

CHAPTER 131.

[S. F. No. 170.]

AN ACT TO AMEND SECTION ONE (1) OF CHAPTER ONE HUNDRED AND NINETY-ONE (191) OF THE GENERAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND EIGHTY-SEVEN (1887), RELATING TO ACTIONS FOR LIBEL.

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

Actions for
libel.

SECTION 1. That section one (1) of chapter one hundred and ninety-one (191) of the general laws of one thousand eight hundred and eighty-seven (1887), be and the same is hereby amended by inserting after the word "or" in line thirteen (13) of said section the word "in case of daily papers." And the section, when so amended, shall read as follows:

Section 1. Before any suit shall be brought for the publication of a libel in any newspaper in this state, the aggrieved party shall, at least three (3) days before filing or serving the complaint in such suit, serve notice on the publisher or publishers of said newspaper at their principal office of publication, specifying the statements in the said articles which he or they allege to be false and defamatory, if it shall appear, on the trial of said action, that the said article was published in good faith, that its falsity was due to mistake or misapprehension of the facts and that a full and fair retraction of any statement therein alleged to be erroneous was published in the next regular issue of such newspaper, or in case of daily papers within three (3) days after such mistake or misapprehension was brought to the knowledge of such publisher or publishers, in as conspicuous a place and type in such newspaper as was the article complained of as libellous, then the plaintiff in such case shall recover only actual damages. Provided, however, that the provisions of this act shall not apply to the case of any libel against any candidate for a public office in this state, unless the retraction of the charge is made editorially in a conspicuous manner at least three (3) days before the election, in case such libellous article was published in a daily paper; and in case such libellous article was published in a weekly paper at least ten (10) days before the election. *Provided*, that nothing in the provision of this act shall be held to apply to any libel published of or concerning any female.

When act to
take effect.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1889.