

**CHAPTER 93 — H.F.No. 406**

*An act relating to civil actions; allowing prevailing parties to recover disbursements for process served by private process servers; amending Minnesota Statutes 1982, sections 549.04; and 580.17.*

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1982, section 549.04, is amended to read:

**549.04 DISBURSEMENTS; TAXATION AND ALLOWANCE.**

In every action in a district court, the prevailing party, including any public employee who prevails in an action for wrongfully denied or withheld employment benefits or rights, shall be allowed his reasonable disbursements necessarily paid or incurred, including fees and mileage paid for service of process by the sheriff or by a private person. In actions for the recovery of money only, of which a municipal court has jurisdiction, the plaintiff, if he recover no more than \$50, shall not recover any disbursements.

Sec. 2. Minnesota Statutes 1982, section 580.17, is amended to read:

**580.17 AFFIDAVIT OF COSTS.**

Within ten days after the filing for record of the certificate of sale, the party foreclosing, or his attorney, shall make and file for record with the county recorder an affidavit containing a detailed bill of the costs and disbursements of the foreclosure, including attorney's fees, and setting forth that the same have been absolutely and unconditionally paid or incurred. Costs and disbursements shall be allowed as provided in section 549.04.

Sec. 3. **EFFECTIVE DATE.**

This act is effective the day following final enactment and applies to disbursements paid or incurred on or after that date.

Approved May 9, 1983

**CHAPTER 94 — H.F.No. 508**

*An act relating to insurance; requiring all notices of cancellation of homeowner's policies to be written in language that is easy to read and understandable; amending Minnesota Statutes 1982, section 65A.29, subdivision 4.*

Changes or additions are indicated by underline, deletions by ~~strikeout~~.