

CHAPTER 325—H. F. No. 356

An act to amend Mason's Minnesota Statutes of 1927, Section 9657, relating to damages for wrongful death.

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

Section 1. Damages for wrongful death.—Mason's Minnesota Statutes of 1927, Section 9657 is hereby amended so as to read as follows:

"9657. When death is caused by the wrongful act or omission of any person or corporation, the personal representative of the decedent may maintain an action therefor if he might have maintained an action, had he lived, for an injury caused by the same act or omission. The action may be commenced within two years after the act or omission. The damages therein cannot exceed \$10,000.00, and shall be for the exclusive benefit of the surviving spouse and next of kin, to be distributed to them in the same proportion as personal property of persons dying intestate; but funeral expenses, and any demand for the support of the decedent, duly allowed by the probate court, shall first be deducted and paid. Provided, that if an action for such injury shall have been commenced by such decedent, and not finally determined during his life, it may be continued by his personal representative for the benefit of the same persons and for recovery of the same damages as herein provided, and the court on motion may make an order, allowing such continuance, and directing pleadings to be made and issues framed conformably to the practice in action begun under this section."

Sec. 2. Effective July 1, 1935.—This act shall be in force from and after July 1, 1935.

Approved April 29, 1935.

CHAPTER 326—H. F. No. 379

An act to amend Mason's Minnesota Statutes of 1927, Section 8683, relating to the duties and powers of the board of control in regard to financial aid for dependent children and providing for allowances out of state and federal funds to assist in the support of dependent children and authorizing the state board of control to accept the provisions of the "Society Security Act" when and as the same is enacted by the Congress of the United States and to make and enforce certain regulations with respect thereto.