

(1) ESTABLISHED IN A FINANCIAL INSTITUTION THAT IS FEDERALLY INSURED;

(2) SEPARATE FROM THE DEBT MANAGEMENT SERVICES PROVIDER'S OPERATING ACCOUNT;

(3) ~~IMPRESSED WITH A TRUST THAT IS FREE FROM THE TRUSTEE PROCESS DESIGNATED AS A "TRUST ACCOUNT" OR BY ANOTHER APPROPRIATE DESIGNATION INDICATING THAT THE FUNDS IN THE ACCOUNT ARE NOT THE FUNDS OF THE LICENSEE OR ITS OFFICERS, EMPLOYEES, OR AGENTS;~~

(4) UNAVAILABLE TO CREDITORS OF THE DEBT MANAGEMENT SERVICES PROVIDER; AND

(5) USED TO HOLD FUNDS PAID BY CONSUMERS TO A DEBT MANAGEMENT SERVICES PROVIDER FOR DISBURSEMENT TO CREDITORS OF THE CONSUMERS.

12-902.

THIS SUBTITLE DOES NOT APPLY TO:

(1) THE FOLLOWING PERSONS WHEN ENGAGED IN THE REGULAR COURSE OF THEIR RESPECTIVE BUSINESSES AND PROFESSIONS:

(I) AN ATTORNEY AT LAW;

(II) AN ESCROW AGENT;

(III) A CERTIFIED PUBLIC ACCOUNTANT;

(IV) ~~A BANK, SAVINGS AND LOAN, CREDIT UNION, OR TRUST COMPANY BANKING INSTITUTION, OTHER-STATE BANK, NATIONAL BANKING ASSOCIATION, CREDIT UNION, OR SAVINGS AND LOAN ASSOCIATION;~~

(V) A PERSON THAT:

1. PROVIDES BILL PAYER SERVICES, AS DEFINED IN § 12-401 OF THIS TITLE;

2. DOES NOT INITIATE ANY CONTRACT WITH INDIVIDUAL CREDITORS OF THE DEBTOR TO COMPROMISE A DEBT OR ARRANGE A NEW PAYMENT SCHEDULE; AND

3. DOES NOT PROVIDE ANY DEBT COUNSELING SERVICES;

(VI) A PERSON THAT PROVIDES ACCELERATED MORTGAGE PAYMENT SERVICES, AS DEFINED IN § 12-401 OF THIS TITLE;

(VII) AN APPROVED SERVICER, AS DEFINED IN § 11-522 OF THIS ARTICLE;

~~(VIII)~~ (VIII) A TITLE INSURER, TITLE INSURANCE AGENCY, OR ABSTRACT COMPANY; OR