

~~(1) A COGENERATOR OR ELECTRICITY SUPPLIER THAT IS SUBJECT TO THE PUBLIC SERVICE COMPANY FRANCHISE TAX; OR~~

~~(2) AN ELECTRICITY SUPPLIER THAT, BEFORE JULY 1, 1999, WAS NOT AN ELECTRIC COMPANY AS DEFINED IN § 1-101 OF THE PUBLIC UTILITY COMPANIES ARTICLE AS IN EFFECT ON JUNE 30, 1999, UNLESS THE ELECTRICITY SUPPLIER IS AN AFFILIATE OF SUCH AN ELECTRIC COMPANY.~~

~~(C) A COGENERATOR OR ELECTRICITY SUPPLIER THAT IS A NEW FACILITY OR A RETROFITTED FACILITY MAY CLAIM A CREDIT AGAINST THE STATE INCOME TAX AS PROVIDED IN § 8-406(B)(3) OF THIS ARTICLE.~~

~~(D) A COGENERATOR OR ELECTRICITY SUPPLIER THAT CLAIMS A CREDIT UNDER THIS SECTION MAY NOT CLAIM A TAX CREDIT UNDER § 8-406(B)(2) OF THIS ARTICLE OR § 10-704.1 OF THIS SUBTITLE.~~

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2006, and shall be applicable to all taxable years beginning after December 31, 2006.

Approved May 2, 2006.

---

**CHAPTER 249**

**(Senate Bill 336)**

AN ACT concerning

**Department of Health and Mental Hygiene – Disease Prevention – Hepatitis C Advisory Council Virus**

~~FOR the purpose of establishing a State Advisory Council on Hepatitis C to review, recommend changes to, and solicit funds to implement a certain hepatitis C prevention plan; requiring the Advisory Council to coordinate hepatitis C initiatives in certain State agencies and review and recommend changes to certain hepatitis C initiatives; specifying the membership, terms, removal, chair, and purpose of the Advisory Council; requiring the Advisory Council to issue certain reports on or before certain dates; requiring the Secretary of Health and Mental Hygiene to take certain actions in connection with the Hepatitis C Advisory Council; defining certain terms; providing for the termination of this Act; and generally relating to the Hepatitis C Advisory Council requiring the Department of Health and Mental Hygiene to conduct a certain needs assessment, initiate a certain public awareness campaign, and coordinate with certain units of State government to activate a certain hepatitis C virus plan; requiring the Department to solicit certain funding for hepatitis C virus outreach; requiring the Department to provide funding for certain pilot programs if funds are available; requiring the Department to review and recommend certain hepatitis C virus initiatives; requiring the Department to assess the feasibility of creating a hepatitis C virus administration in the~~