

MAINE STATE LEGISLATURE

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NEW DRAFT OF S. P. 291, L. D. 446.

N I N E T Y - F I R S T L E G I S L A T U R E

Legislative Document

No. 788

S. P. 446

In Senate, March 16, 1943.

Reported by Senator Farris of Kennebec from Committee on Judiciary and laid on the table to be printed under joint rules.

ROYDEN V. BROWN, Secretary.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-THREE

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 by chapter 113 of the public laws of 1933, and by chapter 252 of the public laws of 1939, 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 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 expenses of medical, surgical and hospital care and treatment, **and for reasonable funeral expenses**, provided, that such action shall be commenced within 2 years after the death of such person.'