

IT SHALL BE A COMPLETE DEFENSE TO ANY ACTION ~~TAKEN~~ BROUGHT UNDER § 3-512 OF THE COMMERCIAL LAW ARTICLE BY A HOLDER TO WHOM A DISHONORED CHECK OR OTHER INSTRUMENT WAS ISSUED THAT THE DISHONOR OF THE CHECK OR OTHER INSTRUMENT WAS DUE TO A JUSTIFIABLE STOP PAYMENT ORDER OR TO THE ATTACHMENT OF THE ACCOUNT.

IN ANY ACTION BROUGHT UNDER § 3-512 OF THE COMMERCIAL LAW ARTICLE BY A HOLDER OR HOLDER IN DUE COURSE TO WHOM A DISHONORED CHECK OR OTHER INSTRUMENT WAS NEGOTIATED, THE ACTION IS SUBJECT TO ALL VALID DEFENSES THAT MAY BE RAISED BY THE MAKER OR DRAWER AGAINST THE HOLDER OR HOLDER IN DUE COURSE UNDER TITLE 3 OF THE COMMERCIAL LAW ARTICLE."

(2) The holder to whom a check or other instrument is issued OR NEGOTIATED may post a clearly conspicuous notice at or near the point of receipt stating the liability of the maker or drawer for the collection fee and damages provided in § 3-512 of this subtitle and criminal penalties provided in Article 27, § 143 of the Code.

3-514.

(1) Notwithstanding any other provisions of this article, §§ 3-512 and 3-513 of this subtitle do not apply to any check:

(i) Tendered by a maker or drawer in complete or partial satisfaction of a preexisting credit or loan obligation incurred by the maker or drawer under Title 12 of this article; or

(ii) That is not a bad check as described under Article 27, § 141 of the Code.

(2) Notwithstanding any other provision of this article, §§ 3-512 and 3-513 of this subtitle shall be construed to grant ~~the~~ ANY holder to whom the check or other instrument was issued OR NEGOTIATED a right of recourse which is alternative to any other right of recourse granted to that holder under this ~~subtitle~~ TITLE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1991.

May 24, 1991

The Honorable Thomas V. Mike Miller
President of the Senate
State House
Annapolis, Maryland 21401

Dear Mr. President:

In accordance with Article II, Section 17 of the Maryland Constitution, I have today vetoed Senate Bill 317.

This bill would have required health maintenance organizations to pay provider claims