

10-209. FEDERAL RECORD OF MISSING INDIVIDUAL.

AN OFFICIAL WRITTEN REPORT OR RECORD OR DULY CERTIFIED COPY OF AN OFFICIAL WRITTEN REPORT OR RECORD THAT AN INDIVIDUAL IS MISSING, MISSING IN ACTION, INTERNED IN A NEUTRAL COUNTRY, OR IS BELEAGUERED, BESIEGED OR CAPTURED BY AN ENEMY OR IS DEAD OR IS ALIVE, MADE BY ANY OF THE PERSONS REFERRED TO IN § 10-208 OF THIS SUBTITLE SHALL BE RECEIVED IN ANY COURT, OFFICE, OR OTHER PLACE IN THE STATE AS EVIDENCE OF THE FACTS STATED IN THE REPORT OR RECORD.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 96 1/2, § 44.

Throughout this section, the references to an "individual" who is "missing in action..." are substituted for the former references to a "person" who "missing in action..." because only an individual, and not other entities that may be included in the term "person" under Art. 1, § 15 of the Code, can be missing in action, etc. as referred to in this section.

10-210. EVIDENCE OF SIGNATURE AND AUTHORITY.

(A) SIGNATURE BY FEDERAL OFFICER OR EMPLOYEE.

FOR THE PURPOSE OF §§ 10-208 AND 10-209 OF THIS SUBTITLE, ANY FINDING, REPORT, OR RECORD, OR DULY CERTIFIED COPY OF A FINDING, REPORT, OR RECORD, PURPORTING TO HAVE BEEN SIGNED BY AN OFFICER OR EMPLOYEE OF THE UNITED STATES DESCRIBED IN §§ 10-208 AND 10-209 OF THIS SUBTITLE, SHALL BE PRESUMED TO HAVE BEEN SIGNED AND ISSUED BY THE OFFICER OR EMPLOYEE IN ACCORDANCE WITH LAW, AND THE PERSON SIGNING SAME SHALL BE PRESUMED TO HAVE ACTED WITHIN THE SCOPE OF THE PERSON'S AUTHORITY.

(B) AUTHORITY OF FEDERAL OFFICIAL OR EMPLOYEE TO CERTIFY.

IF A COPY PURPORTS TO HAVE BEEN CERTIFIED BY A PERSON AUTHORIZED BY LAW TO CERTIFY THE COPY, THE CERTIFIED COPY SHALL BE EVIDENCE OF THE PERSON'S AUTHORITY SO TO CERTIFY.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 96 1/2, § 45.

10-918. SUITS ON NEGOTIABLE INSTRUMENTS.

(A) EFFECT OF INABILITY TO PRODUCE NEGOTIABLE INSTRUMENT.

SUBJECT TO SUBSECTIONS (B) AND (C) OF THIS SECTION, A PARTY WHO IS OTHERWISE ENTITLED TO SUE AND RECOVER UPON OR UNDER ANY PROMISSORY NOTE, BILL OF EXCHANGE, BILL OF LADING, WAREHOUSE OR STORAGE RECEIPT, OR OTHER NEGOTIABLE INSTRUMENT, IS NOT PRECLUDED FROM RECOVERING BY REASON OF THE PARTY'S INABILITY TO PRODUCE THE INSTRUMENT IN EVIDENCE AT THE TRIAL OR SURRENDER THE INSTRUMENT TO THE DEFENDANT.

(B) ACCOUNTING FOR INSTRUMENT REQUIRED.