

(1972 Replacement Volume and 1977 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article 48A - Insurance Code

243H.

(c) As a condition precedent to the right to apply for payment from the Fund, notice of intention to make a claim for damages must be filed within 180 days of the accident out of which the cause of action accrues. In lieu of this notice a claimant may make proof that:

(1) He was physically incapable of giving the notice within the required period and that he gave notice within 30 days after he became physically capable of doing so, or in the event that he did not become so capable that a notice was given on his behalf within a reasonable period; [or]

(2) [That he] HE gave the required notice within 30 days of receiving notice that an insured has disclaimed on a policy of insurance so as to remove or withdraw liability insurance coverage for his claim against a person or persons who allegedly caused him to suffer damages; OR

(3) HE GAVE THE REQUIRED NOTICE WITHIN 30 DAYS OF RECEIVING NOTICE THAT HIS THE DEFENDANT'S INSURER WAS BANKRUPT INSOLVENT, PROVIDED THAT THE DEFENDANT INSURER IS NOT AUTHORIZED TO TRANSACT INSURANCE BUSINESS IN THE STATE OF MARYLAND AND THE CLAIMANT IS NOT ELIGIBLE TO MAKE A CLAIM AGAINST THE MARYLAND INSURANCE GUARANTY ASSOCIATION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1978.

Approved May 16, 1978.

CHAPTER 671

(House Bill 1247)

AN ACT concerning

State Board of Education - Number of School Days

~~FOR the purpose of limiting the State Board of Education to the possibility of reducing the minimum number of school days and monthly period upon proper application~~