated from acting as such, the associate justice present within the state and not incapacitated who shall have served the longest time, or when there are two or more associate justices of equal terms of service, then the associate justice, whom the chief justice shall designate as senior associate justice as such, shall have and exercise all the powers, duties, and functions of the chief justice during his absence or incapacity and shall be, during such absence or incapacity, the presiding justice of the court.

History: 1982 c 501 s 16

480.011 OFFICE OF ASSOCIATE JUSTICE; CONTINUANCE IN OFFICE.

The reduction of two offices of associate justice abolished by section 480.01 shall become effective upon the first two vacancies occurring in that office on the supreme court. Each justice of the supreme court serving on August 1, 1983 may continue to serve until he is not elected or does not seek reelection. If a justice who was serving on August 1, 1983, is defeated for reelection by another person, that other person shall be deemed to have been in office as of August 1, 1983, for the purposes of this section.

History: 1982 c 501 s 23

480.054 DISTRIBUTION OF PROPOSED RULES; HEARING.

Before any rule for the court of appeals or for the district, county, or county municipal courts is adopted, the supreme court shall distribute copies of the proposed rule to the bench and bar of the state for their consideration and suggestions and give due consideration to any suggestions they submit to the court.

The court of appeals judges, the District Court Judges Association, the Minnesota County Court Judges Association, or the Municipal Court Judges Association may file with the court a petition specifying their suggestions concerning any existing or proposed rule and requesting a hearing on it. The court shall grant a hearing within six months after the filing of the petition. The court may grant a hearing upon the petition of any other person.

History: 1983 c 247 s 162

480.055 RULES NOT IN CONFLICT.

Subdivision 1. **Other courts.** Any court, other than the supreme court, may adopt rules of court governing its practice; the judges of the court of appeals, pursuant to section 480A.11, the judges of district courts, pursuant to sections 484.33 and 484.52, the judges of county courts, pursuant to section 487.23, and the judges of municipal courts, pursuant to chapter 488A, may adopt rules not in conflict with the rules promulgated by the supreme court.

[For text of subd 2, see M.S.1982]

History: 1983 c 247 s 163

480.061 UNIFORM CERTIFICATION OF QUESTIONS OF LAW.

[For text of subds 1 to 7, see M.S.1982]

Subd. 8. **Power to certify.** The supreme court or the court of appeals, on its own motion or the motion of any party, may order certification of questions of law to the highest court of any state when it appears to the certifying court that there are involved in any proceeding before the court questions of law of the receiving state which may be determinative of the cause then pending in the certifying court and it appears to the certifying court that there are no controlling precedents in the decisions of the highest court or intermediate appellate courts of the receiving state.

[For text of subds 9 to 11, see M.S.1982]

History: 1983 c 247 s 164

480.062 PUBLIC EMPLOYEES CLAIMS REGARDING EMPLOYMENT, COSTS AND DISBURSEMENTS.

The appellate courts shall allow costs and disbursements in any appeal to any public employee who prevails in an action for wrongfully denied or withheld employment benefits or rights in the same manner as the court allows costs and disbursements to any prevailing party.

History: 1983 c 247 s 165

480.07 CLERK; BOND, ASSISTANTS, RECORDS.

The clerk of the appellate courts may employ necessary clerical office help for whose compensation legislative appropriation has been made. He may appoint a deputy clerk for the discharge of the duties of the office in his absence or inability to act, and such other duties as shall be assigned to him by the clerk or the court. The deputy shall serve during the pleasure of the clerk.

The clerk shall keep records and perform duties appropriate to his office as the judges of the appellate courts prescribe. He shall provide, at the cost of the

state, all books, stationery, furniture, postage, and supplies necessary for the proper transaction of the business of the courts.

History: 1983 c 247 s 166

480.09 STATE LIBRARY.

[For text of subs 1 to 4, see M.S.1982]

Subd. 5. All moneys collected shall be paid into the state treasury and are appropriated to the state law librarian for library purposes. Separate accounts shall be maintained for book sales receipts, the book purchasing service, and computer-assisted legal research.

[For text of subd 6, see M.S.1982]

History: 1983 c 301 s 214

480.19 APPLICATION TO SUPREME AND OTHER COURTS.

Sections 480.13 to 480.20 apply to the following courts: The supreme court, the court of appeals, the district, county, probate, and county municipal courts.

History: 1983 c 247 s 167

480.241 FILING FEE SURCHARGE IN CIVIL ACTIONS.

[For text of subd 1, see M.S.1982]

Subd. 2. **Transmittal of surcharge to supreme court.** Notwithstanding any other law or rule to the contrary, all surcharges collected pursuant to subdivision 1 shall be transmitted monthly by the district, county and conciliation court clerks and municipal court administrators to the supreme court for deposit in a legal services account in the special revenue fund.

History: 1983 c 301 s 215