

10-473. EXCLUSIVENESS OF REMEDY.

NOTWITHSTANDING ANY OTHER PROVISION OF LAW AND SUBJECT TO § 10-493 OF THIS SUBTITLE, A DELINQUENCY PROCEEDING IS THE EXCLUSIVE METHOD OF LIQUIDATING, REHABILITATING, REORGANIZING, OR CONSERVING A PROVIDER

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 70B, § 20A.

The former phrase "with respect to a continuing care provider" is deleted as surplusage.

Defined terms: "Delinquency proceeding" § 10-472
"Provider" § 10-401

10-474. IMMUNITY FROM LIABILITY.

THE SECRETARY, DEPUTY SECRETARY, SPECIAL DEPUTY SECRETARY, OR ANY PERSON ACTING AS RECEIVER IN A REHABILITATION, LIQUIDATION, OR CONSERVATION OF A PROVIDER AS A RESULT OF A COURT ORDER SHALL HAVE THE SAME IMMUNITY FROM LIABILITY THAT THE MARYLAND INSURANCE COMMISSIONER, DEPUTY COMMISSIONER, SPECIAL DEPUTY COMMISSIONER, OR ANY PERSON ACTING AS RECEIVER IN A REHABILITATION, LIQUIDATION, OR CONSERVATION OF AN INSURER WOULD HAVE UNDER § 5-410 OF THE COURTS ARTICLE.

REVISOR'S NOTE: This section formerly was Art. 70B, § 20B.

The only changes are in style.

Defined terms: "Person" §§ 1-101, 10-401
"Provider" § 10-401
"Receiver" § 10-472
"Secretary" § 10-101

10-475. FEES AND COSTS.

(A) SECRETARY EXEMPT FROM FEES.

(1) THIS SUBSECTION APPLIES EVEN IF A PAPER OR INSTRUMENT IS NOT:

(I) EXECUTED BY THE SECRETARY OR A DEPUTY, EMPLOYEE, OR ATTORNEY OF RECORD OF THE SECRETARY; AND

(II) CONNECTED WITH THE COMMENCEMENT OF AN ACTION OR PROCEEDING BY OR AGAINST THE SECRETARY OR WITH THE SUBSEQUENT CONDUCT OF THE ACTION OR PROCEEDING.

(2) SUBJECT TO SUBSECTION (B) OF THIS SECTION, THE SECRETARY MAY NOT BE REQUIRED TO PAY TO A PUBLIC OFFICER IN THE STATE A FEE FOR FILING, RECORDING, OR ISSUING A TRANSCRIPT OR CERTIFICATE OR FOR AUTHENTICATING A PAPER OR INSTRUMENT THAT RELATES TO THE EXERCISE BY THE SECRETARY OF A POWER OR DUTY OF THE SECRETARY UNDER THIS SUBTITLE.