

VETOES

4-105.

(a) Each county board shall carry comprehensive liability insurance to protect the board and its agents and employees. The purchase of this insurance is a valid educational expense.

(b) The State Board shall establish standards for these insurance policies, including a minimum liability coverage of not less than \$100,000 for each occurrence. The policies purchased under this section shall meet these standards.

(c) (1) A county board complies with this section if it:

(I) is INDIVIDUALLY self-insured for at least \$100,000 for each occurrence under the rules and regulations adopted by the State Insurance Commissioner; OR

(II) POOLS WITH OTHER PUBLIC ENTITIES FOR THE PURPOSE OF SELF-INSURING PROPERTY OR CASUALTY RISKS UNDER ARTICLE 48A, § 482B OF THE CODE.

(2) A county board that ~~INDIVIDUALLY~~ elects to self-insure INDIVIDUALLY under this subsection periodically shall file with the State Insurance Commissioner, in writing, the terms and conditions of the self-insurance.

(3) The terms and conditions of this INDIVIDUAL self-insurance:

(i) Are subject to the approval of the State Insurance Commissioner; and

(ii) Shall conform with the terms and conditions of comprehensive liability insurance policies available in the private market.

(d) (1) A county board may raise the defense of sovereign immunity to any amount claimed above the limit of its insurance policy or, if self-insured OR A MEMBER OF A POOL ESTABLISHED UNDER ARTICLE 48A, § 482B OF THE CODE, above \$100,000.

(2) A county board may not raise the defense of sovereign immunity to any claim of \$100,000 or less.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1988.

-----