

(1) IS SUBJECT TO THE CERTIFICATE OF QUALIFICATION REQUIREMENTS UNDER THIS SUBTITLE APPLICABLE TO TITLE INSURANCE AGENTS AND TITLE INSURANCE BROKERS; AND

(2) IS NOT SUBJECT TO THE BONDING REQUIREMENTS OF THIS SUBTITLE RELATING TO TITLE INSURANCE AGENTS AND TITLE INSURANCE BROKERS.

(b) A title insurance agent OR TITLE INSURANCE BROKER may not convert or misappropriate money received or held in escrow or trust while:

- (1) acting as a title insurance agent OR TITLE INSURANCE BROKER; or
- (2) providing any escrow, closing, or settlement services.

(C) (1) IF AN APPLICANT FOR A CERTIFICATE OF QUALIFICATION IS A PARTNERSHIP, EACH PARTNER MUST HOLD A CERTIFICATE OF QUALIFICATION TO ACT AS A TITLE INSURANCE AGENT OR TITLE INSURANCE BROKER AND, IF APPLICABLE, AN APPOINTMENT WITH A TITLE INSURER.

(2) IF AN APPLICANT FOR A CERTIFICATE OF QUALIFICATION IS A CORPORATION, ~~THE MAJORITY OWNER AND~~ EACH OFFICER AND DIRECTOR MUST HOLD A CERTIFICATE OF QUALIFICATION TO ACT AS A TITLE INSURANCE AGENT OR TITLE INSURANCE BROKER AND, IF APPLICABLE, AN APPOINTMENT WITH A TITLE INSURER.

(D) (1) WHEN THE APPLICATION OF A PARTNERSHIP FOR A CERTIFICATE OF QUALIFICATION AS A TITLE INSURANCE AGENT OR TITLE INSURANCE BROKER IS SUBMITTED, THE COMMISSIONER SHALL INVESTIGATE THE CHARACTER OF EACH PARTNER OF THE PARTNERSHIP APPLICANT.

(2) WHEN THE APPLICATION OF A CORPORATION FOR A CERTIFICATE OF QUALIFICATION AS A TITLE INSURANCE AGENT OR TITLE INSURANCE BROKER IS SUBMITTED, THE COMMISSIONER SHALL INVESTIGATE THE CHARACTER OF ~~THE MAJORITY OWNER AND~~ EACH OFFICER AND DIRECTOR OF THE CORPORATE APPLICANT.

[(c)](E) (1) [In addition to meeting the other requirements for a certificate of qualification to act as an agent under this subtitle, a title insurance agent that has an appointment from a title insurer shall file with the Commissioner:

- (i) a fidelity bond;
- (ii) a surety bond; or
- (iii) a letter of credit.

(2) IN ADDITION TO MEETING ANY OF THE APPLICABLE REQUIREMENTS FOR A CERTIFICATE OF QUALIFICATION TO ACT AS AN AGENT OR BROKER UNDER THIS SUBTITLE, A SOLE PROPRIETOR, A PARTNERSHIP, OR A CORPORATE APPLICANT FOR A CERTIFICATE OF QUALIFICATION AS A TITLE INSURANCE AGENT OR TITLE INSURANCE BROKER SHALL FILE WITH THE COMMISSIONER: