

Sec. 5. **Only certain cities affected.** This act shall be effective only as hereinafter provided in those cities where an increase in pensions has been granted as a result of Chapter 408 of the Laws of 1949, and the increases provided shall be effective only in those cities in which the city council or governing body shall approve the increase by a two-thirds vote of all members of the governing body.

Approved April 20, 1951.

CHAPTER 559—S. F. No. 1237

[Sections 1 to 3 Coded as Sections 182.177 to 182.179]

An act relating to the liability of owners or the person responsible or liable for the repair, maintenance and care of business property for the injury or death of firemen and policemen; amending Minnesota Statutes 1949, Section 182.18.

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

[182.177] **Section 1. Definitions.** Subdivision 1. **Terms.** For the purposes of this act, unless the context otherwise requires, the terms defined in this section have the meanings ascribed to them.

Subd. 2. **Business property.** "Business property" means a building or other structure owned or used for business purposes; but it does not include a private residence, multiple dwelling in which there are fewer than four separate apartments, rooming house in which there are fewer than four rooms let to roomers, or rest or nursing home in which accommodations are furnished for the care of fewer than four persons.

Subd. 3. **Fireman.** "Fireman" includes the state fire marshal, deputy fire marshal, and an officer or other employee, or a duly enrolled member of a municipal fire department.

Subd. 4. **Policeman.** "Policeman" includes the superintendent and any other officer or employee of the state

bureau of criminal apprehension, a constable, sheriff, deputy sheriff, and an officer or other employee of a municipal police department.

Subd. 5. **Safety rule.** "Safety rule" means a statute, ordinance, or a regulation or order issued by authority of a statute or ordinance, having as a purpose the safety or protection of any person.

[182.178] **Sec. 2. Violation of safety rule cause of injury to firemen or policemen.** An owner of business property or the person responsible or liable for the repair, maintenance and care of such property, whose violation of a safety rule in connection with the construction, repair or remodeling of such property, of which he has actual notice, is a cause of the injury or death of a fireman or policeman while performing his duties as policeman or fireman, is liable in a civil action for the injury or death so caused.

[182.179] **Sec. 3. Certain rights not affected.** This act does not affect the right of (a) a fireman or policeman or the personal representative or dependent of a fireman or policeman to recover compensation or other benefits provided by law or (b) the employer of a fireman or policeman to subrogation under Minnesota Statutes, Chapter 176.

Sec. 4. Minnesota Statutes 1949, Section 182.18, is amended to read:

182.18. **Owners' liability; notice.** No liability to any person other than an employee, fireman, or *policeman* shall attach to any owner of any factory, mill, workshop, engineering works, or mercantile establishment, because of the provisions of sections 182.01 to 182.20, until notice to comply with the terms thereof has been served upon such owner by an officer or employee of the department of labor and industry, and reasonable time to comply with such notice has elapsed.

Approved April 20, 1951.

CHAPTER 560—S. F. No. 1398

An act relating to compulsory attendance at the Minnesota School for the Deaf and the Minnesota Braille and Sight-