

located in this State (whether received directly or from a fiduciary) and such intangible property as has acquired a business or commercial situs in this State and income from business, trade, profession or occupation carried on in this State, shall be taxable in this State; provided, however, that income derived from intangible personal property held by a resident or by a domestic corporation as fiduciary, guardian, committee or trustee for an incompetent, or as agent for a non-resident principal (unless such property is used in connection with the trade, business, profession or occupation of such principal) shall not be taxable in this State. The proper apportionment of income derived in connection with trade, business, profession or occupation carried on within and without the State shall be determined under rules and regulations of the Comptroller.

223. *Imposition of Tax.* (a) There is hereby annually levied and imposed for each taxable year a tax on the net income of every resident individual of this State and on the net income, taxable in this State, of every individual not a resident of this State. Such tax shall be computed by adding 6% of the investment income to  $2\frac{1}{2}\%$  of the ordinary income, and subtracting from the amount thus arrived at  $2\frac{1}{2}\%$  of the sum of the deductions allowed by Section 217 hereof (as limited by Section 218 hereof) and the personal exemptions allowed by Section 221 hereof.

(b) There is hereby annually levied and imposed for each taxable year, a tax on the net income of every corporation (domestic or foreign) at the rate of  $1\frac{1}{2}\%$  of such portion thereof as is allocable to this State under the provisions of Section 246 hereof; provided, however, that national banks, State banks, trust companies and domestic Mutual Building and Loan Associations, including mutual savings institutions, both national and of this State, and religious, educational, charitable, social, fraternal and other similar corporations not organized or conducted for profit, no part of the net earnings of which inure to the benefit of any private shareholder or individual, and farmers' or other mutual hail, cyclone, casualty, or fire insurance companies or associations (including interinsurers and reciprocal underwriters) the income of which is used or held for the purpose of paying losses or expenses, shall not be liable for said tax.

(c) No tax imposed under the provisions of this sub-title on any person with respect to ground rent received by him, shall be collected from the lessee by the lessor, and any agreement, expressed or implied, entered into by a lessor and a lessee providing for the payment of such tax by the lessee shall be void.