

(4) the negligent maintenance or operation, by State personnel, of any self-propelled vehicle, including a vehicle that operates on rail, through water, or in air, or of an attachment to the vehicle;

(5) the negligent maintenance or use, by State personnel, of any property that the State or any of its units owns or possesses;

(6) a defective, unsafe, or dangerous condition of a street, alley, sidewalk, or highway that the State or any of its units owns and controls, if the State or the unit had constructive or actual notice of the condition; or

(7) the negligent failure of State personnel to supervise properly an activity at a State park or State recreation facility.

(b) Immunity is waived under this section only] to the extent of INSURANCE coverage under [the State Insurance Program] ARTICLE 95, § 27(D) OF THE CODE.

[(c)] (B) Immunity is not waived under this section for:

(1) punitive damages;

(2) interest before judgment;

(3) [an individual claim in excess of \$100,000;

(4) total claims that arise from the same occurrence in excess of \$500,000;

(5)] a claim that arises from the combatant activities of the State militia during a state of emergency; [or]

~~(4) -- COSTS, -- EXPENSES, -- OR -- LOST -- INCOME -- FOR -- WHICH --~~

~~(i) -- THE -- CLAIMANT -- IS -- PAID -- OR -- REIMBURSED, -- HAS -- A -- RIGHT -- OF -- REIMBURSEMENT, -- OR -- IS -- NOT -- LEGALLY -- OBLIGATED, -- AND~~

~~(ii) -- NO -- RIGHT -- OF -- SUBROGATION -- EXISTS -- IN -- AN -- INSURER -- OR -- OTHER -- THIRD -- PARTY;~~

~~(5) (4) ANY TORTIOUS ACT OR OMISSION OF STATE PERSONNEL THAT:~~

~~(I) IS NOT WITHIN THE SCOPE OF THE PUBLIC DUTIES OF THE STATE PERSONNEL; OR~~

~~(II) IS MADE WITH MALICE OR GROSS NEGLIGENCE;~~
OR

~~(6) (5) a cause of action that law specifically prohibits.~~