

STATE OF MINNESOTA

IN SUPREME COURT

C1-90-73

Order Regarding Eighth Judicial District  
Public Defense Function

WHEREAS, the Supreme Court, through its Chief Justice has the inherent and statutory authority pursuant to Minnesota Statutes, Section 2.724, Subdivision 4 to supervise the financial affairs of the courts in this state; and

WHEREAS, the Supreme Court has promulgated Rules of Criminal Procedure and Rules of Juvenile Court which secure the right of indigent individuals to court appointed counsel; and

WHEREAS, pursuant to 1989 Minnesota Laws Chapter 335, Article 1, Section 5 and Article 3, Section 54, the legislature has established a pilot project transferring the responsibility for court expenses in the Eighth Judicial District to the state, which includes funds appropriated to the Supreme Court for the appointment of counsel and related services for indigent juveniles and indigent persons accused of misdemeanors; and

WHEREAS, the Supreme Court, the Eighth Judicial District, and the State Board of Public Defense have had an opportunity to discuss and determine an effective administrative structure for providing court appointed counsel and related services; and

WHEREAS, the State Board of Public Defense has the statutory authority pursuant to Minnesota Statutes, Section 611.215, Subdivision 2, and Section 611.216, Subdivision 1, to distribute funds appropriated to provide criminal and juvenile defense to indigent individuals and to establish procedures for such distribution;

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. For the period of January 1, 1990 to June 30, 1991 the State Board of Public Defense shall provide for legal representation where constitutionally required to indigent persons accused of violating the law in the Eighth Judicial District, including but not limited to juvenile, misdemeanor, support, mental commitment and paternity actions.
2. The Supreme Court from the appropriation for the Eighth Judicial District Pilot Project shall provide \$960,401 for this purpose. Costs to be paid from this amount include legal services fees, investigative costs, witness fees, and other administrative costs.

Dated February 5, 1990

BY THE COURT

OFFICE OF  
APPELLATE COURTS

FEB 5 1990

FILED

  
Peter S. Popovich  
Chief Justice