

(1) COMPLIES WITH § 4-404(A) OF THIS SUBTITLE OR WHOSE APPLICATION HAS BEEN ACCEPTED UNDER § 4-404(D) OF THIS SUBTITLE; AND

(2) PAYS TO THE SECRETARY A \$1,000 LICENSE FEE.

(B) (1) SUBJECT TO THE HEARING PROVISIONS OF § 4-407 OF THIS SUBTITLE, THE SECRETARY MAY DENY A LICENSE IF THE SECRETARY DETERMINES THAT THE APPLICANT HAS ENGAGED IN CONDUCT THAT HAS A SIGNIFICANT ADVERSE EFFECT ON THE APPLICANT'S FITNESS TO ACT AS AN ATHLETE AGENT.

(2) IN MAKING THE DETERMINATION UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE SECRETARY MAY CONSIDER WHETHER THE APPLICANT HAS:

(I) BEEN CONVICTED OF A CRIME THAT, IF COMMITTED IN THE STATE, WOULD BE A CRIME INVOLVING MORAL TURPITUDE OR A FELONY;

(II) MADE A MATERIALLY FALSE, MISLEADING, DECEPTIVE, OR FRAUDULENT REPRESENTATION IN THE APPLICATION OR AS AN ATHLETE AGENT;

(III) ENGAGED IN CONDUCT THAT WOULD DISQUALIFY THE APPLICANT FROM SERVING IN A FIDUCIARY CAPACITY;

(IV) ENGAGED IN CONDUCT PROHIBITED BY § 4-413 OF THIS SUBTITLE;

(V) HAD A REGISTRATION OR LICENSURE AS AN ATHLETE AGENT SUSPENDED, REVOKED, OR DENIED OR BEEN REFUSED RENEWAL OF REGISTRATION OR LICENSURE AS AN ATHLETE AGENT IN ANY STATE;

(VI) ENGAGED IN CONDUCT THE CONSEQUENCE OF WHICH WAS THAT A SANCTION, SUSPENSION, OR DECLARATION OF INELIGIBILITY TO PARTICIPATE IN AN INTERSCHOLASTIC OR INTERCOLLEGIATE ATHLETIC EVENT WAS IMPOSED ON A STUDENT-ATHLETE OR EDUCATIONAL INSTITUTION;

(VII) ENGAGED IN CONDUCT THAT SIGNIFICANTLY ADVERSELY REFLECTS ON THE APPLICANT'S CREDIBILITY, HONESTY, OR INTEGRITY; OR

(VIII) FAILED TO DEMONSTRATE FINANCIAL STABILITY.

(C) IN MAKING A DETERMINATION UNDER SUBSECTION (B) OF THIS SECTION, THE SECRETARY SHALL CONSIDER:

(1) HOW RECENTLY THE CONDUCT OCCURRED;

(2) THE NATURE OF THE CONDUCT AND THE CONTEXT IN WHICH IT OCCURRED; AND

(3) ANY OTHER RELEVANT CONDUCT OF THE APPLICANT.

(D) (1) AN ATHLETE AGENT MAY APPLY TO RENEW A LICENSE BY:

(I) SUBMITTING AN APPLICATION FOR RENEWAL IN A FORM REQUIRED BY THE SECRETARY; AND