

## CHAPTER 488A

MUNICIPAL COURTS; HENNEPIN AND  
RAMSEY COUNTIES

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## 488A.01 ESTABLISHMENT; JURISDICTION; POWERS; APPEALS.

*[For text of subs 1 to 13, see M.S.1982]*

Subd. 14. **Appeals.** Appeals from the county municipal court to the court of appeals shall be subject to the provisions of section 487.39 and the rules of appellate procedure.

*[For text of subd 15, see M.S.1982]*

**History:** 1983 c 247 s 179

## 488A.021 JUDGES.

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

Subd. 4. **Powers.** The judges have the general powers of judges of courts of record and all powers necessary to effectuate the purposes of sections 488A.01 to 488A.17. Each judge may administer oaths and take and certify acknowledgments. Each judge is a conservator of the peace and has all powers and authority vested in it by statute or court rule.

*[For text of subs 5 to 9, see M.S.1982]*

**History:** 1983 c 359 s 69

## 488A.03 CLERKS, DEPUTIES.

*[For text of subs 1 to 9, see M.S.1982]*

Subd. 10. **Order for prisoner release.** When a person is confined to the Minneapolis workhouse and a fine is remitted, a sentence stayed or suspended, the person released on parole, or the release of the person secured by payment of the fine in default of which he was committed, the prisoner shall not be released except upon order of the court. A written transcript of such order signed by the clerk and under the court's seal shall be furnished to the superintendent of the Minneapolis workhouse. All costs of confinement or imprisonment in any jail or workhouse shall be paid by the municipality or subdivision of government in Hennepin county in which the violation occurred, except that the county shall pay all costs of confinement or imprisonment incurred as a result of a prosecution of a gross misdemeanor.

*[For text of subs 11 to 13, see M.S.1982]*

**History:** 1983 c 177 s 14

**488A.09 PLEADING, PRACTICE, PROCEDURE, AND FORMS IN CIVIL ACTIONS.**

*[For text of subs 1 to 6, see M.S.1982]*

Subd. 7. **Lien of judgment; filing of transcript.** (a) No judgment of the municipal court shall attach as a lien upon real estate until a transcript of it is filed and docketed in district court.

(b) Any person who holds a judgment for an amount exceeding \$10, exclusive of interest and costs, may obtain from the clerk a certified transcript of the judgment and may file the transcript in the office of the clerk of the district court of Hennepin county, who shall file and docket it as prescribed by law or court rules;

(c) Upon the filing and docketing of the certified transcript, the judgment becomes a lien upon the real estate of the debtor to the same extent as a judgment of the district court and the judgment thereafter is exclusively under the control of the district court and may be enforced by its process as though originally rendered by the district court.

(d) The clerk of municipal court shall not issue a certified transcript while a writ of execution is outstanding on the judgment. He shall note on the record of the judgment the fact that the transcript has been given and shall not thereafter issue any writ of execution on the same judgment.

*[For text of subs 8 to 10, see M.S.1982]*

**History:** 1983 c 359 s 70

**488A.10 PLEADING, PRACTICE, PROCEDURE, AND FORMS IN CRIMINAL PROCEEDINGS.**

*[For text of subs 1 to 10, see M.S.1982]*

Subd. 11. **Prosecuting attorneys.** Except as otherwise provided in this subdivision and section 388.051, subdivision 2, the attorney of the municipality in which the violation is alleged to have occurred has charge of the prosecution of all violations of the state laws, including violations which are gross misdemeanors, and municipal charter provisions, ordinances, rules and regulations triable in the municipal court and shall prepare complaints for the violations. The county attorney has charge of the prosecution of a violation triable in municipal court and shall prepare a complaint for the violation:

(a) if he is specifically designated by law as the prosecutor for the particular violation charged; or

(b) if the alleged violation is of state law and is alleged to have occurred in a municipality or other subdivision of government whose population according to the most recent federal census is less than 2500 and whose governing body, or the town board in the case of a town, has accepted this paragraph by majority vote, and if the defendant is cited or arrested by a member of the staff of the sheriff of Hennepin county or by a member of the state patrol.

Paragraph (b) shall not apply to a municipality or other subdivision of government whose population according to the most recent federal decennial census is 2500 or more, regardless of whether or not it has previously accepted the paragraph.

*[For text of subd 12, see M.S.1982]*

**History:** 1983 c 177 s 15; 1983 c 345 s 12

**488A.12 ESTABLISHMENT; JURISDICTION; POWERS; COMPUTATION OF TIME.**

*[For text of subds 1 and 2, see M.S.1982]*

Subd. 3. **Jurisdiction.** (a) Excepting actions involving title to real estate, the court has jurisdiction to hear, conciliate, try, and determine civil actions at law where the amount in controversy does not exceed the sum of \$1,250. The territorial jurisdiction of the court is coextensive with the geographic boundaries of the county of Hennepin.

