

(vi) The claimant is ineligible to make a claim arising from the same accident, under Subtitle 33 of this article, the [Maryland] PROPERTY AND CASUALTY Insurance Guaranty [Association] CORPORATION.

(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;

(2) 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 the defendant's insurer was 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] PROPERTY AND CASUALTY Insurance Guaranty [Association] CORPORATION.

33. [Maryland Insurance Guaranty Association]

PROPERTY AND CASUALTY INSURANCE GUARANTY
ASSOCIATION CORPORATION

504.

(a) ~~{1}~~ The purposes of this subtitle are to provide a mechanism for the prompt payment of covered claims under certain insurance policies and to avoid financial loss to claimants or policyholders because of the insolvency of an insurer; ~~to assist in the detection and prevention of insurer insolvencies;~~ and to provide for the assessment of the cost of such payments and protection among insurers.

~~{2}--THE ASSOCIATION CREATED BY THIS SUBTITLE IS NOT AN INSTRUMENTALITY OF THE STATE OF MARYLAND AND THE PAYMENT OF COVERED CLAIMS ARISING OUT OF INSURANCE POLICIES OF INSOLVENT INSURERS IS NEITHER GUARANTEED NOR INSURED BY THE STATE OF MARYLAND.~~

(b) This subtitle shall apply to all kinds of direct insurance, except life insurance, health insurance, and annuities. On July 1, 1975 all of the assets and obligations of every type and description of the Motor Vehicle Security Fund as