

(III) INDICATE BY AN ASTERISK ANY BRAND FAMILY SOLD IN THE STATE DURING THE PRECEDING CALENDAR YEAR THAT IS NO LONGER BEING SOLD IN THE STATE AS OF THE DATE OF SUCH CERTIFICATION; AND

(IV) IDENTIFY BY NAME AND ADDRESS ANY OTHER MANUFACTURER OF SUCH BRAND FAMILIES IN THE PRECEDING OR CURRENT CALENDAR YEAR.

(3) THE NONPARTICIPATING MANUFACTURER SHALL UPDATE THE LIST AT LEAST 30 CALENDAR DAYS PRIOR TO ANY ADDITION OR MODIFICATION OF ITS BRAND FAMILIES BY EXECUTING AND DELIVERING A SUPPLEMENTAL CERTIFICATION TO THE ATTORNEY GENERAL ~~AND THE COMPTROLLER.~~

(D) (1) IN THE CASE OF A NONPARTICIPATING MANUFACTURER, THE CERTIFICATION SHALL FURTHER CERTIFY THAT THE NONPARTICIPATING MANUFACTURER:

(I) IS REGISTERED TO DO BUSINESS IN THE STATE OR HAS APPOINTED A RESIDENT AGENT FOR SERVICE OF PROCESS AND PROVIDED NOTICE ~~THEREOF~~ OF THE APPOINTMENT AS REQUIRED BY § 16-505 OF THIS SUBTITLE;

(II) HAS ESTABLISHED AND CONTINUES TO MAINTAIN A QUALIFIED ESCROW FUND, AND HAS EXECUTED A QUALIFIED ESCROW AGREEMENT THAT HAS BEEN REVIEWED AND APPROVED BY THE ATTORNEY GENERAL AND THAT GOVERNS THE QUALIFIED ESCROW FUND; AND

(III) IS IN FULL COMPLIANCE WITH THE ESCROW ACT AND THIS SUBTITLE AND ANY REGULATIONS ~~PROMULGATED~~ ADOPTED IN ACCORDANCE WITH THE ESCROW ACT AND THIS SUBTITLE.

(2) THE CERTIFICATION SHALL INCLUDE:

(I) THE NAME, ADDRESS AND TELEPHONE NUMBER OF THE FINANCIAL INSTITUTION IN WHICH THE NONPARTICIPATING MANUFACTURER HAS ESTABLISHED A QUALIFIED ESCROW FUND REQUIRED ~~PURSUANT TO~~ UNDER SUBSECTION 3(A)(2) OF THE ESCROW ACT AND ALL REGULATIONS ~~PROMULGATED~~ ADOPTED UNDER IT;

(II) THE ACCOUNT NUMBER OF THE QUALIFIED ESCROW FUND AND SUBACCOUNT NUMBER FOR THE STATE OF MARYLAND;

(III) THE AMOUNT THE NONPARTICIPATING MANUFACTURER PLACED IN THE FUND FOR CIGARETTES SOLD IN THE STATE DURING THE PRECEDING CALENDAR YEAR, THE DATE AND AMOUNT OF EACH DEPOSIT, AND ANY ADDITIONAL INFORMATION THE ~~COMPTROLLER~~ ATTORNEY GENERAL CONSIDERS NECESSARY TO CONFIRM THE INFORMATION REQUIRED BY THIS SUBPARAGRAPH; AND

(IV) THE AMOUNT OF AND DATE OF ANY WITHDRAWAL OR TRANSFER OF FUNDS THE NONPARTICIPATING MANUFACTURER MADE AT ANY TIME FROM ~~SUCH~~ THE FUND OR FROM ANY OTHER QUALIFIED ESCROW FUND INTO