

(B) "GOVERNMENTAL ENTITY" MEANS A SPECIAL TAXING DISTRICT WHICH:

(1) IS A UNIT OF GOVERNMENT RESPONSIBLE FOR AN AREA SITUATED SOLELY WITHIN A SINGLE COUNTY;

(2) HAS A GOVERNING BODY ELECTED INDEPENDENTLY OF THE COUNTY GOVERNMENT;

(3) IS FINANCED WITH REVENUES SECURED IN WHOLE OR IN PART FROM SPECIAL TAXES OR ASSESSMENTS LEVIED ON REAL PROPERTY SITUATED WITHIN THE AREA;

(4) PERFORMS MUNICIPAL SERVICES FOR THE RESIDENTS OF THE AREA; AND

(5) WAS NOT CREATED FOR A LIMITED OR SPECIAL PURPOSE OR PURPOSES.

(C) "OFFICIAL OF A GOVERNMENTAL ENTITY" INCLUDES A MEMBER OF THE GOVERNING BODY OF A GOVERNMENTAL ENTITY.

2.

Officials of a ~~SPECIAL--TAXING--DISTRICT~~ GOVERNMENTAL ENTITY, WHILE ACTING IN A DISCRETIONARY CAPACITY, WITHOUT MALICE, AND WITHIN THE SCOPE OF THEIR ~~EMPLOYMENT---~~OR AUTHORITY ARE IMMUNE AS OFFICIALS OR INDIVIDUALS FROM CIVIL LIABILITY FOR ANY ACT OR OMISSION.

3.

AN OFFICIAL IS NOT IMMUNE FROM LIABILITY FOR NEGLIGENCE OR ANY OTHER TORT ARISING FROM THE OPERATION OF A MOTOR VEHICLE EXCEPT AS TO ANY CLAIM FOR DAMAGES IN EXCESS OF THE LIMITS OF ANY APPLICABLE POLICY OF MOTOR VEHICLE LIABILITY INSURANCE.

4.

(A) A ~~SPECIAL--TAXING--DISTRICT~~ GOVERNMENTAL ENTITY SHALL PROVIDE A DEFENSE FOR AN OFFICIAL FOR ANY ACT OR OMISSION UNDERTAKEN WITHOUT MALICE AND ARISING WITHIN THE SCOPE OF THE OFFICIAL'S ~~EMPLOYMENT-OR~~ AUTHORITY.

(B) A ~~SPECIAL--TAXING--DISTRICT~~ GOVERNMENTAL ENTITY SHALL PROVIDE ONLY A DEFENSE FOR ITS OFFICIALS FOR NEGLIGENCE OR ANY OTHER TORT ARISING FROM THE OPERATION OF A MOTOR VEHICLE AS TO ANY CLAIM FOR DAMAGES IN EXCLSS OF THE LIMITS OF ANY APPLICABLE POLICY OF MOTOR VEHICLE LIABILITY INSURANCE.

5.