

sons or circumstances. It is hereby declared to be the legislative intent that this Act would have been adopted if such illegal, invalid or unconstitutional provision, sentence, clause, section or part had not been included therein, and if the person or circumstances to which the Act or any part thereof is inapplicable had been specifically exempted therefrom.

SEC. 51. Effective date.

This Act shall take effect on December 7, 1970.

CHAPTER 4

(BILL NO. 26-70)

AN ACT to amend Chapter 84, title "Finance and Taxation," of the Montgomery County Code 1965, by repealing and re-enacting with amendments, Section 84-4, title "Settlement of claims by County Attorney," to authorize the County Attorney to settle claims by and against the County with the approval of the County Executive.

Be It Enacted by the County Council for Montgomery County, Maryland, that—

SEC. 1. Section 84-4, Chapter 84, title "Finance and Taxation," of the Montgomery County Code 1965, is hereby repealed and re-enacted, with amendments, to read as follows:

84-4. Settlement of claims by County Attorney.

(a) On behalf of the County, the County Attorney is hereby authorized to effect a settlement of all claims by or against the County and all court cases to which the County is a party where the amount of the claim or the amount involved in the suit is not more than one thousand dollars (\$1,000.00) and in his judgment it is proper and advisable to do so. The County Attorney is further authorized to effect, with the approval of the County Executive, a settlement of all other claims by or against the County and all other court cases to which the County is a party, when in his judgment and that of the County Executive it is advisable and proper to do so. In court cases in which the members of the County Council are parties in their capacity as such, the County Attorney is hereby authorized to effect settlement on their behalf upon the approval of the Council, except in cases where each member of the Council may be personally liable or responsible, in which cases settlement shall be made only on behalf of each member approving such settlement.

(b) The authority granted by this Section shall apply to all future and past settlement.

SEC. 2. This Act shall take effect on December 7, 1970.