

7-403.1.

(e) A person who performs any screening required by this section [is not liable for any civil damages resulting from acts or omissions in the screening not amounting to gross negligence] ~~SHALL HAVE THE IMMUNITY FROM LIABILITY DESCRIBED UNDER TITLE 5, SUBTITLE 3 § 5-355~~ OF THE COURTS AND JUDICIAL PROCEEDINGS ARTICLE.

16-206.

(d) This section does not prevent any board of trustees, on its own behalf, from raising the defense of sovereign immunity [to any amount of a claim in excess of the limit of an insurance policy or in excess of \$100,000 in the case of self-insurance] ~~DESCRIBED UNDER TITLE 5, SUBTITLE 3 § 5-356~~ OF THE COURTS AND JUDICIAL PROCEEDINGS ARTICLE.

Article – Environment

7-229.

[(a) In this section “discharge” includes leakage, seepage, or other release of a hazardous substance or material.

(b) Except as provided in subsections (c) and (d) of this section, a] A person who is called on for assistance in an emergency [is not subject to any civil liability or penalty] ~~HAS THE IMMUNITY FROM CIVIL LIABILITY OR PENALTY DESCRIBED UNDER TITLE 5, SUBTITLE 3 § 5-357~~ OF THE COURTS AND JUDICIAL PROCEEDINGS ARTICLE as a result of assistance or advice rendered in:

- (1) Mitigating the effects of an actual or threatened discharge of a hazardous substance or material;
- (2) Preventing a discharge of a hazardous substance or material;
- (3) Cleaning up a discharge of a hazardous substance or material; or
- (4) Attempting any of the acts in this subsection.

[(c) The immunity provided in subsection (b) of this section does not apply to any person:

- (1) Whose act or omission was the original cause of an actual or threatened discharge in whole or in part, and who would otherwise be liable for the act or omission; or
- (2) Who received compensation other than reimbursement for out-of-pocket expenses for rendering the assistance or advice.

(d) Notwithstanding subsection (b) of this section, a person is liable for damages caused by that person’s gross negligence or reckless, wanton, or intentional misconduct.]