

HOUSE BILL 669

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2002 Regular Session  
2r1882  
CF 2r1881

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By: **Delegates Getty and Doory (Committee to Revise Article 27 - Crimes and Punishments)**

Introduced and read first time: February 6, 2002

Assigned to: Judiciary

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A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Law - Failure to Deliver Documents - Grain Elevators**

3 FOR the purpose of repealing a limitation that a requirement for a certain person to  
4 deliver certain documents relating to grain shipment or insurance to a certain  
5 purchaser apply only to transactions involving the shipment or transport from  
6 Baltimore City of certain goods stored in a grain elevator; repealing certain  
7 minimum criminal penalties; and generally relating to the delivery of certain  
8 documents relating to the shipment of grain or other merchandise under certain  
9 circumstances.

10 BY repealing and reenacting, with amendments,  
11 Article - Criminal Law  
12 Section 7-116  
13 Annotated Code of Maryland  
14 (As enacted by Chapter \_\_\_\_ (H.B. 11) of the Acts of the General Assembly of  
15 2002)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article - Criminal Law**

19 7-116.

20 (a) This section applies to a person who is entrusted with money as an  
21 advance against grain or other merchandise:

22 (1) that is purchased and stored in an elevator; and

23 (2) for which a certificate or receipt has been delivered to an official of  
24 the elevator storage facility or to the party with whom the grain or other merchandise  
25 is stored for shipment and transport [from Baltimore City] to the purchaser.

26 (b) A person may not, for the person's own benefit and in bad faith, fail to  
27 deliver to the party who entrusted the person with money under the circumstances

1 described in subsection (a) of this section as soon as the shipment of grain or other  
2 merchandise is completed and the bill of lading is delivered to the purchaser:

3           (1)       the draft or bill of exchange and other document required for  
4 shipment of the cargo of grain or other merchandise; and

5           (2)       any policy of insurance on the grain or other merchandise.

6       (c)       A person who violates this section is guilty of a misdemeanor and on  
7 conviction is subject to imprisonment [of at least 1 year and] not exceeding 10 years  
8 or a fine [of at least \$500 and] not exceeding \$5,000 or both.

9       (d)       A person who violates this section is subject to § 5-106(b) of the Courts  
10 Article.

11       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
12 October 1, 2002.