

Such *person so appointed* shall, before receiving the first payment of such compensation, and thereafter, when so ordered so to do by the commission, furnish to the commission a sworn statement containing a list of the dependents with the name, age, residence, extent of dependency and relationship to the deceased of each dependent."

Approved April 19, 1929.

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CHAPTER 252—S. F. No. 603

*An act to amend Section 4290 of General Statutes 1923, relating to the liability of an employer to make compensation for injuries received by an employe and defining the liability of employers, contractors and sub-contractors under the Workmen's Compensation Act.*

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

**Section 1. Certain persons liable as employes—Contractors—Subcontractors, etc.—**That Section 4290 of General Statutes 1923, be and the same hereby is amended so as to read as follows:

"Sec. 4290. (1) Any person who creates or carries into operation any fraudulent scheme, artifice or device to enable him to execute work without himself being responsible to the workman for the provisions of this act, shall himself be included in the term "employer" and be subject to all the liabilities of the employers under this act. But this section shall not be construed to cover or mean an owner who lets a contract to a contractor in good faith. Provided, however, that no person shall be deemed a contractor or sub-contractor, so as to make him liable to pay compensation within the meaning of this section, who performs his work upon the employers' premises and with the employers' tools or appliances and under the employers' directions; nor one who does what is commonly known as "piece work" or in any way where the system of employment used merely provides a method of fixing the workman's wages.

(2) Where compensation is claimed from or proceedings taken against a person under subdivision (1) of this section, the compen-

sation shall be calculated with reference to the wage the workman was receiving from the person by whom he was immediately employed at the time of the injury.

(3) The employer shall not be liable or required to pay compensation for injuries due to the acts or omissions of third persons not at the time in the service of the employer, nor engaged in the work in which the injury occurs, except as provided in Section 31 (4291), or under the conditions set forth in Section 66J.

(4) *Whenever any sub-contractor fails to comply with provisions of Section 4288, General Statutes 1923, the general contractor, intermediate contractor or sub-contractor shall be liable for all compensation benefits to employes, of all subsequent sub-contractors engaged upon the subject matter of the contract, and injured on, in, or about the premises. Any person paying such compensation benefits under the provisions of this paragraph shall be subrogated to the rights of the injured employe against his immediate employer; or any person whose liabilities for compensation benefits to the employe is prior to the liability of the person paying such compensation benefit. The liabilities arising under this paragraph may be determined by the industrial commission."*

Sec. 2. Effective July 1, 1929.—This act shall take effect and be in force from and after July 1, 1929.

Approved April 19, 1929.

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#### CHAPTER 253—S. F. No. 699

*An act to establish a Municipal Court of the Village of Hibbing, St. Louis County, Minnesota.*

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

Section 1. Title of Act.—The act entitled "An act to establish a municipal court in the village of Hibbing, St. Louis county, Minnesota" to read as follows:

Sec. 2. Jurisdiction—Civil.—There is hereby established in the village of Hibbing, in the county of St. Louis, a municipal court for the transaction of all business which may lawfully come before it. Said court shall be a court of record, and shall have a clerk and a seal, and shall have jurisdiction to hear, try and determine civil