

(4) In deciding whether to approve an acquisition under subsection (a) of this section, the Commissioner shall consider:

(i) The financial and managerial resources of the out-of-state bank holding company;

(ii) The future prospects of the Maryland bank, Maryland bank holding company, or Maryland subsidiary of an out-of-state bank holding company that will be acquired;

(iii) The financial history and future prospects of the out-of-state bank holding company;

(iv) Whether the acquisition may result in an undue concentration of resources or substantial reduction of competition in this State; and

(v) Initial capital investments, loan policy, investment policy, dividend policy, and the general plan of business, including the amount and cost of consumer and business services to be offered.

(5) When considering loan policy and the general plan of business under paragraph (4)(v) of this subsection, the Commissioner shall:

(i) Consider specific steps that will be taken to meet the credit needs of small businesses and individuals in the community to be served, including low and moderate income residents consistent with safe and sound operation of the institution; and

(ii) Assess the record, if any, of the applicant in meeting the credit needs of the communities served in the past, including small businesses in the community served and low and moderate income residents, consistent with the safe and sound operation of the institution.

(b) (1) An out-of-state bank holding company having a Maryland bank subsidiary or Maryland bank holding company subsidiary that was not acquired by it in accordance with § 5-1004(b)(2) of this subtitle is authorized to acquire another Maryland bank or Maryland bank holding company upon approval by the Commissioner.

(2) The Commissioner may not grant approval of an acquisition under this subsection unless the Commissioner shall find that the out-of-state bank holding company seeks to acquire:

(i) A de novo Maryland bank that:

1. Has or will have on the date banking business is commenced in this State a minimum capital stock and paid-in surplus of \$10,000,000 and will have within 1 year of the