

COUNTY OR MUNICIPAL CORPORATION WITHIN THE STATE SHALL HAVE ALL THE IMMUNITIES FROM LIABILITY ENJOYED BY THEM WHILE PERFORMING THEIR RESPECTIVE DUTIES WITHIN THE TERRITORIAL LIMITS OF THE COUNTY OR MUNICIPAL CORPORATION.

5-329.

(A) THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION MAY RAISE THE DEFENSE OF PARTIAL GOVERNMENTAL IMMUNITY FOR ANY LIABILITY EXPOSURE:

- (1) IN EXCESS OF INSURANCE LIMITS;
- (2) IF PUNITIVE DAMAGES ARE SOUGHT; OR
- (3) FOR ANY OTHER LIABILITY EXPOSURE NOT COVERED BY INSURANCE.

(B) NOTHING IN THIS SECTION MAY BE CONSTRUED TO BE A WAIVER OF THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION'S TOTAL GOVERNMENTAL IMMUNITY.

(C) THIS SECTION IS INTENDED TO INCLUDE ALL CLAIMS PENDING ON JUNE 1, 1978, PROVIDED THAT AN INSURANCE POLICY TO COVER SUCH LIABILITY WAS IN EFFECT AT THE TIME THE CLAIM ACCRUED.

5-330.

IN THE ABSENCE OF FRAUD NO INSURANCE COMPANY OR PERSON WHO FURNISHES INFORMATION ON ITS BEHALF IS LIABLE FOR DAMAGES IN A CIVIL ACTION FOR ANY ORAL OR WRITTEN STATEMENT MADE OR ANY OTHER ACTION TAKEN THAT IS NECESSARY TO SUPPLY INFORMATION REQUIRED UNDER ARTICLE 38A, § 57(D) OF THE CODE.

5-331.

THE GOVERNOR BY EXECUTIVE ORDER MAY DECLARE THAT AN EMERGENCY EXISTS IN THE MANNER DESCRIBED UNDER ARTICLE 41, § 2-104 OF THE CODE AND MAY ADOPT PROCEDURES OR LIMITATIONS CONCERNING THE PAYMENT OR NONPAYMENT OF NEGOTIABLE INSTRUMENTS, INCLUDING FEES IMPOSED, AND LIABILITY OR IMMUNITY FOR WRONGFUL DISHONOR.

5-332.

UNLESS A SUBDIVISION OR MUNICIPALITY REQUESTS THE APPOINTMENT OF AN INDIVIDUAL AS A SPECIAL POLICEMAN AND THE REQUEST IS GRANTED AS PROVIDED IN ARTICLE 41, TITLE 4, SUBTITLE 9 OF THE CODE, THE STATE AND ANY SUBDIVISION OR MUNICIPALITY OF THE STATE MAY NOT BE LIABLE OR ACCOUNTABLE IN ANY WAY FOR ANY ACT OR OMISSION BY AN INDIVIDUAL APPOINTED AS A SPECIAL POLICEMAN UNDER ARTICLE 41, TITLE 4, SUBTITLE 9 OF THE CODE.