Requesting law enforcement data from the State Law Library

If you would like to collect court data for any of the communities you are working with, the Minnesota State Law Library has requested that all court data requests be submitted through the website at: <http://www.mncourts.gov/?page=4485>. Data are available by county.

On the website, enter information about your request into the “need more information section.” The responses below can be customized and will provide the same information collected for P&I communities.

The following two pages of this document provide definitions of the statutes and an explanation of the dispositions of cases. If you have any questions about requesting this data, please contact Laura Martell Kelly at 651-280-2667 or laura.martellkelly@wilder.org

“Need more information”

Your name and/or organization:
Your email address:

Your phone number:

Your address: (if you would like to or can only communicate by U.S. mail)

Describe the information you are seeking: (Required)

I would like to know how many people were charged under these statutes and the disposition of cases under these statutes between [PROVIDE TIME FRAME]. I am not looking for a direct connection between the specific charge and convictions, but just a count of each.

The statutes I am requesting are:

* MN Statute 340A.503 Subd 2(1); 340A.503 Subd 2(3); or 340A.702 Subd 8
* MN Statute 340A.503 Subd 1 (a) (2) - For this statute, I would like the convictions and dispositions split between those under 18 and those aged 18 through 21.

Describe the purpose of your request: (Recommended, as it may help us process your request)

As part of a grant from the Alcohol and Drug Abuse Division (ADAD) of the Minnesota Department of Human Services, I am working with [COMMUNITY] to assess the frequency of charges and convictions for underage consumption and adult provision of alcohol to minors. The data will be used by the community to help focus prevention activities and apply for grant funding to support prevention activities.

Date that the requested information is needed by: (Required)

**Minnesota statutes related to providing alcohol to minors
(relevant to ADAD project)**

**340A.503 PERSONS UNDER 21; ILLEGAL ACTS.**

Subd. 2. **Purchasing.**

It is unlawful for any person:

(1) to sell, barter, furnish, or give alcoholic beverages to a person under 21 years of age; or

 (3) to induce a person under the age of 21 years to purchase or procure any alcoholic beverage, or to lend or knowingly permit the use of the person's driver's license, permit, Minnesota identification card, or other form of identification by a person under the age of 21 years for the purpose of purchasing or attempting to purchase an alcoholic beverage.

**340A.702 GROSS MISDEMEANORS.**

It is a gross misdemeanor:

 (8) except as otherwise provided in section [340A.701](https://www.revisor.mn.gov/statutes?year=2011&id=340A.701#stat.340A.701), to violate the provisions of section [340A.503, subdivision 2](https://www.revisor.mn.gov/statutes?year=2011&id=340A.503#stat.340A.503.2), clause (1) or (3)

**Minnesota statutes related to underage consumption**

**(relevant to ADAD project)**

**340A.503 PERSONS UNDER 21; ILLEGAL ACTS.**

Subdivision 1. **Consumption.**

(a) It is unlawful for any:

 (2) person under the age of 21 years to consume any alcoholic beverages. If proven by a preponderance of the evidence, it is an affirmative defense to a violation of this clause that the defendant consumed the alcoholic beverage in the household of the defendant's parent or guardian and with the consent of the parent or guardian.

**Disposition of Adult court cases (relevant to ADAD project)**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **Disposition Type(Code)** | **Use this Disposition When** | **Reference Authority** | **Charge proven?** | **Equals conviction?** | **Interim disposition?** |
| Continued for dismissal(CONTDIS) | Prosecution of the case is continued for a specified period. | [Minn. R. Crim. P.](http://www.mncourts.gov/?page=511#criminal) 27.05;Minn. Stat.  § 609.132 | No | No | Yes |
| Convicted(CONV) | Court adjudicates defendant guilty.Defendant pleads guilty and waives rights by paying the fine in a payable case.Defendant fails to appear in a petty misdemeanor case. | Minn. Stat. § 609.02, subd. 5.Statewide Payable Offense Policy, 506.1Minn. Stat.  § 609.491; Petty Misdemeanor Failure to Appear Policy, 515 | Yes | Yes | No |
| Dismissed(DISMISS) | The charge is dismissed by prosecutor or court without further court action. | [Minn. R. Crim. P.](http://www.mncourts.gov/?page=511#criminal) 11; 30Minn. Stat.  § 631.21[Minn. R. Juv. Del. P.](http://www.mncourts.gov/?page=511#juvenileDelinquency) 6.05; 6.06; 13.09 | No | No | No |
| Diversion(DIVER) | The court approves a diversion agreement entered into by the prosecutor and defendant to suspend prosecution of the case for a specified period on certain conditions. | [Minn. R. Crim. P.](http://www.mncourts.gov/?page=511#criminal) 27.05. | No | No | Yes |
| Stay of adjudication(PROB) f/k/a Probation before conviction | The court defers the proceedings without adjudicating guilt and places the defendant on probation under either: Minn. Stat. § 152.18 or § [609.3751](https://www.revisor.leg.state.mn.us/statutes?id=609.3751). | Minn. Stat.  § 152.18;§ 609.3751 | Yes | No | Yes |
|  |  |  |  |  |  |