SPECIFIC REQUEST OF AND FOR THE USE OF A CUSTOMER; AND

(2) THE INVESTMENT OF THE COMMERCIAL BANK IN PERSONAL PROPERTY DOES NOT EXCEED:

(I) FOR ANY ONE CUSTOMER, 10 PERCENT OF THE UNIMPAIRED CAPITAL AND SURPLUS OF THE COMMERCIAL BANK; AND

(II) FOR ALL OF ITS CUSTOMERS, THE TOTAL OF ITS UNIMPAIRED CAPITAL AND SURPLUS.

REVISOR'S NOTE: This section is new language that combines without substantive change the identical provisions of Art. 11, §§ 31(b) and 57(b).

Throughout this section, the term "commercial bank", which is defined in § 1-101 of this article, is substituted for the independent references to "State bank" and "trust company".

The Commission to Revise the Annotated Code notes that savings banks do not have similar power to own and lease personal property directly, but do so through affiliates. The General Assembly may wish to extend the provisions of this section to savings banks and, if so, transfer the provisions to Title 5, Subtitle 5 of this article.

This authority to own and lease personal property is referenced in § 3-206 of this title.

As to the investments in real property, including leasehold interests, and furnishings that a banking institution is permitted to make, see § 5-503 of this article.

3-606. RESTRICTIONS ON CERTIFICATION OF DRAFTS.

(A) GENERAL RULE.

AN OFFICER, EMPLOYEE, OR AGENT OF A COMMERCIAL BANK MAY NOT CERTIFY ANY DRAFT DRAWN ON THE COMMERCIAL BANK UNLESS THE DRAWER HAS ON DEPOSIT AN AMOUNT EQUAL TO AT LEAST THE AMOUNT OF THE DRAFT.

(B) CERTIFICATION EFFECTIVE.

IF A DRAFT IS CERTIFIED IN VIOLATION OF THIS SECTION BY A PERSON WHO IS AUTHORIZED TO CERTIFY DRAFTS, IT IS A VALID OBLIGATION OF THE COMMERCIAL BANK.

REVISOR'S NOTE: This section is new language derived without substantive change from Art. 11, § 93.

Throughout this section, the term "commercial bank", which is defined in § 1-101 of this