

AFTER THE DATE OF ACCEPTANCE;

(2) THE AMOUNT OF THE EXCHANGE DOES NOT EXCEED 50 PERCENT OF THE UNIMPAIRED CAPITAL AND SURPLUS OF THE COMMERCIAL BANK; AND

(3) FOR ANY EXCHANGE THAT EXCEEDS 10 PERCENT OF THE UNIMPAIRED CAPITAL AND SURPLUS OF THE COMMERCIAL BANK, THE DRAFT IS ACCOMPANIED BY A DOCUMENT OF TITLE OR OTHER ADEQUATE SECURITY.

REVISOR'S NOTE: This section is new language that combines without substantive change the identical provisions of Art. 11, §§ 31(a) and 57(a).

Throughout this section, the term "commercial bank", which is defined in § 1-101 of this article, is substituted for the independent references to "State bank" and "trust company".

In subsections (a) (2) and (b) (3) of this section, the term "document of title" is substituted for the references "shipping document which conveys or secures title", "warehouse receipt", and "other document{s} which conveys or secures title". This change conforms to the terminology in the Commercial Law Article. In this regard, see the definition of "document of title" in CL § 1-201.

In subsection (b) (2) of this section, the present term "paid up" is deleted as an unnecessary limitation in light of the term "unimpaired". The use of the latter term by itself is consistent with the apparent intent of the subsection and with similar provisions appearing elsewhere in this article. See, e.g., § 12-103 of this article.

As to the general authority of a commercial bank to accept drafts, see § 3-206(b) (4) of this title.

3-605. OWNING AND LEASING PERSONAL PROPERTY.

(A) SCOPE OF SECTION.

THIS SECTION DOES NOT APPLY TO A LEASEHOLD INTEREST IN REAL PROPERTY.

(B) IN GENERAL.

SUBJECT TO THE RULES AND REGULATIONS OF THE BANK COMMISSIONER, A COMMERCIAL BANK MAY BECOME THE OWNER AND LESSOR OF PERSONAL PROPERTY IF:

(1) THE PERSONAL PROPERTY IS ACQUIRED ON THE