

rendering care, assistance, or advice [in accordance] CONSISTENT with this subtitle [ , ] AND THE NATIONAL CONTINGENCY PLAN, OR AS OTHERWISE DIRECTED BY THE FEDERAL ON-SCENE COORDINATOR OR APPROPRIATE STATE OFFICIAL unless:

(1) The person is a person responsible for the discharge [under § 4-401(e)] IN ACCORDANCE WITH § 4-401(G) of this subtitle; [or]

(2) THE PERSON IS A RESPONSIBLE PARTY AS DEFINED BY THE FEDERAL OIL POLLUTION ACT OF 1990; OR

(3) THE PERSON IS GROSSLY NEGLIGENT OR ENGAGES IN WILLFUL MISCONDUCT.

[(2) It is shown by clear and convincing evidence that the damage to persons, property, or the environment is significantly increased by the negligent acts or omissions of the person removing, mitigating, controlling, or rectifying an oil discharge.]

[(b) A person who responds to a request initiated by the Department for assistance in cleaning up an oil discharge, and who renders care, assistance, or advice in accordance with this subtitle without compensation, shall only be responsible for damages caused by willful or intentional acts or omissions or gross negligence.]

[(c)](B) Nothing in subsection (a) [or (b)] of this section shall be construed to affect or limit any cause of action for personal injury or wrongful death arising from an act or omission of a person responding to a discharge.

(C) A RESPONSIBLE PARTY AS DEFINED BY THE FEDERAL OIL POLLUTION ACT OF 1990 OR A PERSON RESPONSIBLE FOR THE DISCHARGE AS DEFINED IN § 4-401(G) OF THIS SUBTITLE IS LIABLE FOR ANY CONTAINMENT, CLEANUP, AND REMOVAL COSTS OR DAMAGES THAT ANOTHER PERSON IS RELIEVED OF UNDER THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1992.

Approved May 26, 1992.

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CHAPTER 460

(Senate Bill 213)

AN ACT concerning

Drivers' Licenses - ~~Suspension or Revocation~~ - ~~Notification and~~ Revocation -  
Reinstatement

FOR the purpose of ~~altering certain methods of notification of suspension or revocation of drivers' licenses;~~ repealing certain requirements for reinstatement of drivers' licenses revoked under certain provisions of law; and generally relating to