

(xxii) Section 14-1319 or § 14-1320 of this article; [or]

(xxiii) Section 7-304 of the Criminal Law Article; or

(XXIV) SECTION 7-405(E)(2)(II) OF THE HEALTH OCCUPATIONS ARTICLE; OR

Article - Health Occupations

7-405.

(a) (1) In this section the following words have the meanings indicated.

(2) "Beneficiary" means a person for whose benefit a pre-need contract is purchased and who will receive the merchandise or services offered under the contract.

(3) "Buyer" means a person that purchases a pre-need contract.

(4) "Seller" means a person who agrees to provide services or merchandise, directly or indirectly, under a pre-need contract.

(5) "Trustee" means a person that has responsibility for making pre-need arrangements in a manner that entitles the beneficiary to be eligible for benefits that restrict assets.

(e) (1) (I) Except as may be provided in an irrevocable trust established under paragraph (4) of this subsection AND IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, the banking institution or savings and loan association with which funds are deposited under this section is not responsible for the application of pre-need contract escrow or trust funds.

(II) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, THE BANKING INSTITUTION OR SAVINGS AND LOAN ASSOCIATION WITH WHICH FUNDS ARE DEPOSITED UNDER THIS SECTION MAY NOT RELEASE THE FUNDS TO THE SELLER UNLESS THE SELLER PROVIDES TO THE BANKING INSTITUTION OR SAVINGS AND LOAN ASSOCIATION:

1. A COPY OF THE DEATH CERTIFICATE OF THE BENEFICIARY; OR

2. A NOTARIZED STATEMENT AND WITHDRAWAL REQUEST FROM THE BUYER OR THE BUYER'S LEGAL REPRESENTATIVE.