

(II) IDENTIFIED CRITICAL INFORMATION TECHNOLOGY SYSTEMS AND PRODUCTS;

(III) ASSESSED POTENTIAL Y2K DATE DATA PROBLEMS;

(IV) INITIATED EFFORTS TO REMEDIATE Y2K DATE DATA PROBLEMS IN ITS INFORMATION TECHNOLOGY SYSTEMS AND PRODUCTS; AND

(V) DEVELOPED A CONTINGENCY PLAN OF ACTION THAT SPECIFIES ACTIONS THAT SHALL BE TAKEN IF REMEDIATION FAILS OR IS NOT COMPLETED BY DECEMBER 31, 1999.

~~(C) AN OFFICIAL OR EMPLOYEE OF THE STATE OR A LOCAL GOVERNMENT IS IMMUNE FROM SUIT AND LIABILITY FOR DAMAGES ARISING OUT OF A DATE DATA PROBLEM.~~

~~(D) THE IMMUNITIES SET FORTH IN THIS SECTION ARE IN ADDITION TO ANY IMMUNITIES OR LIMITS ON LIABILITY OTHERWISE AVAILABLE TO THE STATE OR A LOCAL GOVERNMENT OR AN OFFICIAL OR EMPLOYEE OF THE STATE OR A LOCAL GOVERNMENT.~~

(C) NOTHING IN THIS SECTION MAY BE CONSTRUED TO AFFECT ANY IMMUNITIES OR LIMITS ON LIABILITY OTHERWISE PROVIDED BY LAW TO THE STATE OR A LOCAL GOVERNMENT OR AN OFFICIAL OR EMPLOYEE OF A LOCAL GOVERNMENT.

(D) NOTHING IN THIS SECTION MAY BE CONSTRUED TO AFFECT THE LIABILITY OF THE STATE OR A LOCAL GOVERNMENT OR AN OFFICIAL OR EMPLOYEE OF A LOCAL GOVERNMENT FOR:

- (1) AN INTENTIONALLY TORTIOUS ACT OR OMISSION;
- (2) A WANTON OR RECKLESS ACT OR OMISSION; OR
- (3) A GROSSLY NEGLIGENT ACT OR OMISSION.

(E) THIS SECTION DOES NOT APPLY TO A CLAIM FOR WORKER'S COMPENSATION BENEFITS.

~~SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall only apply to causes of action arising out of a date data problem, as defined in § 5-527(a)(4) of the Courts Article as enacted by this Act, occurring before January 1, 2002 June 30, 2001.~~

~~SECTION 2.3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1999.~~

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed prospectively only to apply to causes of action arising out of a Y2K date data problem, as defined in § 5-527(a)(5) of the Courts Article as enacted by this Act, occurring on or before June 30, 2001, and may not be applied or interpreted to have any effect on or application to any case filed before the effective date of this Act.