

## CHAPTER 631

## TRIAL, JUDGMENT, SENTENCE

631.035 Jointly charged defendants; separate or  
joint trials.  
631.07 Order of final argument.

631.412 Same sex escort for inmates being  
transferred.

**631.035 JOINTLY CHARGED DEFENDANTS; SEPARATE OR JOINT TRIALS.**

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.

**History:** 1987 c 395 s 1

**631.07 ORDER OF FINAL ARGUMENT.**

When the giving of evidence is concluded in a criminal trial, unless the case is submitted on both sides without argument, the 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.

**History:** 1987 c 395 s 2

**631.412 SAME SEX ESCORT FOR INMATES BEING TRANSFERRED.**

When a sheriff or other correctional officer has custody of a person charged with or convicted of a crime and transfers that person more than 25 miles, that sheriff or other correctional officer shall provide the transferee with a custodial escort of the same sex as the transferee. A sheriff may employ, when the occasion exists, a suitable person to carry out this section. The expenses of the person's employment must be paid out of county funds not otherwise appropriated.

**History:** 1987 c 49 s 16