

**"CHECK" MEANS A NEGOTIABLE INSTRUMENT THAT IS NOT POSTDATED AT THE TIME IT IS ISSUED.**

**REVISOR'S NOTE:** This subsection is new language derived without substantive change from former Art. 27, § 140(a).

The former reference to "any check, draft, or other" negotiable instrument is deleted as included in the reference to "a negotiable instrument".

The former reference to a negotiable instrument "of any kind" is deleted as surplusage.

**(C) DRAWER.**

**"DRAWER" MEANS A PERSON WHOSE NAME APPEARS ON A CHECK AS THE PRIMARY OBLIGOR, WHETHER THE ACTUAL SIGNATURE ON THE CHECK IS THAT OF THE PERSON OR OF ANOTHER PURPORTEDLY AUTHORIZED TO DRAW THE CHECK ON THE PERSON'S BEHALF.**

**REVISOR'S NOTE:** This subsection is new language derived without substantive change from former Art. 27, § 140(b).

The reference to the signature "on the check" is added for clarity.

The reference to the signature being that "of the person" is substituted for the former reference to that "of himself" for clarity.

The former reference to the drawer "of a check" is deleted as surplusage.

Defined term: "Person" § 1-101

**(D) FUNDS.**

**"FUNDS" MEANS MONEY OR CREDIT.**

**REVISOR'S NOTE:** This subsection is new language derived without substantive change from former Art. 27, § 140(c).

**(E) ISSUE.**

**"ISSUE", WITH RESPECT TO A CHECK, MEANS THE ACT OF A DRAWER OR REPRESENTATIVE DRAWER WHO:**

(1) DELIVERS THE CHECK OR CAUSES IT TO BE DELIVERED TO A PERSON WHO ACQUIRES A RIGHT AGAINST THE DRAWER WITH RESPECT TO THE CHECK AS A RESULT OF THE DELIVERY; OR

(2) DRAWS THE CHECK WITH THE INTENT THAT IT BE DELIVERED TO A PERSON WHO ON DELIVERY WOULD ACQUIRE A RIGHT ASSIGNABLE WITH RESPECT TO THE CHECK DRAWER AND THE CHECK IS DELIVERED TO THAT PERSON.

**REVISOR'S NOTE:** This subsection is new language derived without substantive change from former Art. 27, § 140(j).

This subsection is restated in standard language used to define a term.