

STATE OF MINNESOTA
IN SUPREME COURT

IN RE LEGAL SERVICES ADVISORY
COMMITTEE MEMBERSHIP RULES

ORDER OF PROMULGATION

A-11

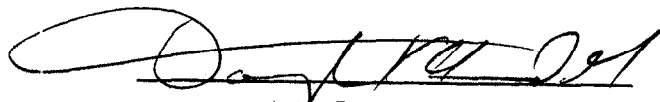
WHEREAS the Supreme Court was directed by the Minnesota Legislature in L. 1982, ch. 489, to establish a Legal Services Advisory Committee,

WHEREAS the Court wishes to establish a structure for the composition of such a committee,

NOW, THEREFORE, IT IS HEREBY ORDERED that the attached rules be adopted.

Dated: May 24 1982,

BY THE COURT



Chief Justice

SUPREME COURT
FILED

MAY 24 1982

JOHN McCARTHY
CLERK

LEGAL SERVICES ADVISORY COMMITTEE

MEMBERSHIP RULES

RULE 1. DEFINITIONS

As used in these rules:

1. Eligible client means an individual who is financially unable to afford legal assistance as determined by a recipient by applying Federal Legal Service Corporation standards in effect on July 1, 1982.

2. Qualified Legal Services Program means a non-profit corporation which provides or proposes to provide legal services to eligible clients in civil matters and which is governed by a board of directors composed of attorneys at law and consumers of legal services.

3. Recipient means a qualified legal services program that receives funds from the Supreme Court to provide legal services to eligible clients.

RULE 2. PURPOSE

It is of primary importance for all citizens to have access to our system of justice. The Minnesota Legislature has recognized this necessity by appropriating a surcharge on civil filings to fund legal services for persons unable to afford private counsel and to fund programs which organize members of the private bar to perform services for qualified alternative dispute resolution. The distribution of funds for such legal services and alternative dispute resolution programs shall be accomplished in accordance with these rules.

RULE 3. LEGAL SERVICES ADVISORY COMMITTEE

A) COMPOSITION. The Legal Services Advisory Committee shall consist of:

1. A chairman appointed by this Court for such time as it designates and serving at the pleasure of this Court but not more than six years as chairman; and

2. Effective July 1, 1982, ten members appointed by the Court for three year terms or until their successors are

appointed, except that shorter terms shall be used where necessary to assure that as nearly as may be possible one third of all terms expire each July 1. No person may serve more than two three year terms in addition to any additional shorter terms to which he was originally appointed to fill a vacancy and any period served as chairman.

3. The members specified in subdivision 1 and 2 shall be constituted as follows: seven attorneys at law who are well acquainted with the provision of legal services in civil matters, four of whom shall be nominated by the state bar association in a manner determined by it, and three of whom shall be nominated by the programs in Minnesota providing legal services in civil matters on July 1, 1982, with funds provided by the Federal Legal Services Corporation in the manner determined by them; two public members who are not attorneys and two persons who could qualify as eligible clients. In making the appointments of the attorney-at-law members the Court shall not be bound by the nominations prescribed above.

B) VACANCY. In the event of a vacancy, the Court shall fill the vacancy from same constituency represented by the member being replaced.

C) MEMBERS EXPENSES. The members shall be paid their reasonable and necessary expenses incurred in the performance of their duties.

D) DUTIES. The committee shall have general supervisory authority over the administration of these rules, shall advise the Court on the distribution of funds to qualified legal services or alternative dispute resolution programs after a review of applications which meet the eligibility criteria established by the committee and perform such other duties as the Court may direct. The committee may elect a vice chairman and specify the duties of the position. The committee may also elect an executive committee and authorize it to perform specified duties of the Legal Services Advisory Committee between meetings.

E) STAFF. The State Court Administrator or his designee(s) shall serve as staff to the Legal Services Advisory Committee. When authorized by the Court, the State Court Administrator may employ such additional personnel as necessary with funds appropriated for this purpose to administer these rules.

F) RULES. The committee may adopt rules for its operation not inconsistent with these rules.