(b) Notwithstanding the provisions of paragraph (a), or any rule of court to the contrary, the conciliation court of Hennepin county has jurisdiction to determine an action brought pursuant to section 504.20 for the recovery of a deposit on rental property located in whole or in part in Hennepin county, and the summons in the action may be served anywhere within the state of Minnesota.

(c) Notwithstanding the provisions of paragraph (a), or any rule of court to the contrary, the conciliation court of Hennepin county has jurisdiction to determine a civil action commenced by a plaintiff, a resident of Hennepin county, to recover the amount of a dishonored check issued in the county, even though the defendant or defendants are not residents of Hennepin county, if the notice of nonpayment or dishonor described in section 609.535, subdivision 3, is sent to the maker or drawer as specified therein and the notice states that the payee or holder of the check may commence a conciliation court action in the county where the dishonored check was issued to recover the amount of the check. This clause does not apply to a check that has been dishonored by a stop payment order. Notwithstanding any law or rule of civil procedure to the contrary, the summons in any action commenced under this clause may be served anywhere within the state of Minnesota. The conciliation court administrator shall attach a copy of the dishonored check to the summons before it is issued.

*[For text of subds 4 to 7, see M.S.1982]*

**History:** 1983 c 225 s 8

**488A.17 REMOVAL OF CAUSE TO MUNICIPAL COURT.**

*[For text of subds 1 to 11, see M.S.1982]*

Subd. 12. **Appeals.** Causes removed to municipal court from conciliation court may be appealed to the court of appeals as in other civil cases.

**History:** 1983 c 247 s 180

**488A.18 ESTABLISHMENT; JURISDICTION; POWERS; APPEALS.**

*[For text of subds 1 to 13, see M.S.1982]*

Subd. 14. **Appeals.** Appeals from the county municipal court to the court of appeals shall be subject to the provisions of section 487.39 and the rules of appellate procedure.

*[For text of subd 15, see M.S.1982]*

**History:** 1983 c 247 s 181

**488A.19 JUDGES.**

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

Subd. 5. **Powers.** The judges have the general powers of judges of courts of record and all powers necessary to effectuate the purposes of sections 488A.18 to 488A.34. Each judge may administer oaths and take and certify acknowledgments. Each judge is a conservator of the peace and has all powers and authority vested in it by statute or court rule.

*[For text of subs 6 to 10, see M.S.1982]*

**History:** 1983 c 359 s 71

**488A.283** [Repealed, 1983 c 359 s 151]

**488A.284** [Repealed, 1983 c 359 s 151]

**488A.29 ESTABLISHMENT; JURISDICTION; POWERS; COMPUTATION OF TIME.**

*[For text of subs 1 and 2, see M.S.1982]*

Subd. 3. **Jurisdiction.** (a) Excepting actions involving title to real estate, the court has jurisdiction to hear, conciliate, try and determine civil actions at law where the amount in controversy does not exceed the sum of \$1,250. The territorial jurisdiction of the court is coextensive with the geographic boundaries of the county of Ramsey.

(b) Notwithstanding the provisions of paragraph (a) or any rule of court to the contrary, the conciliation court of Ramsey county has jurisdiction to determine an action brought pursuant to section 504.20 for the recovery of a deposit on rental property located in whole or in part in Ramsey county, and the summons in the action may be served anywhere in the state of Minnesota.

(c) Notwithstanding the provisions of paragraph (a) or any rule of court to the contrary, the conciliation court of Ramsey county has jurisdiction to determine a civil action commenced by a plaintiff, resident of Ramsey county, to recover the amount of a dishonored check issued in the county, even though the defendant or defendants are not residents of Ramsey county, if the notice of nonpayment or dishonor described in section 609.535, subdivision 3, is sent to the maker or drawer as specified therein and the notice states that the payee or holder of the check may commence a conciliation court action in the county where the dishonored check was issued to recover the amount of the check. This clause does not apply to a check that has been dishonored by a stop payment order. Notwithstanding any law or rule of civil procedure to the contrary, the summons in any action commenced under this clause may be served anywhere within the state of Minnesota. The conciliation court administrator shall attach a copy of the dishonored check to the summons before it is issued.

*[For text of subs 4 to 7, see M.S.1982]*

**History:** 1983 c 225 s 9

**488A.34 REMOVAL OF CAUSE TO MUNICIPAL COURT.**

*[For text of subs 1 to 10, see M.S.1982]*

Subd. 11. **Appeals.** Causes removed to municipal court from conciliation court may be appealed to the court of appeals as in other civil cases.

*[For text of subd 12, see M.S.1982]*

**History:** 1983 c 247 s 182