

filed with the Comptroller on forms prescribed by him for that purpose and shall be accompanied by a remittance in full by the employer for the amount of tax withheld by him during that quarter.

(2) The quarterly return and remittance shall be made to the Comptroller not later than the twenty-first day of the month next after the end of the calendar quarter, except that where the aggregate amount required to be deducted and withheld by an employer for any quarterly period can reasonably be expected to be at least three hundred dollars (\$300.00), such employer shall file a return and pay the tax monthly, on or before the fifteenth (15th) day of the following month for each month, January through November, inclusive, and on or before January thirty-first (31st) for the month of December.

(3) Once an employer has become liable to a quarterly or monthly return of withholding, he must continue to file a quarterly or monthly report, as the case may be, even though no tax has been withheld, until such time as he notifies the Comptroller, in writing, that he no longer has employees or that he is no longer liable for such quarterly or monthly returns. If an employer requests in writing that he be permitted to change from a monthly return to a quarterly return on the ground that his withholding has become less than three hundred dollars (\$300.00) for each quarter, such change shall be permitted only at the beginning of a calendar year.

(4) Any employer who negligently shall fail either to withhold the required tax or to pay it to the Comptroller as specified, or both, shall be held personally and individually liable for all moneys so involved, and if the employer is a corporate entity, the personal liability shall extend and be applicable to (1) any [officer or agent of the corporation, who as such officer or agent is under a duty to withhold the tax and transmit the same to the Comptroller as required hereunder; and any] OFFICER OF THE CORPORATION WHO EXERCISES DIRECT CONTROL OVER THE FISCAL MANAGEMENT OF THE CORPORATION; ~~(2) THE CHIEF EXECUTIVE OFFICER OF THE CORPORATION; AND (3) AND (2) ANY AGENT OF THE CORPORATION~~ WHO, IN HIS CAPACITY AS SUCH, IS UNDER A DUTY TO WITHHOLD THE TAX AND TRANSMIT IT TO THE COMPTROLLER. ANY sum or sums withheld in accordance with the provisions of this section shall be deemed to be held by the employer in trust for the State of Maryland and by such employer recorded in a ledger account so as clearly to indicate the amount of tax withheld and that such amount is the property of the State of Maryland.

(5) Failure to make any return required by this section to the Comptroller or failure either to withhold the required tax or to pay it to the Comptroller as specified, or both, shall be deemed to be a