

(I) RELIES UPON AN INFORMATION TECHNOLOGY SYSTEM OR PRODUCT THAT INCLUDES DATE DATA;

(II) OPERATES IN A MANNER CONSISTENT WITH THE DESIGN REQUIREMENTS OR OTHER SPECIFICATION FOR THE PRODUCT OR SERVICE; AND

(III) DOES NOT CAUSE A Y2K DATE DATA PROBLEM.

(B) ~~SUBJECT TO SUBSECTION (C) OF THIS SECTION EXCEPT FOR A WRONGFUL DEATH, SURVIVAL, OR PERSONAL INJURY ACTION,~~ THE STATE OR A LOCAL GOVERNMENT OR AN OFFICIAL OR EMPLOYEE OF ~~THE STATE OR A LOCAL GOVERNMENT~~ IS IMMUNE FROM SUIT AND LIABILITY FOR DAMAGES ARISING OUT OF A Y2K DATE DATA PROBLEM IF THE STATE OR LOCAL GOVERNMENT HAS:

(1) PUBLISHED AND MADE AVAILABLE FOR PUBLIC COMMENT A COMPLIANCE PLAN;

(2) BEFORE OCTOBER 1, 1999, ADOPTED A COMPLIANCE PLAN; AND

(3) BEFORE DECEMBER 31, 1999, ~~CERTIFIED BY THE BOARD OF COUNTY COMMISSIONERS, THE CHIEF EXECUTIVE OFFICER, CHIEF ADMINISTRATIVE OFFICER, OR THE DESIGNEE OF EITHER OFFICER, THE IMPLEMENTATION OF THE COMPLIANCE PLAN. THAT THE STATE OR LOCAL GOVERNMENT HAS COMPLETED THE FOLLOWING ITEMS IN ITS COMPLIANCE PLAN:~~

(I) ~~INVENTORIED INFORMATION TECHNOLOGY SYSTEMS AND PRODUCTS TO DETERMINE~~ ASSESS WHETHER THEY ARE YEAR 2000-READY;

(II) ~~IDENTIFIED CRITICAL INFORMATION TECHNOLOGY SYSTEMS AND PRODUCTS AND OBTAINED INFORMATION FROM ITS CRITICAL SUPPLIERS REGARDING THEIR Y2K COMPLIANCE PLANS;~~

(III) ~~ASSESSED POTENTIAL Y2K DATE DATA PROBLEMS AND TESTED, IF PRACTICABLE, ITS CRITICAL INFORMATION TECHNOLOGY SYSTEMS AND PRODUCTS;~~

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

(V) ~~REASONABLY REMEDIATED Y2K DATE DATA PROBLEMS IN ITS CRITICAL INFORMATION TECHNOLOGY SYSTEMS AND PRODUCTS; AND~~

(VI) (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) ~~IF THE STATE OR LOCAL GOVERNMENT DID NOT ACTUALLY PERFORM OR COMPLETE A REQUIREMENT THAT WAS CERTIFIED UNDER SUBSECTION (B)(2) OF THIS SECTION, AND THE FAILURE TO PERFORM OR COMPLETE THAT REQUIREMENT CAUSED A WRONGFUL DEATH, PERSONAL INJURY, PROPERTY DAMAGE, OR OTHER LOSS, THE IMMUNITY DESCRIBED IN SUBSECTION (B) OF THIS SECTION DOES NOT APPLY TO A CAUSE OF ACTION CONCERNING THE WRONGFUL DEATH, PERSONAL INJURY, OR PROPERTY DAMAGE.~~