

(a) In addition to the modification under § 10-204 of this subtitle, the amounts under this section are added to the federal adjusted gross income of a resident to determine Maryland adjusted gross income.

(h) (1) (i) In this subsection the following words have the meanings indicated.

(ii) "Account holder" means an account holder as defined in § 18-1901, § 18-19A-01, OR § 18-19B-01 of the Education Article ~~or account holder as defined in §§ 18-19A-01 AND 18-19B-01 of the Education Article.~~

(iii) "Qualified designated beneficiary" ~~has the meaning stated in §§ 18-19A-01 AND 18-19B-01~~ MEANS A QUALIFIED DESIGNATED BENEFICIARY AS DEFINED IN § 18-19A-01 OR § 18-19B-01 of the Education Article.

(iv) "Qualified beneficiary" has the meaning stated in § 18-1901 of the Education Article.

(v) "Qualified higher education expenses" has the meaning stated in § 529 of the Internal Revenue Code.

(2) The addition under subsection (a) of this section includes the amount of:

(i) any refund received in the taxable year by an account holder under a prepaid contract in accordance with the Maryland Prepaid College Trust [or under an investment account in accordance with the Maryland College Investment Plan]; or

(ii) any distribution received in the taxable year by an account holder under a prepaid contract in accordance with the Maryland Prepaid College Trust or under an investment account in accordance with the Maryland College Investment Plan **OR THE MARYLAND BROKER-DEALER COLLEGE INVESTMENT PLAN** that is not used on behalf of the qualified beneficiary or qualified designated beneficiary for qualified higher education expenses.

(3) The amount of the addition required under this subsection shall be reduced by any amount included in the individual's federal adjusted gross income as a result of the refund **OR DISTRIBUTION**.

(4) The cumulative amount of the addition under this subsection for the taxable year and all prior taxable years may not exceed the cumulative amount allowed as a subtraction: