

STATE OF MINNESOTA  
IN SUPREME COURT  
CX-89-1863

PROMULGATION OF CORRECTIVE AMENDMENTS  
TO THE MINNESOTA GENERAL RULES OF PRACTICE  
FOR THE DISTRICT COURTS

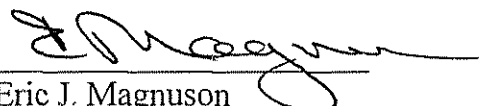
**ORDER**

In our Order dated February 11, 2009, the language intended to maintain the existing requirement of consent of all parties to the use of camera coverage in the trial courts was inadvertently omitted and a correction is necessary to cure that omission.

IT IS HEREBY ORDERED that the attached amendment to Rule 4.02 of the General Rules of Practice for the District Courts be, and the same is, prescribed and promulgated to be effective on the filing of this order.

DATED: March 12, 2009

BY THE COURT:

  
Eric J. Magnuson  
Chief Justice

OFFICE OF  
APPELLATE COURTS

MAR 12 2009

**FILED**

AMENDMENTS TO MINNESOTA GENERAL RULES OF PRACTICE

**Rule 4. Pictures and Voice Recordings**

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**Rule 4.02 Exceptions.** A judge may, however, authorize:

- (a) the use of electronic or photographic means for the presentation of evidence, for the perpetuation of a record or for other purposes of judicial administration;
- (b) the broadcasting, televising, recording or photographing of investitive, ceremonial or naturalization proceedings;
- (c) upon the consent of the trial judge and all parties in writing or made on the record prior to the commencement of the trial, the photographic or electronic recording and reproduction of appropriate court proceedings under the following conditions:
  - (i) There shall be no audio or video coverage of jurors at any time during the trial, including *voir dire*.
  - (ii) There shall be no audio or video coverage of any witness who objects thereto in writing or on the record before testifying.
  - (iii) Audio or video coverage of judicial proceedings shall be limited to proceedings conducted within the courtroom, and shall not extend to activities or events substantially related to judicial proceedings that occur in other areas of the court building.
  - (iv) There shall be no audio or video coverage within the courtroom during recesses or at any other time the trial judge is not present and presiding.
  - (v) During or preceding a jury trial, there shall be no audio or video coverage of hearings that take place outside the presence of the jury. Without limiting the generality of the

foregoing sentence, such hearings would include those to determine the admissibility of evidence, and those to determine various motions, such as motions to suppress evidence, for judgment of acquittal, *in limine* and to dismiss.

- (vi) There shall be no audio or video coverage in cases involving child custody, marriage dissolution, juvenile proceedings, child protection proceedings, paternity proceedings, petitions for orders for protection, motions to suppress evidence, police informants, relocated witnesses, sex crimes, trade secrets, undercover agents, and proceedings that are not accessible to the public. No ruling of the trial court relating to the implementation or management of audio or video coverage under this rule shall be appealable until the trial has been completed, and then only by a party.

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