

(2) THAT DOES NOT OWE TO THE FUND:

(I) AN UNPAID PREMIUM WITH RESPECT TO A POLICY THAT HAS EXPIRED OR BEEN CANCELED; OR

(II) A CLAIM PAYMENT OBTAINED BY FRAUD;

(3) THAT:

(I) HAS ATTEMPTED IN GOOD FAITH TO OBTAIN A POLICY THAT PROVIDES THE SECURITY REQUIRED UNDER § 17-103 OF THE TRANSPORTATION ARTICLE FROM AT LEAST TWO ASSOCIATION MEMBERS AND HAS BEEN REJECTED OR REFUSED THE POLICY BY TWO ASSOCIATION MEMBERS FOR ANY REASON OTHER THAN NONPAYMENT OF PREMIUMS; OR

(II) HAS HAD A POLICY THAT PROVIDES THE SECURITY REQUIRED UNDER § 17-103 OF THE TRANSPORTATION ARTICLE CANCELED OR NONRENEWED BY AN ASSOCIATION MEMBER FOR ANY REASON OTHER THAN NONPAYMENT OF PREMIUMS; AND

(4) THAT MEETS THE REQUIREMENTS OF SUBSECTION (B) OF THIS SECTION.

(B) PERSONAL RESIDENCY AND BUSINESS LOCATION.

TO BE ELIGIBLE FOR A POLICY ISSUED UNDER THIS SUBTITLE, A PERSON MUST:

(1) BE DOMICILED IN THE STATE;

(2) OWN, LEASE, OR RENT A PRIMARY PLACE OF RESIDENCE IN THE STATE AND, REGARDLESS OF THE PERSON'S DOMICILE, RESIDE IN THE STATE FOR MORE THAN 1 YEAR;

(3) MAINTAIN A MAIN OR BRANCH OFFICE OR WAREHOUSE FACILITY IN THE STATE, AND BASE AND OPERATE MOTOR VEHICLES INTRASTATE IN THE STATE;

(4) HAVE FILED AS A STATE RESIDENT FOR INCOME TAX PURPOSES; OR

(5) HAVE A NONRESIDENT PERMIT ISSUED UNDER § 13-402.1(E) OF THE TRANSPORTATION ARTICLE.

(C) EXCLUSIONS.

(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THIS SECTION DOES NOT APPLY TO A PERSON TO THE EXTENT THAT THE PERSON:

(I) LEASES A COVERED VEHICLE THAT IS A PRIVATE PASSENGER VEHICLE TO AN INDIVIDUAL WHO DOES NOT MEET THE REQUIREMENTS OF SUBSECTION (B) OF THIS SECTION; OR

(II) GARAGES THE COVERED VEHICLE PRINCIPALLY OUTSIDE OF THE STATE.