

A. AS A RESULT OF AN ACQUISITION MADE IN ACCORDANCE WITH SUBSECTION (A)(1) AND (2)(I), (II), (III) 1, 2, 3, OR 4, AND (IV) OF THIS SECTION, OR PARAGRAPHS (1), (2)(I), (II), (III), OR (IV) AND (3) OF THIS SUBSECTION; OR

B. AS A RESULT OF THE OUT-OF-STATE BANK HOLDING COMPANY BEING AN OUT-OF-STATE BANK HOLDING COMPANY BY TAKING ADVANTAGE OF § 5-1001(L)(2)(II) OF THIS SUBTITLE;

2. OFFERS TO THE GENERAL PUBLIC ONLY TRUST OR FIDUCIARY SERVICES;

3. DOES NOT ACCEPT FROM THE GENERAL PUBLIC EITHER DEMAND DEPOSITS, TIME DEPOSITS, OR DEPOSITS THAT THE DEPOSITOR MAY WITHDRAW BY CHECK OR SIMILAR MEANS FOR PAYMENT TO THIRD PARTIES OR OTHERS; AND

4. DOES NOT ENGAGE IN THE BUSINESS OF MAKING COMMERCIAL OR CONSUMER LOANS TO THE GENERAL PUBLIC.

(e) (1) The period of existence and continuous operation of any Maryland bank which has merged into, or transferred all or substantially all of its assets to a Maryland bank shall be included in the period of existence and continuous operation of the successor Maryland bank for purposes of satisfying the longevity requirements of this section.

(2) Subject to § 5-1008 of this subtitle, for the purpose of satisfying the longevity requirements of subsection (a)(2)(iii)2 of this section, the period of existence and continuous operation of a State-chartered savings and loan association that has converted to a Maryland bank under §§ 9-631 through 9-640 of this article shall be included in the period of existence and continuous operation of the resulting Maryland bank provided that the out-of-state bank holding company has its principal place of business in a jurisdiction listed in § 5-1001(o)(2) of this subtitle.

(3) (I) FOR PURPOSES OF SATISFYING THE LONGEVITY REQUIREMENTS OF THIS SECTION, THE PERIOD OF EXISTENCE AND CONTINUOUS OPERATION OF ANY MARYLAND BANK WITH TRUST POWERS THAT IS CONTROLLED DIRECTLY OR INDIRECTLY BY AN OUT-OF-STATE BANK HOLDING COMPANY AS A RESULT OF AN ACQUISITION MADE IN ACCORDANCE WITH SUBSECTION (A)(1) AND (2)(I), (II), (III) 1, 2, 3, OR 4, AND (IV) OR SUBSECTION (B)(1), (2)(I), (II), (III), OR (IV), AND (3) OF THIS SECTION, SHALL BE INCLUDED IN THE PERIOD OF EXISTENCE AND CONTINUOUS OPERATION OF:

1. ANY ~~OTHER~~ MARYLAND BANK WHICH IS DESCRIBED IN SUBSECTION (A)(2)(III)5 OR SUBSECTION (B)(2)(V) OF THIS SECTION AND WHICH IS CONTROLLED DIRECTLY OR INDIRECTLY BY THE SAME OUT-OF-STATE BANK HOLDING COMPANY AND TO WHICH IS