

243H.

(C) AS A CONDITION PRECEDENT TO THE RIGHT TO [[BRING AN ACTION AGAINST THE FUND]] APPLY FOR PAYMENT FROM THE FUND, NOTICE OF INTENTION TO MAKE A CLAIM FOR DAMAGES MUST BE FILED WITHIN 180 DAYS OF THE ACCIDENT OUT OF WHICH THE CAUSE OF ACTION ACCRUES. IN LIEU OF THIS NOTICE A CLAIMANT MAY MAKE PROOF THAT:

(1) HE WAS PHYSICALLY INCAPABLE OF GIVING THE NOTICE WITHIN THE REQUIRED PERIOD AND THAT HE GAVE NOTICE WITHIN 30 DAYS AFTER HE BECAME PHYSICALLY CAPABLE OF DOING SO, OR IN THE EVENT THAT HE DID NOT BECOME SO CAPABLE THAT A NOTICE WAS GIVEN ON HIS BEHALF WITHIN A REASONABLE PERIOD; OR

(2) THAT HE GAVE THE REQUIRED NOTICE WITHIN 30 DAYS OF RECEIVING NOTICE THAT AN INSURED HAD DISCLAIMED ON A POLICY OF INSURANCE SO AS TO REMOVE OR WITHDRAW LIABILITY INSURANCE COVERAGE FOR HIS CLAIM AGAINST A PERSON OR PERSONS WHO ALLEGEDLY CAUSED HIM TO SUFFER DAMAGES.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1976.

Approved May 17, 1976.

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CHAPTER 910

(House Bill 1944)

AN ACT concerning

Fireworks - Sparklers

FOR the purpose of providing that the term "fireworks" does not include certain sparklers.

BY repealing and reenacting, with amendments,

Article 38A - Fires and Investigations  
 Section 15(a) and (c)  
 Annotated Code of Maryland  
 (1971 Replacement Volume and 1975 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Sections 15(a) and (c) of Article 38A - Fires and Investigations, of the Annotated Code of Maryland (1971 Replacement Volume and 1975 Supplement) ~~be~~