

In subsection (a) of this section, the former specific reference to the "Maryland Rules of Procedure" is deleted as surplusage.

12-106. CLAIMS.

(A) FORM.

A CLAIM UNDER THIS SUBTITLE SHALL:

(1) CONTAIN A CONCISE STATEMENT OF FACTS THAT SETS FORTH THE NATURE OF THE CLAIM, INCLUDING THE DATE AND PLACE OF THE ALLEGED TORT;

(2) DEMAND SPECIFIC DAMAGES;

(3) STATE THE NAME AND ADDRESS OF EACH PARTY;

(4) STATE THE NAME, ADDRESS, AND TELEPHONE NUMBER OF COUNSEL FOR THE CLAIMANT, IF ANY; AND

(5) BE SIGNED BY THE CLAIMANT OR COUNSEL.

(B) CONSIDERATION.

THE TREASURER MAY:

(1) CONSIDER A CLAIM FOR MONEY DAMAGES UNDER THIS SUBTITLE OR DELEGATE WHOLLY OR PARTLY THIS RESPONSIBILITY TO OTHER STATE PERSONNEL; AND

(2) CONTRACT FOR ANY SUPPORT SERVICES THAT ARE NEEDED TO CARRY OUT THIS RESPONSIBILITY PROPERLY.

(C) SETTLEMENTS.

(1) UNLESS A CONTRACT WITH A PRIVATE INSURER PROVIDES OTHERWISE, THE TREASURER OR DESIGNEE MAY COMPROMISE AND SETTLE A CLAIM FOR MONEY DAMAGES AFTER THE TREASURER OR DESIGNEE CONSULTS WITH THE ATTORNEY GENERAL.

(2) THE ACCEPTANCE OF A SETTLEMENT BY A CLAIMANT IS:

(I) FINAL AS TO THAT CLAIMANT; AND

(II) A COMPLETE RELEASE OF EACH CLAIM ARISING FROM THE SAME CAUSE OF ACTION AGAINST:

1. THE STATE;

2. EACH OF ITS UNITS; AND

3. ALL STATE PERSONNEL WHO WERE ACTING WITHIN THE SCOPE OF PUBLIC DUTIES AND WERE NOT MALICIOUS OR GROSSLY NEGLIGENT.