

CHAPTER 488A

MUNICIPAL COURTS; HENNEPIN
AND RAMSEY COUNTIES

488A.01	Establishment; jurisdiction; powers; appeals.	488A.18	Establishment; jurisdiction; powers; appeals.
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488A.01 ESTABLISHMENT; JURISDICTION; POWERS; APPEALS.

[For text of subds 1 to 4a, see M.S.2002]

Subd. 5. **Eviction or unlawful removal or exclusion.** Whether or not the title to real estate is involved, the court has jurisdiction of actions of eviction or actions for unlawful removal or exclusion pursuant to section 504B.375, involving land located wholly or in part within Hennepin County and, notwithstanding any provision of subdivision 7 to the contrary, 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 Hennepin County.

[For text of subds 6 to 15, see M.S.2002]

History: 2003 c 2 art 2 s 7

488A.03 COURT ADMINISTRATORS, DEPUTIES.

[For text of subds 2 to 10, see M.S.2002]

Subd. 11. **Fees payable to administrator.** (a) The civil fees payable to the administrator for services are the same in amount as the fees then payable to the District Court of Hennepin County for like services. Library and filing fees are not required of the defendant in an eviction action. The fees payable to the administrator for all other services of the administrator or the court shall be fixed by rules promulgated by a majority of the judges.

(b) Fees are payable to the administrator in advance.

(c) Judgments will be entered only upon written application.

(d) The following fees shall be taxed for all charges filed in court where applicable:

(a) The state of Minnesota and any governmental subdivision within the jurisdictional area of any district court herein established may present cases for hearing before said district court; (b) In the event the court takes jurisdiction of a prosecution for the violation of a statute or ordinance by the state or a governmental subdivision other than a city or town in Hennepin County, all fines, penalties, and forfeitures collected shall be paid over to the treasurer of the governmental subdivision which submitted charges for prosecution under ordinance violation and to the county treasurer in all other charges except where a different disposition is provided by law, in which case, payment shall be made to the public official entitled thereto. The following fees shall be taxed to the county or to the state or governmental subdivision which would be entitled to payment of the fines, forfeiture or penalties in any case, and shall be paid to the court administrator for disposing of the matter:

(1) For each charge where the defendant is brought into court and pleads guilty and is sentenced, or the matter is otherwise disposed of without trial \$5.

(2) In arraignments where the defendant waives a preliminary examination \$10.

(3) For all other charges where the defendant stands trial or has a preliminary examination by the court \$15.

(e) This paragraph applies to the distribution of fines paid by defendants without a court appearance in response to a citation. On or before the tenth day after the last day of the month in which the money was collected, the county treasurer shall pay 80 percent of the fines to the treasurer of the municipality or subdivision within the county where the violation was committed. The remainder of the fines shall be credited to the general revenue fund of the county.

[For text of subs 11a to 12a, see M.S.2002]

Subd. 13. **Destruction of records.** (a) Upon order of all the judges the court administrator may destroy or dispose of all of the following types of files and records of the court which are more than ten years old:

- (1) garnishment files, uncontested,
- (2) motion calendars, special term,
- (3) unlawful detainer calendars, special term,
- (4) garnishment calendars, special term,
- (5) general term calendars,
- (6) court reporters note books,
- (7) receipt books for prisoners,
- (8) old receipt books for probation department,
- (9) criminal and ordinance violations files,
- (10) cash books,
- (11) depositions,
- (12) traffic tags.

(b) Upon order of all the judges and upon ten days' written notice to the president of the Hennepin County Historical Society, the court administrator may destroy or dispose of all files of civil or garnishment actions and actions of forcible entry, unlawful detainer, or eviction which were commenced more than 20 years prior to the judges' order and in which no proceedings have occurred within ten years prior to the judges' order.

[For text of subd 14, see M.S.2002]

History: 2003 c 2 art 2 s 8,9

488A.06 BAILIFFS.

[For text of subd 1, see M.S.2002]

Subd. 2. **Service of papers.** No bailiff shall serve or receive for service any summons or other paper in any eviction or civil action until the complaint has been filed with the court administrator. The bailiff to whom a summons or other paper is delivered for service shall make a prompt return to the court administrator showing whether or not it has been served and if not served the reason therefor.

Subd. 3. **Fees and mileage.** The fees and mileage of bailiffs in civil actions and actions of eviction are the same as those payable to the sheriff of Hennepin County for like services for district court actions. The fees and mileage for all other services of bailiffs shall be fixed by rules promulgated by a majority of the judges. The fee provided for by chapter 349 of the Laws of 1953 is not payable. No fees or mileage are payable by the state, county or city to bailiffs for their services; except that the county may pay bailiffs for automobile mileage within the limits provided by law when the bailiffs furnish automobiles for use in the performance of their duties. Bailiffs shall make returns showing their fees and mileage after performing such services. The amount of the bailiffs' fees and mileage is payable to the sheriff in advance.

[For text of subs 4 and 5, see M.S.2002]

History: 2003 c 2 art 2 s 10,11

488A.11 EVICTION ACTIONS.

Subdivision 1. **Return days.** Return days for eviction actions may be fixed by rule promulgated by a majority of the judges.

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

Subd. 3. **Default judgments.** Whenever a duly verified complaint in an action of eviction 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, upon proof of the due service of the summons, shall enter an order adjudging the defendant to be in default, and thereafter the court administrator shall enter judgment for the plaintiff without the introduction of evidence.

History: 2003 c 2 art 2 s 12

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

[For text of subs 1 to 4, see M.S.2002]

Subd. 6. **Eviction or unlawful removal or exclusion.** Whether or not the title to real estate is involved, the court has jurisdiction of actions of eviction or actions for unlawful removal or exclusion pursuant to section 504B.375, involving land located wholly or in part within Ramsey County and, notwithstanding any provision of subdivision 8 to the contrary, 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 Ramsey County.

[For text of subs 7 to 15, see M.S.2002]

History: 2003 c 2 art 2 s 13

488A.20 ADMINISTRATOR; OTHER EMPLOYEES.

[For text of subs 1 to 7, see M.S.2002]

Subd. 8. **Revenues to general fund.** In a judicial district under section 480.181, subdivision 1, paragraph (b), the county's share of all fines, forfeitures, fees, and statutory court costs must be paid to the commissioner of finance for deposit in the state treasury and credited to the general fund.

History: 2003 c 112 art 2 s 50

488A.28 EVICTION ACTIONS.

Subdivision 1. **Procedure.** The general laws applicable to eviction actions shall apply to this court, and the forms as prescribed in the general laws may be used with such appropriate modifications as may be necessary for this court.

Subd. 2. **Return days.** Return days for eviction actions may be fixed by rules promulgated by a majority of the judges.

Subd. 3. **Default judgments.** Whenever a duly verified complaint in an eviction action shows one of the causes of action as set forth by general statute, and on the return day of the summons the defendant does not appear, the judge, upon proof of the due service of the summons, shall enter an order adjudging the defendant to be in default, and thereafter the administrator shall enter judgment for the plaintiff without the introduction of evidence.

Subd. 4. **Trials.** Eviction actions, which are contested, shall be given precedence over all other civil matters in trial settings.

History: 2003 c 2 art 2 s 14