

may receive expense reimbursement from a person who takes a child into his home, or a person who adopts a child, in such an amount as will not exceed a sum that fairly reflects the average reasonable and necessary expenses of making the investigation of the home, provision of service to the child prior to adoptive placement, and the supervision of the child in the home until legal adoption is completed; provided that such expense reimbursement shall not exceed ~~\$300~~ \$600; provided further that only such part of the expenses be requested which the adopting person is financially able to meet and provided further that no person shall be barred from receiving a child for adoption because of inability to pay any part of the expense. In addition to such other reports as may be required, each licensed agency, shall file annually with the commissioner of public welfare a full accounting of all expense reimbursement received pursuant to this subdivision, together with the record of the services given for which such reimbursement was made. If he returns the child to the corporation, the person shall not receive compensation for the care, clothing, or medical attendance of the child.

This provision shall not preclude voluntary contributions on the part of anyone at any time.

(2) No organization, association or society shall be eligible to receive an expense reimbursement from a person who takes a child into his home or who adopts a child in any amount whatsoever during the first five years that such association or society shall be licensed by the department of public welfare.

Approved March 11, 1971.

CHAPTER 43—H.F.No.142

An act relating to actions for death by wrongful act; removing the limit on the amount of recovery; amending Minnesota Statutes 1969, Section 573.02, Subdivision 1.

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

Section 1. Minnesota Statutes 1969, Section 573.02, Subdivision 1, is amended to read:

573.02 WRONGFUL DEATH; AMOUNT OF RECOVERY. Subdivision 1. When death is caused by the wrongful act or omission of any person or corporation, the trustee appointed as provided in

Changes or additions indicated by underline, deletions by ~~strikeout~~.

subdivision 3 may maintain an action therefor if the decedent might have maintained an action, had he lived, for an injury caused by such wrongful act or omission. The action may be commenced within three years after the act or omission. The recovery in such action is such an amount as the jury deems fair and just in reference to the pecuniary loss resulting from such death, ~~shall not exceed \$35,000, and shall be for the exclusive benefit of the surviving spouse and next of kin, proportionate to the pecuniary loss severally suffered by the death.~~ The court then determines the proportionate pecuniary loss of the persons entitled to the recovery and orders distribution accordingly. Funeral expenses and any demand for the support of the decedent, other than old age assistance, allowed by the court having jurisdiction of the action, are first deducted and paid.

If an action for such injury was commenced by the decedent and not finally determined during his life, it may be continued by the trustee for recovery of such damages for the exclusive benefit of the surviving spouse and next of kin, proportionate to the pecuniary loss severally suffered by the death. The court on motion shall make an order allowing such continuance and directing pleadings to be made and issues framed as in actions begun under this section.

Sec. 2. The amendment effected by this act shall govern any cause of action arising out of an event which occurs after the effective date of this act.

Approved March 11, 1971.

CHAPTER 44—S.F.No.309

An act relating to income taxation; redefining persons required to make returns; amending Minnesota Statutes 1969, Section 290.37, Subdivision 1.

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

Section 1. Minnesota Statutes 1969, Section 290.37, Subdivision 1, is amended to read:

290.37 TAXATION; INCOME TAX; PERSONS REQUIRED TO MAKE RETURNS. Subdivision 1. **PERSONS MAKING RETURNS.** The following persons shall make a return for each taxable year, or fractional part thereof where permitted or required by law:

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