

CHAPTER 487

COUNTY COURTS

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487.02 PAYMENT OF EXPENSES.

[For text of subd 1, see M.S.1998]

Subd. 2. Except as provided in this subdivision, the county board shall levy taxes annually against the taxable property within the county as necessary for the establishment, operation and maintenance of the county court or courts within the county. Any county in a judicial district under section 480.181, subdivision 1, paragraph (b), as added by Laws 1999, chapter 216, article 7, section 26, is prohibited from levying property taxes for these purposes, except for any amounts necessary to pay the costs incurred in the first six months of calendar year 2000 with respect to counties in the fifth, seventh, and ninth judicial districts.

History: 1999 c 243 art 11 s 8

487.10 CLERKS, DEPUTIES, RECORDS.

[For text of subds 1 and 2, see M.S.1998]

Subd. 4. Except in a county in a judicial district under section 480.181, subdivision 1, paragraph (b), the county board shall determine the number of permanent full time deputies, clerks and other employees in the office of the clerk of county court and shall fix the compensation for each position. The county board shall also budget for temporary deputies and other employees and shall fix their rates of compensation. The clerk shall appoint in writing the deputies and other employees for whose acts the clerk shall be responsible, and whom the clerk may remove at pleasure. Before entering upon official duties, the appointment and oath of each such employee shall be filed with the county recorder.

[For text of subds 5 and 7, see M.S.1998]

History: 1999 c 216 art 7 s 34

NOTE: Laws 1999, chapter 216, article 7, section 46, subdivision 1, provides specific effective dates for the state takeover of court administration costs under subdivision 4, as amended by Laws 1999, chapter 216, article 7, section 34.

487.17 FORCIBLE ENTRY AND UNLAWFUL DETAINER.

Whether or not title to real estate is involved, the county court has jurisdiction of actions of forcible entry and unlawful detainer or actions for unlawful removal or exclusion pursuant to section 504B.375, involving land located wholly or partly within the county court district and of actions seeking relief for code violations pursuant to sections 504B.185 and 504B.381 to 504B.471 involving premises located wholly or partly within the county court district.

History: 1999 c 199 art 2 s 21

487.24 FORCIBLE ENTRY AND UNLAWFUL DETAINER ACTIONS.

Subdivision 1. **Return days.** Return days for forcible entry and unlawful detainer actions may be fixed by rule promulgated by the court.

Subd. 2. **Procedure; forms.** Sections 504B.281 to 504B.371 apply to the county court. The forms therein prescribed, with appropriate modifications, may be used.

Subd. 3. **Default judgments.** Whenever a duly verified complaint in an action of forcible entry or unlawful detainer shows one of the causes of action set forth in section 504B.285, and on the return day of the summons the defendant does not appear, the judge of

the county court, upon proof of the due service of the summons, may find the defendant in default and file an order for judgment accordingly.

History: 1999 c 199 art 2 s 22

487.32 ABANDONMENT OF DEPOSITS AND BAIL.

[For text of subds 1 and 2, see M.S.1998]

Subd. 3. A judge of a county court may order any sums forfeited to be reinstated and the state treasurer shall then refund accordingly. The state treasurer shall reimburse the court administrator if the court administrator refunds the deposit upon a judge's order and obtains a receipt to be used as a voucher.

History: 1999 c 243 art 11 s 9

NOTE: The amendment to subdivision 3 by Laws 1999, chapter 243, article 11, section 9, is effective July 1, 2000, with respect to counties in the fifth, seventh, and ninth judicial districts. Laws 1999, chapter 243, article 11, section 13.

487.33 DISPOSITION OF FINES, FEES AND OTHER MONEY; ACCOUNTS.

[For text of subds 1 to 4, see M.S.1998]

Subd. 5. **Allocation.** The court administrator shall provide the county treasurer with the name of the municipality or other subdivision of government where the offense was committed which employed or provided by contract the arresting or apprehending officer and the name of the municipality or other subdivision of government which employed the prosecuting attorney or otherwise provided for prosecution of the offense for each fine or penalty and the total amount of fines or penalties collected for each municipality or other subdivision of government. On or before the last day of each month, the county treasurer shall pay over to the treasurer of each municipality or subdivision of government within the county all fines or penalties for parking violations for which complaints and warrants have not been issued and one-third of all fines or penalties collected during the previous month for offenses committed within the municipality or subdivision of government from persons arrested or issued citations by officers employed by the municipality or subdivision or provided by the municipality or subdivision by contract. An additional one-third of all fines or penalties shall be paid to the municipality or subdivision of government providing prosecution of offenses of the type for which the fine or penalty is collected occurring within the municipality or subdivision, imposed for violations of state statute or of an ordinance, charter provision, rule or regulation of a city whether or not a guilty plea is entered or bail is forfeited. Except as provided in section 299D.03, subdivision 5, or as otherwise provided by law, all other fines and forfeitures and all fees and statutory court costs collected by the court administrator shall be paid to the county treasurer of the county in which the funds were collected who shall disburse them as provided by law. In a county in a judicial district under section 480.181, subdivision 1, paragraph (b), as added in Laws 1999, chapter 216, article 7, section 26, all other fines, forfeitures, fees, and statutory court costs must be paid to the state treasurer for deposit in the state treasury and credited to the general fund.

[For text of subd 6, see M.S.1998]

History: 1999 c 243 art 11 s 10

NOTE: The amendment to subdivision 5 by Laws 1999, chapter 243, article 11, section 10, is effective July 1, 2000, with respect to counties in the fifth, seventh, and ninth judicial districts. Laws 1999, chapter 243, article 11, section 13.