

CHAPTER 296—S. F. No. 1105.

An act to amend General Statutes 1923, Section 10725, relating to dismissals of criminal cases.

Be it enacted by the Legislature of the State of Minnesota :

Section J. Dismissal of indictment — reasons to be entered.—That General Statutes 1923, Section 10725, be and is hereby amended so as to read as follows :

“10725. The court may, either of its own motion or upon the application of the prosecuting officer, and in furtherance of justice, order any criminal action, whether prosecuted upon indictment, information, or complaint, to be dismissed ; but in that case the reasons for the dismissal shall be set forth in the order, and entered upon the minutes, and the recommendations of the prosecuting officer in reference thereto, with his reasons therefor, shall be stated in writing and filed as a public record with the official files of the case.”

Approved April 19, 1927.

CHAPTER 297—S. F. No. 1107.

An act to amend General Statutes 1923, Section 10648, relating to indictments in criminal cases and to amendments thereof.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. Formal defects disregarded.—That General Statutes 1923, Section 10648, be and is hereby amended so as to read as follows :

“10648. No indictment shall be insufficient, nor shall the trial, judgment, or other proceedings thereon be affected, by reason of a defect or imperfection in matter of form which does not tend to the prejudice of the substantial rights of the defendant upon the merits. At any time before the commencement of the trial the court may permit the amendment of an indictment by counsel for the state both as to form and substance, provided no change is made in the name or identity of the crime charged, and provided that in case an amendment is made the defendant shall be given reasonable notice thereof and shall have, if he desires it, such further reasonable time as the court may deem proper in which to prepare his defense, which further time shall be at least four days after notice of the amendment, if demanded by the defendant.

Approved April 19, 1927.

CHAPTER 298—S. F. No. 1125.

An act to amend Section 10434, General Statutes, 1923, relating to fraudulent appropriation of electricity, electric current, telephone service, gas, water and heat.