

AN AGREEMENT ENTERED INTO UNDER THIS SECTION SHALL BE LIMITED TO THE PROVISION OF FIRE FIGHTING OR RESCUE EQUIPMENT AND PERSONNEL OR BOTH.

(C) REQUIRED PROVISIONS.

AN AGREEMENT ENTERED INTO UNDER THIS SECTION SHALL INCLUDE:

(1) A WAIVER BY EACH PARTY OF ANY CLAIM AGAINST ANY OTHER PARTY FOR COMPENSATION FOR ANY LOSS, DAMAGE, PERSONAL INJURY, OR DEATH THAT OCCURS IN THE PERFORMANCE OF THE AGREEMENT;

(2) A PROVISION TO INDEMNIFY AND HOLD HARMLESS EACH PARTY TO THE AGREEMENT FROM ANY CLAIM BY A THIRD PARTY FOR PROPERTY DAMAGE OR PERSONAL INJURY, WITHIN THE LIMITATIONS PERMITTED BY FEDERAL LAW, THAT ARISE OUT OF THE ACTIVITIES OF EACH PARTY TO THE AGREEMENT; AND

(3) EXCEPT IN ANNE ARUNDEL COUNTY, A PROVISION THAT ENTITLES THE FIRE, RESCUE, OR EMERGENCY MEDICAL SERVICES ENTITY TO OBTAIN REIMBURSEMENT FROM THE APPROPRIATE FEDERAL AUTHORITY FOR ALL OR PART OF THE COST OF PROVIDING FIRE PROTECTION ON PROPERTY UNDER THE JURISDICTION OF THE UNITED STATES IN ACCORDANCE WITH FEDERAL LAW.

(D) BENEFITS UNDER WORKERS' COMPENSATION LAW.

IF AN INDIVIDUAL ENGAGING IN AN ACTIVITY AUTHORIZED UNDER THIS SECTION SUSTAINS AN INJURY THAT ARISES OUT OF THE ACTIVITY, THE INDIVIDUAL IS ENTITLED TO ANY OR ALL BENEFITS AVAILABLE UNDER THE MARYLAND WORKERS' COMPENSATION ACT AS THE PRIMARY REMEDY FOR REIMBURSEMENT OF EXPENSES FOR MEDICAL BILLS, LOSS OF EARNINGS, AND DISABILITY THAT ARISES UNDER OR AS A RESULT OF THIS SECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 38A, § 38.

In subsection (a) of this section, the former phrase "acting through authorized agents" is deleted as surplusage.

Also in subsection (a) of this section, the former phrase "in their discretion" is deleted as surplusage.

In subsection (b) of this section, the former phrase "to extinguish fires and save lives on property which is under the jurisdiction of the United States" is deleted as duplicative of what an agreement under this section may provide for as stated in subsection (a) of this section.

In subsection (c)(2) and (3) of this section, the former reference to "applicable" federal law is deleted as surplusage.

In subsection (c)(2) of this section, the reference to "hold" harmless is substituted for the former reference to "save" harmless to use common legal terminology.