D3 6lr3476 CF HB 636

By: Senator Manno

AN ACT concerning

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Introduced and read first time: February 5, 2016

Assigned to: Judicial Proceedings

A BILL ENTITLED

4	Maryland Tort Claims Act - Certain Claim Requirement - Exception
3	FOR the purpose of providing a certain exception to a requirement that a claimant submit
4	a claim within a certain time to the State Treasurer or a designee of the State
5	Treasurer under the Maryland Tort Claims Act; providing for the application of this
6	Act; and generally relating to repealing a certain requirement under the Maryland
7	Tort Claims Act.
8	BY repealing and reenacting, with amendments,
9	Article – State Government
0	Section 12–106
1	Annotated Code of Maryland
12	(2014 Replacement Volume and 2015 Supplement)
13	BY repealing and reenacting, without amendments,
4	Article – State Government
15	Section 20–1004
16	Annotated Code of Maryland
L 7	(2014 Replacement Volume and 2015 Supplement)

Article - State Government

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

21 12–106.

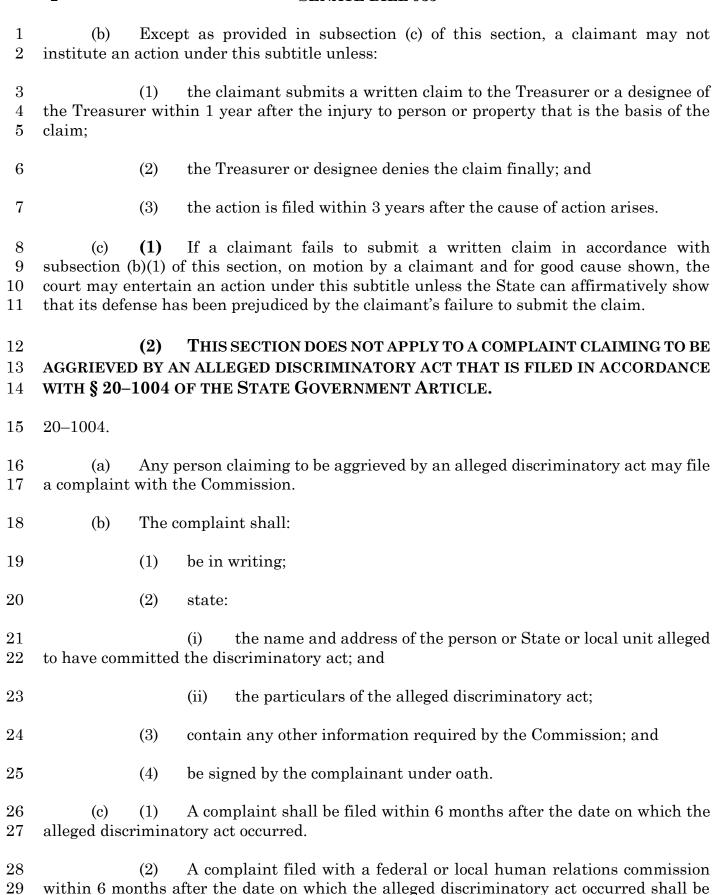
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22 (a) This section does not apply to a claim that is asserted by cross-claim, 23 counterclaim, or third-party claim.



That the Laws of Maryland read as follows:



deemed to have complied with this subsection.

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- 1 (d) The Commission, on its own motion, and by action of at least three 2 commissioners, may issue a complaint in its name in the same manner as if the complaint 3 had been filed by an individual, if:
- 4 (1) the Commission has received reliable information from an individual 5 that a person has been or is engaged in a discriminatory act; and
- 6 (2) after a preliminary investigation by the Commission's staff authorized 7 by the chair or vice—chair, the Commission is satisfied that the information warrants the 8 filing of a complaint.
- 9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any cause of action arising before the effective date of this Act.
- SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect 13 October 1, 2016.