

paragraph of Art. 11, § 108G(a) and from Art. 11, § 108G(b) and (c).

This section is revised to apply to all stock acquisitions, rather than just acquisitions by purchase. Although present Art. 11, § 108G(a) imposes reporting requirements only on "the purchaser", other provisions of that subsection refer to "a change ... in the outstanding voting stock", "any sales or purchases", "possession", "change in the ownership", and "the sale". It would appear that, in addition to purchases of stock, other acquisitions are intended to be covered.

Subsection (a) (2) of this section is new language added to clarify the present reference to a "bank holding company". In present Art. 11, § 31A(b) — now § 12-201 of this article — the term "bank holding company" is defined for purposes of the prohibition against a foreign bank or affiliated corporation being a bank holding company. However, the Bank Commissioner indicates that the intent of Ch. 294, Acts of 1979, which added the reference to a bank holding company in this section, was to conform the requirements as to stock acquisitions to the federal law. As to the federal law, see 12. U.S.C. § 1841 et seq.

3-315. LOANS SECURED BY STOCK.

(A) WHEN REQUIRED.

EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, THE CHIEF EXECUTIVE OFFICER OF A COMMERCIAL BANK SHALL REPORT TO THE BANK COMMISSIONER AS SOON AS THE OFFICER BECOMES AWARE THAT ANY PERSON HAS APPLIED FOR OR HAS RECEIVED A LOAN FROM THE COMMERCIAL BANK THAT IS TO BE SECURED BY 25 PERCENT OR MORE OF THE VOTING STOCK OF ANY COMMERCIAL BANK.

(B) APPLICATION OF SECTION.

THIS SECTION DOES NOT APPLY IF:

(1) THE LOAN APPLICANT OR BORROWER HAS BEEN THE OWNER OF RECORD OF THE STOCK FOR AT LEAST 1 YEAR; OR

(2) THE STOCK IS STOCK OF A NEWLY ORGANIZED BUT NOT YET OPENED COMMERCIAL BANK.

(C) CONTENTS OF REPORT.

A REPORT REQUIRED BY THIS SECTION SHALL DESCRIBE THE LOAN TRANSACTION AND CONTAIN WHATEVER INFORMATION IS AVAILABLE TO INFORM THE BANK COMMISSIONER OF THE EFFECT OF THE LOAN ON THE POWER TO DIRECT OR CAUSE DIRECTION OF THE