

the same Article, title and subtitle, to follow immediately after Section 167 (f) thereof and to read as follows:

167.

(a) When the death of, or personal injury to, any person arises out of the ownership, maintenance or use of a motor vehicle in this State on or after June 1, 1959, but the identity of the motor vehicle and of the operator and owner thereof cannot be ascertained or it is established that the motor vehicle was, at the time said accident occurred, in the possession of some person other than the owner without the owner's consent and that the identity of such person cannot be ascertained, any qualified person who would have a cause of action against the operator or owner, or both, in respect to such death or personal injury for a sum in excess of one hundred dollars (\$100.00), exclusive of interests and costs, or the personal representative of such person, may, upon *-serving notice on the Board in compliance with the Maryland Rules in respect to service of process* [upon notice to the Board] apply to a court of competent jurisdiction for an order permitting him to bring an action therefor against the Board in such court, and the court shall hold a hearing upon such application, and may make an order permitting the applicant to bring such an action against the Board, when the court is satisfied upon the hearing of the application, that—

(c) The applicant, *if the owner or operator of a vehicle involved in the accident or the personal representative of such owner or operator, has within fifteen days after the accident made a report thereof as required by Section 120 of this Article, and* was not at the time of the accident operating or riding in any uninsured motor vehicle owned by him, nor is he the personal representative of a person who was so operating or riding in such a vehicle.

(g) *If the court makes an order permitting the applicant to bring an action against the Board, it shall not be necessary to serve the Board with process, provided that there be affixed to the complaint in such action an affidavit signed by the applicant or his counsel that a copy of said complaint has been sent by registered mail properly addressed to the Manager of the fund.*

SEC. 2. *And be it further enacted, That this Act shall take effect July 1, 1969.*

Approved April 23, 1969.

CHAPTER 211

(Senate Bill 232)

AN ACT to repeal and re-enact, with amendments, Sections 77 and 84 (a) of Article 96A of the Annotated Code of Maryland (1968 Supplement), title "Water Resources," subtitles "Comprehensive Water Pollution Control Program," and "Well Drillers," amending certain laws concerning water pollution, water resources and wells in this state in order to correct the language and references therein.