

(i) HAVE NOT BEEN RECEIVED BY THE CARRIER, ITS AGENT, OR A CONNECTING CARRIER; OR

(ii) ARE NOT UNDER THE CARRIER'S CONTROL.

REVISOR'S NOTE: This section is new language derived without substantive change from Art. 14, §49.

The penalty provisions of present §49 now appear in §18-401 of this title.

18-205. ISSUANCE OF NONNEGOTIABLE BILL OF LADING NOT SO MARKED.

A PERSON WITH INTENT TO DEFRAUD MAY NOT ISSUE OR AID IN ISSUING A NONNEGOTIABLE BILL OF LADING WITHOUT A CONSPICUOUS NOTATION ON ITS FACE OF THE WORDS "NOT NEGOTIABLE" OR "NONNEGOTIABLE."

REVISOR'S NOTE: This section is new language derived without substantive change from Art. 14, §50.

The word "conspicuous," which is defined in §18-101, is substituted for "plainly" for purposes of clarity and to conform this section to the similar provisions relating to duplicate bills of lading, as contained in §18-202 of this title and, by reference in that section, in §7-402 of this article. See revisor's note to §18-101(c).

The penalty provisions of present §50 now appear in §18-401 of this title.

Also, the word "nonnegotiable" is added as an affirmative to the required notation of "not negotiable" to conform to the terminology otherwise used in the present statute, generally used in the U.C.C. (Cf. §1-201 (10): "NONNEGOTIABLE BILL OF LADING"), and generally used in the trade.

18-206. ISSUANCE OF BILL OF LADING CONTAINING FALSE STATEMENT.

AN OFFICER, AGENT, OR EMPLOYEE OF A CARRIER MAY NOT ISSUE OR AID IN ISSUING A BILL OF LADING FOR GOODS:

(1) WITH INTENT TO DEFRAUD; AND

(2) WITH KNOWLEDGE THAT IT CONTAINS A FALSE STATEMENT.

REVISOR'S NOTE: This section is new language derived