

No. 569, A.]

[Published September 11, 1959.

## CHAPTER 413

AN ACT to amend 331.048 of the statutes, relating to recovery by owner for damages to vehicle driven by minor child or spouse.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

331.048 of the statutes is amended to read:

331.048 The owner of a motor vehicle which, while being driven by the spouse or minor child of such owner, is damaged as the result of an accident involving another vehicle, may not recover from the owner or operator of such other vehicle for such damages, if the negligence of such spouse or minor child exceeds that of the operator of such other vehicle. *In the event that it is judicially determined that a spouse or minor driver is found to be guilty of less than 50 per cent of the causal negligence involved in an accident, then in that event the owner of the vehicle involved shall be entitled to recover in accordance with the contributory negligence principles as laid down in s. 331.045. For the purposes of recovery of damages by the owner under s. 331.048, and for this purpose only, the negligence of the spouse or minor driver shall be imputed to the owner.*

Approved September 4, 1959.