

Sec. 4. **Does not apply to non-resident.**—That Mason's Minnesota Statutes, 1927, Section 2684-7, as amended by the Laws of 1931, Chapter 220, relating to reciprocal permission to non-resident motor vehicle owners, be amended to read as follows:

This Act shall not apply to a motor vehicle owned by a citizen of any state or province temporarily residing in this state while regularly employed therein under contract for a term of six months or more, nor to motor vehicles engaged in transporting property for hire, nor to trucks, tractors, truck-tractors, semi-trailers and trailers having an unloaded weight in excess of 5,000 pounds.

Sec. 5. **Application of act.**—*This Act shall not be construed as in any manner changing or modifying any Act passed at this session of the Legislature that relates solely to taxation of passenger motor vehicles or to Class "T" trucks.*

Sec. 6. **Effective January 1, 1934.**—This Act shall take effect and be in force from and after January 1, 1934.

Approved April 20, 1933.

CHAPTER 345—H. F. No. 884

An act giving the operator of a hospital in this state a lien upon all causes of action for damages accruing to a patient therein, or to the legal representatives of such patient, for the reasonable charges for hospital care necessitated by the injuries giving rise to such causes of action.

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

Section 1. **Lien for hospital charges.**—Any person, firm or corporation operating a hospital in this state shall have a lien for the reasonable charges for hospital care of an injured person upon any and all causes of action accruing to the person to whom such care was furnished, or to the legal representatives of such person, on account of injuries giving rise to such causes of action and which necessitated such hospital care, subject, however, to any attorney's lien.

Sec. 2. **Claim to be filed with clerk of the District Court.**—In order to perfect such lien, the operator of such hospital, before, or within ten days after, such person shall have been discharged therefrom, shall file in the office of the clerk of the district court of the county in which such hospital shall be located a verified

statement in writing setting forth the name and address of such patient, as it shall appear on the records of such hospital, the name and location of such hospital and the name and address of the operator thereof, the dates of admission to and discharge of such patient therefrom, the amount claimed to be due for such hospital care, and, to the best of claimant's knowledge, the names and addresses of all persons, firms or corporations claimed by such injured person, or the legal representatives of such person, to be liable for damages arising from such injuries; such claimant shall also, within one day after the filing of such claim or lien, mail a copy thereof, by registered mail, to each person, firm or corporation so claimed to be liable for such damages to the address so given in such statement. The filing of such claim or lien shall be notice thereof to all persons, firms or corporations liable for such damages whether or not they are named in such claim or lien.

Sec. 3. Clerk to provide record.—The clerk of court shall endorse thereon the date and hour of filing and, at the expense of the county, shall provide a hospital lien book with proper index in which he shall enter the date and hour of such filing, the names and addresses of such hospital, the operators thereof and of such patient, the amount claimed and the names and addresses of those claimed to be liable for damages. He shall be paid one dollar as his fee for such filing.

Sec. 4. Release.—No release of such causes of action, or any of them, or of any judgment thereon shall be valid or effectual as against such lien unless such lien holder shall join therein, or execute a release of such lien, and the claimant, or assignee of such lien, may enforce such lien by an action against the person, firm or corporation liable for such damages, which action shall be commenced and tried in the county in which such lien shall be filed, unless ordered removed to another county by the court for cause. If the claimant shall prevail in such action, the court may allow reasonable attorneys' fees and disbursements. Such action shall be commenced within two years after the filing of such lien.

Sec. 5. Not to apply to workmen's compensation.—The provisions of this act shall not apply to any moneys becoming due under the Workmen's Compensation Act of this state.

Sec. 6. This Act shall take effect and be in force from and after its passage.

Approved April 20, 1933.