

232½. *Credit Against Tax Allowed Domestic Corporations.* Every domestic corporation shall be allowed to credit against the income tax payable by it under this sub-title, so much of the annual franchise tax payable by it during the taxable year under the provisions of Section 144 of this Article, as is in excess of \$25.

SEC. 18. *And be it further enacted,* That Sections 229 and 253(b) of Article 81 of the Annotated Code of Maryland (1939 Edition), title "Revenue and Taxes", sub-title "Income Tax", be and the same are hereby repealed and re-enacted, with amendments to read as follows:

229. *Taxable Income of Non-Resident.* Such portion of the income of an individual not a resident of this State as is derived from tangible property, real or personal, permanently located in this State (whether received directly or from a fiduciary) 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 the rules and regulations of the Comptroller.

253(b). The remaining net income, hereinafter referred to as business income, shall be allocated to this State if the trade or business of the corporation is carried on wholly within this State, but if the trade or business of the corporation is carried on partly within and partly without this State so much of the business income of the corporation as is derived from or reasonably attributable to the trade or business of the corporation carried on within this State, shall be allocated to this State and any balance of the business income shall be allocated outside this State. The portion of the business income derived from or reasonably attributable to the trade or business carried on within this State shall be determined by separate accounting where practicable, but where separate accounting is not practicable, the portion of the business income of the corporation allocable to this State shall be determined in such manner as may be prescribed by regulations of the Comptroller. The Comptroller is hereby authorized to prescribe by regulations such method or methods of