

## CHAPTER 574

## BONDS, FINES, FORFEITURES

574.18 Undertaking in lieu of bond.  
574.20 Bonds, by whom approved.

574.34 Fines, how disposed of.  
574.35 Prosecution for fines; court; commitment.

**574.18 UNDERTAKING IN LIEU OF BOND.**

In all cases of appeal from a county board to the district court upon the allowance or disallowance of claims, in all actions begun in the district, county or municipal court, in all cases of appeal or writ of error to remove a cause or proceeding to the court of appeals or the supreme court, and in all cases of special or equitable proceedings in the district court, the court of appeals, or the supreme court, the filing or service, or both, as may be required, of an undertaking, signed by a surety or sureties, as the law may require, containing a condition substantially the same as required for bonds, with like sureties, qualifications, and justifications, and without acknowledgment or signature of the principal, shall be deemed a sufficient compliance with the law to sustain the action, appeal, or proceeding. Every undertaking shall save and secure all rights and liabilities to the same extent as a bond. The damages presumed to accrue to the party against whom the proceeding is taken shall be deemed a sufficient consideration for the undertaking, though no consideration is mentioned in it. No undertaking or bond need be given upon any appeal or other proceeding instituted in favor of the state, or any county, city, town, or school district in it, or of any executor or administrator as such.

**History:** 1983 c 247 s 193

**574.20 BONDS, BY WHOM APPROVED.**

Except as otherwise provided by law in particular cases, bonds shall be approved as follows:

(1) The official bonds of all state officers, including those of the treasurers, superintendents, and other officials, and employees of the several public educational, charitable, penal, and reformatory institutions belonging to the state, shall be approved, as to form, by the attorney general, and in all other respects by the governor and the legislative auditor, or one of them;

(2) The official bonds of county, town, city, and school district officers and employees by the governing body of the political subdivision for whose security they are, respectively, given; and

(3) Those required or permitted by law to be given in any court, by the judge or justice of the court in which the proceeding is begun or pending.

No officer, official, or employee required to give bond shall enter upon his duties until his bond is duly approved and filed.

**History:** 1983 c 359 s 82

**574.34 FINES, HOW DISPOSED OF.**

Subdivision 1. **General.** Fines and forfeitures not specially granted or appropriated by law shall be paid into the treasury of the county where they are incurred.

Subd. 2. **Municipal prosecution; gross misdemeanors.** If a city or municipal attorney prosecutes a gross misdemeanor offense, the proceeds of any fine collected by the court shall be disbursed in the same manner as though the offense was a misdemeanor prosecuted by the city or municipal attorney in county or municipal court. The county shall pay for any costs associated with incarceration.

**History:** 1983 c 177 s 16

**574.35 PROSECUTION FOR FINES; COURT; COMMITMENT.**

All fines and forfeitures imposed as a punishment for any offense or for the violation of any duty imposed by statute may be prosecuted for and recovered by indictment in the district court, or, when the amount or value does not exceed \$100, before a judge of county or municipal court, who shall have jurisdiction concurrently with the district court. In all cases of the imposition of a fine pursuant to statute, as punishment for any offense, the offender may be committed until it is paid or he is otherwise discharged according to law.

**History:** 1983 c 359 s 83