

NRAP Commission – Rule Status

NRAP RULE		DISCUSSION	APPROVED	COMMENTS
1	SCOPE, CONSTRUCTION OF RULES	Discussed Aug. 16, 2023	Approved (Aug 16, 2023)	Yes
2	SUSPENSION OF RULES	Discussed Sept. 26, 2022	Approved with no revisions (Sept. 26, 2022)	N/A
3	APPEAL — HOW TAKEN	Discussed May 23, 2023	Approved (May 23, 2023)	Yes
3A	CIVIL ACTIONS: STANDING TO APPEAL; APPEALABLE DETERMINATIONS	Discussed Aug. 16, 2023; Sept. 28, 2023; On agenda Oct. 19, 2023		
3B	CRIMINAL ACTIONS: RULES GOVERNING	Discussed Oct. 25, 2022	Approved (Oct. 25, 2022)	
3C	FAST TRACK CRIMINAL APPEALS	Discussed Oct. 25, 2022; Nov. 15, 2022	Approved (Nov. 15, 2022; July 19, 2023)	
3D	JUDICIAL DISCIPLINE: RIGHT TO APPEAL; HOW TAKEN; RULES GOVERNING	Discussed May 23, 2023	Approved (May 23, 2023)	Yes
3E	FAST TRACK CHILD CUSTODY APPEALS	Discussed Apr. 19, 2023; June 14, 2023; July 19, 2023; Sept. 28, 2023	Approved (July 19, 2023; Sept. 28, 2023)	
4(a)	APPEAL — WHEN TAKEN (CIVIL)	Discussed Feb. 15, 2022; Mar. 14, 2023	Approved (Mar. 14, 2023; Apr. 19, 2023)	Yes
4(b) -(f)	APPEAL -- WHEN TAKEN (CRIMINAL)	Discussed Jan. 31, 2022; Mar. 14, 2023; Apr. 19, 2023	Approved (Apr. 19, 2023)	Yes
5	CERTIFICATION OF QUESTIONS OF LAW	Discussed May 23, 2022; Aug. 17, 2022	Approved (Aug. 17, 2022)	
7	BOND FOR COSTS ON APPEAL IN CIVIL CASES	Discussed May 23, 2023	Approved (May 23, 2023)	Yes
8	STAY OR INJUNCTION PENDING APPEAL OR RESOLUTION OF ORIGINAL WRIT PROCEEDINGS	Discussed July 27, 2022; Oct. 25, 2022; Nov. 15, 2022	Approved (Nov. 15, 2022)	
9	TRANSCRIPT; DUTY OF COUNSEL; DUTY OF THE COURT REPORTER OR RECORDER	Discussed Apr. 25, 2022; On agenda Oct. 19, 2023		
10	THE RECORD	On agenda Oct. 19, 2023		
11	PREPARING AND FORWARDING THE RECORD	On agenda Oct. 19, 2023		
12	DOCKETING THE APPEAL; FILING OF THE RECORD	Discussed Feb. 15, 2023	Approved with no revisions (Feb. 15, 2023)	Yes
12A	REMAND AFTER AN INDICATIVE RULING BY THE DISTRICT COURT ON A MOTION FOR RELIEF THAT IS BARRED BY A PENDING APPEAL		Approved with no revisions (May 23, 2022)	
13	COURT REPORTERS' AND RECORDERS' DUTIES AND OBLIGATIONS; SANCTIONS	Discussed May 23, 2023	Approved (May 23, 2023)	Yes
14	DOCKETING STATEMENT	Discussed May 23, 2023	Approved (May 23, 2023)	Yes
16	SETTLEMENT CONFERENCES IN CIVIL APPEALS	Discussed Sept. 28, 2023	Approved (Sept. 28, 2023), with revisions to	Yes

