

STATE OF MINNESOTA

IN SUPREME COURT

C1-84-2140

PROMULGATION OF AMENDMENTS TO  
THE RULES ON LAWYERS PROFESSIONAL  
RESPONSIBILITY

ORDER

WHEREAS, the Lawyers Professional Responsibility Board filed a petition with this Court that recommended amendments to the Rules on Lawyers Professional Responsibility, and

WHEREAS, the Supreme Court held a hearing on the proposed amendments on May 29, 1996, and

WHEREAS, the Supreme Court has reviewed the recommendations and is fully advised in the premises,

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. Rule 9(b) is repealed.
2. Rule 24(a) is amended as follows:
  - (a) Costs. Unless this Court orders otherwise or specifies a higher amount, the prevailing party in any disciplinary proceeding decided by this Court shall recover costs in the amount of ~~\$750.~~ \$900.
3. Rule 30, Administrative Supervision is added as follows:

Rule 30, Rules on Lawyers Professional Responsibility

  - (a) Upon receipt of a district court order or a report from an Administrative Law Judge or public authority pursuant to Minn. Stat. § 518.551(12) finding that a licensed Minnesota attorney is in arrears in payment of maintenance or child support and has not entered into or is not in compliance with an approved payment agreement for such support, the Director's Office shall serve and file with the Supreme Court a motion requesting the administrative suspension of the attorney until such time as the attorney has paid the arrearages or entered into or is in compliance with an approved payment plan. The Court shall suspend the lawyer or take such action as it deems appropriate.
  - (b) Any attorney administratively suspended under this rule shall not practice law

or hold himself or herself out as authorized to practice law until reinstated pursuant to paragraph (c). The attorney shall, within 10 days of receipt of an order of administrative suspension, send written notice of the suspension to all clients, adverse counsel and courts before whom matters are pending and shall file an affidavit of compliance with this provision with the Director's Office.

(c) An attorney administratively suspended under this rule may be reinstated by filing an affidavit with supporting documentation averring that he or she is no longer in arrears in payment of maintenance or child support or that he or she has entered into and is in compliance with an approved payment agreement for payment of such support. Within 15 days of the filing of such an affidavit the Director's Office shall verify the accuracy of the attorney's affidavit and file a proposed order for reinstatement of the attorney requesting an expedited disposition.

(d) Nothing in this rule precludes disciplinary proceedings, if the attorney's conduct also violates the Minnesota Rules of Professional Conduct.

4. These amendments shall become effective this date.


DATED: June 13, 1996

BY THE COURT:

OFFICE OF  
APPELLATE COURTS

JUN 13 1996

FILED



A.M. Keith  
Chief Justice