
CHAPTER 263—S.F.No.46

An act relating to courts; jurisdictional amount in conciliation court actions; amending Minnesota Statutes 1974, Sections 487.27, Subdivision 1; 487.30; 491.03, Subdivision 4; and 491.04, Subdivision 1.

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

Section 1. Minnesota Statutes 1974, Section 487.27, Subdivision 1, is amended to read:

487.27 COURTS; CONCILIATION COURTS; JURISDICTIONAL AMOUNT; DIVISIONS. Subdivision 1. Subject to the provisions of section 260.311 and rules of the supreme court, a county court shall establish a probate division, a family court division, and a civil and criminal division which shall include a conciliation court, and may establish within the civil and criminal division ~~a conciliation court~~ and a traffic and ordinance violations bureau.

Sec. 2. Minnesota Statutes 1974, Section 487.30, is amended to read:

487.30 CONCILIATION COURT. The conciliation court ; ~~if established~~, shall hear and determine civil claims if the amount of money or property which is the subject matter of the claim does not exceed ~~\$500~~ \$1,000 for the determination thereof without jury trial and by a simple and informal procedure. The rules of the supreme court shall provide for a right of appeal from the decision of the conciliation court to the county court for a trial on the merits. The territorial jurisdiction of a conciliation court shall be coextensive with the county in which the court is established.

Sec. 3. Minnesota Statutes 1974, Section 491.03, Subdivision 4, is amended to read:

Subd. 4. In case the controversy is as to the ownership or possession, or as to both the ownership and possession, of personal property where the value of same does not exceed the sum of ~~\$500-\$1,000~~ and the action is commenced by the plaintiff filing, as herein provided, with the clerk a sworn statement as to his ownership, or right of possession, or both, of such property, the court in its discretion may, by order, direct the officer of the court to take possession of such property immediately, and to hold same subject to the further order of the court, without the giving of any bond.

Sec. 4. Minnesota Statutes 1974, Section 491.04, Subdivision 1, is amended to read:

Changes or additions indicated by underline deletions by ~~strikeout~~

491.04 JURISDICTION, JUDGMENT. Subdivision 1. In case the parties brought before the conciliation court, in the manner provided in this chapter, do not agree upon the judgment to be entered, then, in case the amount in controversy, whether the claim of the plaintiff or a counter-claim on the part of the defendant, exceeds the sum of ~~\$500-~~\$1,000, and the judge is satisfied the counter-claim is in good faith, the case shall be forthwith dismissed and dropped from the docket, without prejudice, but if the amount involved in controversy be ~~\$500-~~\$1,000 or less, or if the judge is of the opinion that the counter-claim, if any, therein in excess of ~~\$500-~~\$1,000 is not in good faith, he shall retain jurisdiction and proceed summarily to hear and determine the cause and to enter judgment on his docket. The conclusion of the judge as to the good faith of any counter-claim shall be final and conclusive on all parties for the purposes of the jurisdiction of the court. In case such judgment is not removed, by demand of either party, to the municipal court within ten days after the entry thereof, as provided in this chapter, and the judgment remains unsatisfied, the judgment, on order of the judge shall be docketed in the municipal court by the clerk and shall thereupon be, and be enforced as, the judgment of the municipal court, or the judge may retain jurisdiction for the collection and satisfaction of the judgment by payment to him, but no execution shall issue from the conciliation court.

Approved June 2, 1975.

CHAPTER 264—S.F.No.51

An act relating to courts; district court term in Sibley county; amending Minnesota Statutes 1974, Section 484.09, Subdivision 8.

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

Section 1. Minnesota Statutes 1974, Section 484.09, Subdivision 8, is amended to read:

Subd. 8. **COURTS; DISTRICT COURT; SIBLEY COUNTY; TERM.** Sibley county: On the third Monday in September ~~and the first Monday in March~~.

Approved June 2, 1975.

Changes or additions indicated by underline deletions by ~~strikeout~~