

CHAPTER 16

(Senate Bill 3)

AN ACT to repeal and re-enact, with amendments, Section 4 of Article 67 of the Annotated Code of Maryland (1951 Edition—being Section 3 of the 1939 Edition, as amended by Chapter 89 of 1950), title “Negligence Causing Death,” providing that CERTAIN persons wholly dependent on a person whose death shall have been caused by negligence shall be entitled to damages.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That Section 4 of Article 67 of the Annotated Code of Maryland (1951 Edition—being Section 3 of the 1939 Edition, as amended by Chapter 89 of 1950), title “Negligence Causing Death,” be and it is hereby repealed and re-enacted, with amendments, to read as follows:

4. Every such action shall be for the benefit of the wife, husband, parent and child of the person whose death shall have been so caused *or IF THERE BE NO SUCH PERSON OR PERSONS ENTITLED, THEN any person RELATED TO THE DECEASED BY BLOOD OR MARRIAGE, who, as a matter of fact, was wholly dependent upon the person whose death shall have been so caused.* [and] *Every such action* shall be brought by and in the name of the State of Maryland for the use of the person OR PERSONS entitled to damages; “parent” shall include the mother of an illegitimate child whose death shall have been so caused; “child” shall include an illegitimate child whenever the person whose death is so caused is the mother of such child; and in every such action the jury may give such damages as they may think proportioned to the injury resulting from such death to the parties respectively for whom and for whose benefit such action shall be brought, and the amount so recovered, after deducting the costs not recovered from the defendant, shall be divided amongst the above-mentioned parties, in such shares as the jury by their verdict shall find and direct; provided, that not more than one action shall lie for and in respect of the same subject-matter of complaint; and

EXPLANATION: *Italics indicate new matter added to existing law.*

[Brackets] indicate matter stricken from existing law.

CAPITALS indicate amendments to bill.

~~Strike out~~ indicates matter stricken out of bill.