

- (1) SUBSECTION (G) AND THE OTHER PROVISIONS OF THIS SUBTITLE;
- (2) § 4-210 OF THIS ARTICLE WITH RESPECT TO A SECURITY INTEREST OF A COLLECTING BANK;
- (3) § 5-118 OF THIS ARTICLE WITH RESPECT TO A SECURITY INTEREST OF AN ISSUER OR NOMINATED PERSON; AND
- (4) § 9-110 WITH RESPECT TO A SECURITY INTEREST ARISING UNDER TITLE 2 OR TITLE 2A OF THIS ARTICLE.

(G) A PERFECTED AGRICULTURAL LIEN ON COLLATERAL HAS PRIORITY OVER A CONFLICTING SECURITY INTEREST IN OR AGRICULTURAL LIEN ON THE SAME COLLATERAL IF THE STATUTE CREATING THE AGRICULTURAL LIEN SO PROVIDES.

9-323. FUTURE ADVANCES.

(A) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (C), FOR PURPOSES OF DETERMINING THE PRIORITY OF A PERFECTED SECURITY INTEREST UNDER § 9-322(A)(1), PERFECTION OF THE SECURITY INTEREST DATES FROM THE TIME AN ADVANCE IS MADE TO THE EXTENT THAT THE SECURITY INTEREST SECURES AN ADVANCE THAT:

- (1) IS MADE WHILE THE SECURITY INTEREST IS PERFECTED ONLY:

- (A) UNDER § 9-309 WHEN IT ATTACHES; OR
- (B) TEMPORARILY UNDER § 9-312(E), (F), OR (G); AND

- (2) IS NOT MADE PURSUANT TO A COMMITMENT ENTERED INTO BEFORE OR WHILE THE SECURITY INTEREST IS PERFECTED BY A METHOD OTHER THAN UNDER § 9-309 OR § 9-312(E), (F), OR (G).

(B) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (C), A SECURITY INTEREST IS SUBORDINATE TO THE RIGHTS OF A PERSON THAT BECOMES A LIEN CREDITOR WHILE THE SECURITY INTEREST IS PERFECTED ONLY TO THE EXTENT THAT IT SECURES ADVANCES MADE MORE THAN 45 DAYS AFTER THE PERSON BECOMES A LIEN CREDITOR UNLESS THE ADVANCE IS MADE:

- (1) WITHOUT KNOWLEDGE OF THE LIEN; OR

- (2) PURSUANT TO A COMMITMENT ENTERED INTO WITHOUT KNOWLEDGE OF THE LIEN.

(C) SUBSECTIONS (A) AND (B) DO NOT APPLY TO A SECURITY INTEREST HELD BY A SECURED PARTY THAT IS A BUYER OF ACCOUNTS, CHATTEL PAPER, PAYMENT INTANGIBLES, OR PROMISSORY NOTES OR A CONSIGNOR.

(D) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (E), A BUYER OF GOODS OTHER THAN A BUYER IN ORDINARY COURSE OF BUSINESS TAKES FREE OF A SECURITY INTEREST TO THE EXTENT THAT IT SECURES ADVANCES MADE AFTER THE EARLIER OF: