

CHAPTER 209

ELECTION CONTESTS

209.02 Election contests.

209.09 Appeals.

209.02 ELECTION CONTESTS.

[For text of subds 1 to 3, see M.S.1982]

Subd. 4. **Notice of contest, how served.** Service of the notice of contest shall be made in the same manner as provided for the service of summons in civil actions. In all cases one copy of the notice shall be furnished the official authorized to issue the certificate of election at the time of service upon him, and one copy shall be sent by certified mail to the contestee at his last known address.

[For text of subds 4a to 8, see M.S.1982]

History: 1983 c 303 s 23

209.09 APPEALS.

When an appeal is taken from the determination of the district court in any contest instituted under this chapter, the party appealing shall file in the district court a bond in a sum, not less than \$500, and with such sureties, as shall be approved by the judge, conditioned for the payment of all costs incurred by the respondent in case appellant fails on his appeal. The notice of appeal shall be served and filed no later than ten days in case of a general election and no later than five days in case of a primary after the entry of the determination of the district court in the contest. The return of the appeal shall be made, certified, and filed in the court of appeals or, in the case of a contest relating to the office of state representative or senator, in the supreme court as soon as practicable and in any event within 15 days after service of notice of appeal. The appeal may be brought on for hearing in the court at any time when it is in session, upon such notice from either party, as the court may determine. The notice may be served during term time or in vacation; and it may be heard and determined summarily by the court. The appeal from a determination of an election contest relating to the office of state senator or representative shall take precedence over all other business on the supreme court docket, and shall be disposed of with all convenient dispatch. A copy of the decision shall be forwarded to the chief clerk of the house of representatives or the secretary of the senate, as appropriate.

History: 1983 c 247 s 91