

LAW OF THAT JURISDICTION.

(B) MARYLAND COURT TO APPLY ITS OWN RULES OF PLEADING AND PROCEDURE.

NOTWITHSTANDING THE FACT THAT THE WRONGFUL ACT OCCURRED IN ANOTHER JURISDICTION, A MARYLAND COURT IN WHICH THE ACTION IS PENDING SHALL APPLY ITS OWN RULES OF PLEADING AND PROCEDURE.

REVISOR'S NOTE: This section is new language derived from Art. 67, §2. This section is divided into two subsections to emphasize the difference between the provisions dealing with application of the substantive law of another state and the provisions dealing with application of the rules of pleading and procedure of Maryland courts.

The term "substantive law" is introduced for the purpose of clarity. It is believed that the meaning of this term is well understood and no further delimitation appears necessary. The provision dealing with causes of action arising prior to June 1, 1937 is deleted as obsolete.

SEC. 3-904. ACTION FOR WRONGFUL DEATH.

(A) PRIMARY BENEFICIARIES.

AN ACTION UNDER THIS SUBTITLE SHALL BE FOR THE BENEFIT OF THE WIFE, HUSBAND, PARENT, AND CHILD OF THE DECEASED PERSON.

(B) SECONDARY BENEFICIARIES.

IF THERE ARE NO PERSONS WHO QUALIFY UNDER SUBSECTION (A), AN ACTION SHALL BE FOR THE BENEFIT OF ANY PERSON RELATED TO THE DECEASED PERSON BY BLOOD OR MARRIAGE WHO WAS WHOLLY DEPENDENT UPON THE DECEASED.

(C) DAMAGES TO BE DIVIDED AMONG BENEFICIARIES.

IN AN ACTION UNDER THIS SUBTITLE, DAMAGES MAY BE AWARDED TO THE BENEFICIARIES PROPORTIONED TO THE INJURY RESULTING FROM THE WRONGFUL DEATH. THE AMOUNT RECOVERED SHALL BE DIVIDED AMONG THE BENEFICIARIES IN SHARES DIRECTED BY THE VERDICT.

(D) DAMAGES IF SPOUSE OR MINOR CHILD DIES.