			be circulated and approved by email	
17	DIVISION OF CASES BETWEEN THE SUPREME COURT AND THE COURT OF APPEALS	Discussed May 23, 2022	Approved with 3 alternate provisions (May 23, 2022)	Yes
21	WRITS OF MANDAMUS AND PROHIBITION AND OTHER EXTRAORDINARY WRITS	Discussed July 27, 2022; Sept. 26, 2022	Approved (Sept. 26, 2022)	
22	HABEAS CORPUS PROCEEDINGS	Discussed Nov. 15, 2022	Approved (Nov. 15, 2022)	
23	CUSTODY OF PRISONERS IN HABEAS CORPUS PROCEEDINGS	Discussed Nov. 15, 2022	Approved (Nov. 15, 2022)	
24	PROCEEDINGS IN FORMA PAUPERIS	On agenda Oct. 19, 2023		
25	FILING AND SERVICE	Discussed June 14, 2023	Approved (June 14, 2023)	Yes
25A	COURT COMPOSITION, SESSION, QUORUM AND ADJOURNMENTS	Discussed June 14, 2023	Approved (June 14, 2023)	Yes
26	COMPUTING AND EXTENDING TIME	On agenda Oct. 19, 2023		
26.1	DISCLOSURE STATEMENTS	Discussed Aug. 16, 2023; On agenda Oct. 19, 2023		
27	MOTIONS	Discussed July 27, 2022; Sept. 26, 2022; Nov. 15, 2022	Approved (Sept. 26, 2022; Nov. 15, 2022)	
28	BRIEFS	Discussed Sept. 28, 2023	Approved (Sept. 28, 2023)	No
28.1	CROSS-APPEALS	Discussed Sept. 28, 2023	Approved (Sept. 28, 2023)	No
28.2	ATTORNEY'S CERTIFICATE	Discussed Aug. 16, 2023; On agenda Oct. 19, 2023		
29	BRIEF OF AN AMICUS CURIAE	Discussed May 23, 2022; Aug. 17, 2022; Sept. 26, 2022	Approved (Sept. 26, 2022)	
30	APPENDIX TO THE BRIEFS	Discussed Apr. 25, 2022; May 23, 2023	Approved (May 23, 2023) but several provisions are tabled for review by pro se subcommittee	No
31	FILING AND SERVICE OF BRIEFS	Discussed Sept. 28, 2023; On agenda Oct. 19, 2023		
32	FORM OF BRIEFS, THE APPENDIX AND OTHER PAPERS	On agenda Oct. 19, 2023		
33	APPEAL CONFERENCES	Discussed Apr. 19, 2023; May 23, 2023	Approved (May 23, 2023)	Yes
34	ORAL ARGUMENT	On agenda Oct. 19, 2023		
35	DISQUALIFICATION OF A JUSTICE OR JUDGE	July 19, 2023	Approved (July 19, 2023)	Yes
36	ENTRY OF JUDGMENT		Approved (Mar. 2, 2022)	
37	INTEREST ON JUDGMENTS	Discussed Sept. 26, 2022	Approved with no revisions (Sept. 26, 2022)	
38	FRIVOLOUS CIVIL APPEALS — DAMAGES AND COSTS	Discussed Aug. 16, 2023	Approved (Aug. 16, 2023)	Yes

39	COSTS	Discussed May 23, 2023	Approved (May 23, 2023)	Yes
40	PETITION FOR REHEARING	Discussed Nov. 15, 2022; Dec. 15, 2022; Jan. 17, 2023; Feb. 15, 2023.	Approved (Feb. 15, 2023; Dec. 15, 2022)	Yes
40A	PETITION FOR EN BANC RECONSIDERATION	Discussed Dec. 15, 2022; Jan. 17, 2023; Feb. 15, 2023	Approved (Feb. 15, 2023)	Yes
40B	PETITION FOR REVIEW BY THE SUPREME COURT	Discussed Dec. 15, 2022; Jan. 17, 2023; Feb. 15, 2023	Approved (Feb. 15, 2023)	Yes
41	ISSUANCE OF REMITTITUR; STAY OF REMITTITUR	Discussed Mar. 28, 2022; Dec. 15, 2023	Approved (Mar. 28, 2022; Dec. 15, 2022)	
42	VOLUNTARY DISMISSAL	Discussed June 14, 2023	Approved (June 14, 2023)	Yes
43	SUBSTITUTION OF PARTIES	Discussed Sept. 26, 2022	Approved with no revisions (Sept. 26, 2022)	
44	CASES INVOLVING CONSTITUTIONAL QUESTIONS WHERE STATE IS NOT A PARTY	Discussed May 23, 2022	Approved (May 23, 2022)	
45	CLERK'S DUTIES	On agenda Oct. 19, 2023		
45A	SEAL OF SUPREME COURT	July 19, 2023	Approved repeal (July 19, 2023)	Yes
46	ATTORNEYS	On agenda Oct. 19, 2023		
46A	PARTIES APPEARING WITHOUT COUNSEL	On agenda Oct. 19, 2023		
47	RULES OF APPELLATE PRACTICE	Discussed Aug. 16, 2023	Approved (Aug. 16, 2023)	
48	TITLE	Discussed Aug. 16, 2023	Approved with no revisions (Aug. 16, 2023)	N/A