

[(2) This subsection does not grant any immunity for an abuser who makes a report or participates in the investigation or proceeding.]

19-354.

[(a) Except as provided in subsection (b) of this section, a hospital or related institution is not immune from liability for negligence or any other tort on the grounds that the hospital or related institution is a charitable institution.

(b) A hospital or related institution that is a charitable institution and is insured against this liability in an amount of not less than \$100,000 is not liable for damages in excess of the limits of that insurance.] A HOSPITAL OR RELATED INSTITUTION THAT IS A CHARITABLE INSTITUTION SHALL HAVE THE IMMUNITY FROM LIABILITY DESCRIBED UNDER ~~TITLE 5, SUBTITLE 3~~ § 5-375 OF THE COURTS AND JUDICIAL PROCEEDINGS ARTICLE.

21-254.

[(d) (1) The Secretary shall be liable under this section only if the owner can prove by a preponderance of evidence that, at the time of the action taken against the substance, the substance did not pose an immediate threat.

(2) Any liability under this section shall be limited to the market value of the substance as of the time the action was taken against the substance.

(e) The right of action created by this section lies only against the Secretary in the Secretary's official capacity, and the Secretary shall have no personal liability for the payment of any judgment that is entered in any action brought under this section.

(f) Under this section, this State waives its sovereign immunity to the extent of the right of action that is expressly created, but in no further or other respect.]

(D) THE SECRETARY SHALL HAVE THE IMMUNITY FROM LIABILITY DESCRIBED UNDER ~~TITLE 5, SUBTITLE 3~~ § 5-376 OF THE COURTS AND JUDICIAL PROCEEDINGS ARTICLE.

21-322.

(a) The Department of Health and Mental Hygiene and the State Department of Agriculture may:

(1) Inspect for wholesomeness any food donated to a nonprofit corporation, organization, or association; and

(2) Establish procedures for handling food donated to any nonprofit corporation, organization, or association.

(b) (1) In this [section] SUBSECTION, "person" shall include a nonprofit corporation, organization, or association.

(2) [The exemption provided for in this subsection does not apply to any person who: