

(5) EACH COPY OF THE AUTHORITATIVE COPY AND ANY COPY OF A COPY IS READILY IDENTIFIABLE AS A COPY THAT IS NOT THE AUTHORITATIVE COPY; AND

(6) ANY REVISION OF THE AUTHORITATIVE COPY IS READILY IDENTIFIABLE AS AUTHORIZED OR UNAUTHORIZED.

(D) (1) EXCEPT AS OTHERWISE AGREED, A PERSON HAVING CONTROL OF A TRANSFERABLE RECORD IS THE HOLDER, AS DEFINED IN § 1-201(20) OF THIS ARTICLE, OF THE TRANSFERABLE RECORD AND HAS THE SAME RIGHTS AND DEFENSES AS A HOLDER OF AN EQUIVALENT RECORD OR WRITING UNDER THE MARYLAND UNIFORM COMMERCIAL CODE, INCLUDING, IF THE APPLICABLE STATUTORY REQUIREMENTS UNDER § 3-302(A), § 7-501, OR § 9-308 OF THIS ARTICLE ARE SATISFIED, THE RIGHTS AND DEFENSES OF A HOLDER IN DUE COURSE, A HOLDER TO WHICH A NEGOTIABLE DOCUMENT OF TITLE HAS BEEN DULY NEGOTIATED, OR A PURCHASER, RESPECTIVELY.

(2) DELIVERY, POSSESSION, AND ENDORSEMENT ARE NOT REQUIRED TO OBTAIN OR EXERCISE ANY OF THE RIGHTS UNDER THIS SUBSECTION.

(E) EXCEPT AS OTHERWISE AGREED, AN OBLIGOR UNDER A TRANSFERABLE RECORD HAS THE SAME RIGHTS AND DEFENSES AS AN EQUIVALENT OBLIGOR UNDER EQUIVALENT RECORDS OR WRITINGS UNDER THE MARYLAND UNIFORM COMMERCIAL CODE.

(F) (1) IF REQUESTED BY A PERSON AGAINST WHICH ENFORCEMENT IS SOUGHT, THE PERSON SEEKING TO ENFORCE THE TRANSFERABLE RECORD SHALL PROVIDE REASONABLE PROOF THAT THE PERSON IS IN CONTROL OF THE TRANSFERABLE RECORD.

(2) PROOF MAY INCLUDE ACCESS TO THE AUTHORITATIVE COPY OF THE TRANSFERABLE RECORD AND RELATED BUSINESS RECORDS SUFFICIENT TO REVIEW THE TERMS OF THE TRANSFERABLE RECORD AND TO ESTABLISH THE IDENTITY OF THE PERSON HAVING CONTROL OF THE TRANSFERABLE RECORD.

21-116. CREATION AND RETENTION OF ELECTRONIC RECORDS AND CONVERSION OF WRITTEN RECORDS BY GOVERNMENTAL AGENCIES.

EACH GOVERNMENTAL AGENCY OF THIS STATE SHALL DETERMINE WHETHER, AND THE EXTENT TO WHICH, IT WILL CREATE AND RETAIN ELECTRONIC RECORDS AND CONVERT WRITTEN RECORDS TO ELECTRONIC RECORDS.

21-117. ACCEPTANCE AND DISTRIBUTION OF ELECTRONIC RECORDS BY GOVERNMENTAL AGENCIES.

(A) EXCEPT AS OTHERWISE PROVIDED IN § 21-111(F) OF THIS TITLE, EACH GOVERNMENTAL AGENCY SHALL DETERMINE WHETHER, AND THE EXTENT TO WHICH, IT WILL SEND AND ACCEPT ELECTRONIC RECORDS AND ELECTRONIC SIGNATURES TO AND FROM OTHER PERSONS AND OTHERWISE CREATE, GENERATE, COMMUNICATE, STORE, PROCESS, USE, AND RELY UPON ELECTRONIC RECORDS AND ELECTRONIC SIGNATURES.