

# MINNESOTA STATUTES 1979 SUPPLEMENT

## 482.09 REVISOR OF STATUTES

(7) Prepare and issue a bill drafting manual containing styles and forms for drafting bills and other legislative measures for the use of members of the legislature, state officers, and persons interested in the drafting of bills for introduction;

(8) Assist in all of the functions relating to the enrollment and engrossment of bills and related documents; senate bills and related documents to be under the supervision of the secretary of the senate and house bills and related documents to be under the supervision of the chief clerk of the house of representatives;

(9) Render such other services as the legislature, or either branch thereof, may request;

(10) Report to the legislature by November 15 of each even numbered year any statutory changes recommended or discussed or statutory deficiencies noted in any opinion of the supreme court of Minnesota filed during the two year period immediately preceding September 30 of the year preceding the year in which the session is held, together with such comment as may be necessary to outline clearly the legislative problem reported.

[ 1979 c 56 s 1 ]

### 482.11 Request for bill drafting service.

A request for the drafting of a bill, resolution, or memorial, or an amendment thereto, may be submitted by any of those persons indicated in section 482.09, clause (1) and shall contain a general statement respecting the policy thereof and the purpose designed to be accomplished. Each bill, resolution, or memorial, or amendment thereto, shall be drafted so as to conform to the instructions so given.

[ 1979 c 56 s 2 ]

## CHAPTER 484. DISTRICT COURTS

Sec.		Sec.	
484.30	Adjourned and special terms.	484.70	Referee positions, regulations.
484.48	Trial of criminal cases; St. Louis County.	484.71	Trial of civil and criminal actions; St. Louis County.
484.50	Summons; place of trial; St. Louis County.		
484.54	Expenses of judges.		

### 484.30 Adjourned and special terms.

The judges of each district may adjourn court from time to time during any term thereof, and may appoint special terms for the trial of issues of law and fact, and, when necessary, direct petit juries to be drawn therefor. Three weeks' published notice of every special term shall be given in the county wherein it is to be held. They may also appoint special terms for the hearing of all matters except issues of fact, the order for which shall be filed with the clerk, and a copy posted in his office for three weeks prior to the term.

[ 1979 c 233 s 4 ]

### 484.48 Trial of criminal cases; St. Louis County.

A person bound over to the grand jury, charged with a criminal offense, shall be tried at the place of holding regular terms of the district court which is nearest to the court binding the party over, except as otherwise provided in this section; and a criminal offense committed in a city, town, or unorganized territory shall be tried at the place of holding the regular term of the district court which is nearest to the city, town or place where the offense is committed.

When the offense is committed nearer to Virginia or Hibbing than to the county seat, the party committing the offense shall be tried at Virginia or Hibbing.

[ 1979 c 39 s 1 ]

### 484.50 Summons; place of trial; St. Louis County.

A party wishing to have an appeal from an order of the department of public service, an election contest, a lien foreclosure, or a civil cause or proceeding of a kind commenced or appealed by a party in the court, tried in the city of Virginia shall, in the

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summons, notice of appeal in a matter, or other jurisdictional instrument issued, in addition to the usual provisions, print, stamp, or write thereon the words, "to be tried at the city of Virginia," and a party wishing a matter commenced or appealed by a party in the court tried at the city of Hibbing shall, in the summons, notice of appeal in a matter, or other jurisdictional instrument issued, in addition to the usual provisions, print, stamp, or write thereon the words, "to be tried at the city of Hibbing," and in a case where a summons, notice of appeal in a matter, or other jurisdictional instrument contains a specification, the case shall be tried at the city of Virginia, or the city of Hibbing, as the case may be, unless the defendant shall have the place of trial fixed in the manner specified in this section.

If the place of trial designated is not the proper place of trial, as specified in sections 484.44 to 484.52, the cause shall nevertheless be tried in a place, unless the defendant, in an answer in addition to the other allegations of defense, shall plead the location of his residence, and demand that the action be tried at the place of holding the court nearest his residence, as provided in this section; and in a case where the answer of the defendant pleads the place of residence and makes a demand of place of trial, the plaintiff, in his reply, may admit or deny the allegations of residence, and if the allegations of residence are not expressly denied, the case shall be tried at the place demanded by the defendant, and if the allegations of residence are denied, the place of trial shall be determined by the court on motion.

If there are several defendants, residing at different places in a county, the trial shall be at the place in which the majority of the defendants unite in demanding, or if the numbers are equal, at the place nearest the residence of the majority of the defendants.

The venue of an action may be changed from one of these places to another, by order of the court, in the following cases:

- (1) Upon written consent of the parties;
- (2) When it appears, on motion, that a party has been made a defendant for the purpose of preventing a change of venue as provided in this section;
- (3) When an impartial trial cannot be held in the place where the action is pending; or
- (4) When the convenience of witnesses and the ends of justice would be promoted by the change.

Application for a change under clause (2), (3), or (4), shall be made by motion which shall be returnable and heard at the place of commencement of the action.

[ 1979 c 39 s 2 ]

**484.54 Expenses of judges.**

Subdivision 1. Except as provided in subdivision 2, judges shall be compensated for travel and subsistence expenses in the same manner and amount as state employees. Additionally, judges of the district court shall be reimbursed for all sums, not reimbursed by counties, they shall necessarily hereafter pay out for only the following purposes: telephone tolls, postage, expressage, stationery, including printed letterheads and envelopes for official business; tuition, travel and subsistence for attending educational programs except that no expense shall be paid to satisfy continuing legal education requirements, attendance at which is approved by the supreme court.

[For text of subs 2 and 3, see M.S.1978]

[ 1979 c 333 s 104 ]

**484.70 Referee positions, regulations.**

[For text of subs 1 to 3, see M.S.1978]

Subd. 4. Notwithstanding subdivision 3, any full time referee sitting in juvenile court in the second judicial district may hear a contested trial, hearing, or motion unless

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either party or his attorney objects orally on the record or in writing prior to or at the time of commencement of the trial, hearing, or motion.

[ 1979 c 318 s 1 ]

NOTE: Subdivision 4 expires March 1, 1980. See Laws 1979, Chapter 318, Section 3.

## 484.71 Trial of civil and criminal actions; St. Louis County.

The district court may, if it deems it necessary, designate some place other than Duluth, Hibbing or Virginia to conduct terms of court.

There may be maintained in the city of Ely suitable facilities for the conduct of terms of court.

The expenses of holding terms of court in places other than Duluth, Hibbing or Virginia shall be paid by the county board. The district court shall not designate any place other than Duluth, Hibbing or Virginia to hold terms of court unless suitable facilities are available.

[ 1979 c 39 s 3 ]

## CHAPTER 487. COUNTY COURTS

Sec.		Sec.	
487.01	Probate and county courts; provisions.	487.28	Misdemeanor violations bureau.
487.16	Minor civil and criminal jurisdiction.	487.29	Misdemeanor offenses.
487.17	Forcible entry and unlawful detainer.	487.38	Judges' meetings.
487.25	Pleading, practice, procedure and forms in criminal proceedings.	487.40	Notice to remove.

### 487.01 Probate and county courts; provisions.

[For text of subs 1 to 7, see M.S.1978]

Subd. 8. All municipal courts and magistrate courts existing pursuant to a municipal ordinance, charter, or legislative act located in counties covered by sections 487.01 to 487.39 are hereby abolished as of July 1, 1972, except the courts located in St. Louis county are hereby abolished as of January 1, 1974, unless an earlier date is designated by a county board or county boards pursuant to Laws 1971, Chapter 951, Section 45.

[For text of subd 9, see M.S.1978]

[ 1979 c 41 s 2 ]

### 487.16 Minor civil and criminal jurisdiction.

The county court shall also have jurisdiction in all civil and criminal cases residing, on the effective date of Laws 1971, Chapter 951 and Laws 1973, Chapter 679, in municipal courts other than municipal courts in Hennepin and Ramsey Counties, except that notwithstanding any law to the contrary, no county court shall have gross misdemeanor jurisdiction.

[ 1979 c 41 s 3 ]

### 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 566.175, involving land located wholly or partly within the county court district and of actions seeking relief for code violations pursuant to sections 566.18 to 566.33 involving premises located wholly or partly within the county court district.

[ 1979 c 56 s 7 ]