

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

---

---

N I N E T I E T H                      L E G I S L A T U R E

---

---

**Legislative Document**

**No. 275**

---

---

H. P. 639

House of Representatives, January 29, 1941.

Referred to Committee on Judiciary and sent up for concurrence. 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Sleeper of Rockland.

---

---

STATE OF MAINE

---

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-ONE

---

**AN ACT Relating to Civil Actions for Death.**

---

Be it enacted by the People of the State of Maine, as follows:

**R. S., c. 101, § 10, amended.** Section 10 of chapter 101 of the revised statutes, as amended, is hereby further amended to read as follows:

**'Sec. 10. How such action to be brought; and amount recovered, disposed of; limitation.** Every such action shall be brought by and in the names of the personal representatives of such deceased person, and the amount recovered in every such action, except as hereinafter provided, shall be for the exclusive benefit of the widow or widower, if no children, and of the children, if no widow or widower, and if both, then for the exclusive benefit of the widow or widower and the children equally, and, if neither, of his or her heirs. The jury may give such damages as they shall deem a fair and just compensation, not exceeding \$10,000, with reference to the pecuniary injuries resulting from such death to the persons for whose benefit such action is brought, and in addition thereto, shall give such damages as will compensate the estate of such deceased person for the reasonable expense of medical, surgical and hospital care and treatment, provided, **that when such deceased person was under the age of 21 years,**

damages for a sum not less than \$5000 shall be awarded, and provided' further that such action shall be commenced within 2 years after the death of such person.'