

tions 347.31 to 347.40 and the rules issued pursuant thereto, and for the purposes of enforcing sections 347.31 to 347.40.

**Sec. 12. REPORT TO LEGISLATURE.**

The commissioner of administration shall, by January 1, 1988, report to the legislature on the implementation of sections 1 to 11. The report must include the number of counties that have established or maintained county humane societies, the number and location of district societies, and a summary of any efforts to establish a state federation of county and district societies.

**Sec. 13. DISSOLUTION AND TRANSFER OF ASSETS.**

The commissioner of administration shall, on the effective date of sections 1 to 11, begin proceedings to dissolve the corporation known as the Minnesota humane society, confirmed and continued by Minnesota Statutes, section 343.01. Upon notice that a state federation of county and district societies for the prevention of cruelty to animals has registered its incorporation with the secretary of state, the commissioner shall transfer the assets of the dissolved corporation to the successor corporation as provided by chapter 317. The commissioner shall accept contributions or bequests made to the dissolved corporation that are received after its dissolution and determine whether the terms of the donation permit its transfer to the successor corporation. Donations that cannot be transferred to the successor shall be returned to the donor or the estate of the donor.

**Sec. 14. REPEALER.**

Minnesota Statutes 1986, section 343.08, is repealed.

**Sec. 15. EFFECTIVE DATE.**

Sections 1 to 14 are effective the day following final enactment.

Approved June 3, 1987

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**CHAPTER 395—H.F.No. 137**

*An act relating to criminal procedure; providing a procedure for ordering joint or separate trials for jointly charged defendants; permitting the prosecution to offer a rebuttal closing argument; amending Minnesota Statutes 1986, section 631.07; proposing coding for new law in Minnesota Statutes, chapter 631.*

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

**Section 1. [631.035] JOINTLY CHARGED DEFENDANTS; SEPARATE OR JOINT TRIALS.**

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

When two or more defendants are jointly charged with a felony, they may be tried separately or jointly in the discretion of the court. In making its determination on whether to order joinder or separate trials, the court shall consider the nature of the offense charged, the impact on the victim, the potential prejudice to the defendant, and the interests of justice.

Sec. 2. Minnesota Statutes 1986, section 631.07, is amended to read:

**631.07 ORDER OF FINAL ARGUMENT.**

When the giving of evidence is concluded in a criminal trial, unless the case is submitted on either ~~or~~ both sides without argument, ~~the plaintiff shall begin and the defendant conclude the argument to the jury~~ prosecution may make a closing argument to the jury. The defense may then make its closing argument to the jury. On the motion of the prosecution, the court may permit the prosecution to reply in rebuttal if the court determines that the defense has made in its closing argument a misstatement of law or fact or a statement that is inflammatory or prejudicial. The rebuttal must be limited to a direct response to the misstatement of law or fact or the inflammatory or prejudicial statement.

**Sec. 3. EFFECTIVE DATE.**

Sections 1 and 2 are effective August 1, 1987, and apply to prosecutions commenced on or after that date.

Approved June 3, 1987

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**CHAPTER 396—H.F.No. 303**

*An act relating to agriculture; regulating the functions of the rural finance authority; fixing conditions for certain land sales and foreclosures; providing programs for the agricultural economy; regulating agriculture related commerce; appropriating money; amending Minnesota Statutes 1986, sections 17.03, by adding subdivisions; 17.101, subdivision 1; 17.102; 17.103; 17B.15, subdivision 1; 18.023, subdivision 1; 19.58, subdivision 1; 28A.08; 31.101, subdivisions 3, 4, 5, 6, 7, and 8; 32.394, subdivisions 8, 8b, and 9; 40.071; 40A.03, subdivision 2; 40A.152, subdivisions 1 and 2; 41.56, subdivision 4; 41B.01, subdivision 2; 41B.02, subdivisions 4, 5, 6, 9, 11, 13, 14, and 15; 41B.03; 41B.035, subdivision 5, and by adding a subdivision; 41B.04, subdivisions 7, 8, 9, 10, 11, and 12; 41B.05; 41B.08, subdivision 4; 41B.12; 41B.19, subdivisions 5 and 6; 223.17, subdivision 1; 308.58, subdivision 2; 308.62; 308.77; 308.83; 308.85; 473H.10, subdivision 3; 473H.17, subdivisions 1, 2, and by adding a subdivision; 500.24, subdivisions 2, 6, and by adding a subdivision; 582.041, subdivisions 1, 2, 3, and 5; Laws 1985, chapter 19, section 2, subdivision 2, as amended, and section 6, subdivision 6, as amended; proposing coding for new law in Minnesota Statutes, chapters 17; 41; 41B; 116J; 236A; 550; and 582; repealing Minnesota Statutes 1986, sections 17.03, subdivision 5; 18.023, subdivision 1a; 41B.02, subdivision 17; 41B.035, subdivision 4; 41B.04, subdivisions 6, 13, 14, 15, and 16.*

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