

CHAPTER 480

SUPREME COURT

480.059 Criminal actions, pleadings, practice
and procedure.
480.0591 Rules of evidence.

480.15 Powers and duties.
480.30 Judicial training on domestic abuse,
harassment, and stalking.

480.059 CRIMINAL ACTIONS, PLEADINGS, PRACTICE AND PROCEDURE.

[For text of subds 1 to 6, see M.S.1992]

Subd. 7. Effect upon statutes. Present statutes relating to the pleadings, practice, procedure, and the forms thereof in criminal actions shall be effective until modified or superseded by court rule. If a rule is promulgated pursuant to this section which is in conflict with a statute, the statute shall thereafter be of no force and effect. Notwithstanding any rule, however, the following statutes remain in full force and effect:

- (a) statutes which relate to substantive criminal law, found in chapters 609, 617, and 624, except for sections 609.115, and 609.145;
- (b) statutes which relate to the rights of the accused, found in sections 611.01 to 611.033, 611.11, and 611.30 to 611.34 and Laws 1973, chapter 317;
- (c) statutes which relate to the prevention of crime, found in chapter 625;
- (d) statutes which relate to training, investigation, apprehension, and reports, found in chapter 626;
- (e) statutes which relate to privacy of communications, found in chapter 626A;
- (f) statutes which relate to extradition, detainers, and arrest, found in sections 629.01 to 629.404;
- (g) statutes which relate to judgment and sentence, found in sections 631.20 to 631.21 and 631.40 to 631.51;
- (h) statutes which relate to special rules, evidence, privileges, and witnesses, found in sections 595.02 to 595.025 and chapter 634;
- (i) the supreme court shall not have the power to adopt or promulgate any rule requiring less than unanimous verdicts in criminal cases; and
- (j) statutes which relate to the writ of habeas corpus, including but not limited to, sections 589.01 to 589.30 and 484.03.

Whenever, pursuant to this section, the court adopts a rule which conflicts, modifies, or supersedes a statute not enumerated above it shall indicate the statute in the order adopting the rule.

[For text of subd 8, see M.S.1992]

History: 1993 c 13 art 2 s 17

480.0591 RULES OF EVIDENCE.

[For text of subds 1 and 2, see M.S.1992]

Subd. 3. [Repealed, 1993 c 13 art 1 s 44]

[For text of subds 4 and 5, see M.S.1992]

Subd. 6. Present laws effective until modified; rights reserved. Present statutes relating to evidence shall be effective until modified or superseded by court rule. If a rule of evidence is promulgated which is in conflict with a statute, the statute shall thereafter be of no force and effect. The supreme court, however, shall not have the power to promulgate rules of evidence which conflict, modify, or supersede the following statutes:

- (a) statutes which relate to the competency of witnesses to testify, found in sections 595.02 to 595.025;
- (b) statutes which establish the prima facie evidence as proof of a fact;
- (c) statutes which establish a presumption or a burden of proof;
- (d) statutes which relate to the admissibility of statistical probability evidence based on genetic or blood test results, found in sections 634.25 to 634.30;
- (e) statutes which relate to the privacy of communications; and
- (f) statutes which relate to the admissibility of certain documents.

The legislature may enact, modify, or repeal any statute or modify or repeal any rule of evidence promulgated under this section.

History: 1993 c 326 art 7 s 12

480.15 POWERS AND DUTIES.

[For text of subds 1 to 8, see M.S.1992]

Subd. 9. The court administrator shall formulate and submit to the respective houses of the legislature recommendations of policies for the improvement of the judicial system.

[For text of subds 10 to 12, see M.S.1992]

History: 1993 c 13 art 1 s 45

480.30 JUDICIAL TRAINING ON DOMESTIC ABUSE, HARASSMENT, AND STALKING.

The supreme court's judicial education program must include ongoing training for district court judges on domestic abuse, harassment, and stalking laws and related civil and criminal court issues. The program must include education on the causes of family violence and culturally responsive approaches to serving victims. The program must emphasize the need for the coordination of court and legal victim advocacy services and include education on domestic abuse programs and policies within law enforcement agencies and prosecuting authorities as well as the court system.

History: 1993 c 326 art 2 s 3