

~~THE FINANCIAL INSTITUTION WITHIN THIS STATE AND THE DENOMINATOR OF WHICH IS THE AVERAGE VALUE OF ALL SUCH ASSETS.~~

~~4. FOR PURPOSES OF THIS SUBPARAGRAPH, AVERAGE VALUE SHALL BE DETERMINED USING THE RULES FOR DETERMINING THE AVERAGE VALUE OF TANGIBLE PERSONAL PROPERTY SET FORTH IN PARAGRAPHS (3) AND (4) OF SUBSECTION (D) OF THIS SECTION.~~

~~(HI) IN LIEU OF USING THE METHOD SET FORTH IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE FINANCIAL INSTITUTION MAY ELECT, OR THE DEPARTMENT MAY REQUIRE IN ORDER TO FAIRLY REPRESENT THE BUSINESS ACTIVITY OF THE FINANCIAL INSTITUTION IN THIS STATE, THE USE OF THE METHOD SET FORTH IN THIS SUBPARAGRAPH.~~

~~1. THE AMOUNT OF INTEREST, DIVIDENDS, NET GAINS (BUT NOT LESS THAN ZERO) AND OTHER INCOME FROM INVESTMENT ASSETS AND ACTIVITIES IN THE INVESTMENT ACCOUNT TO BE ATTRIBUTED TO THIS STATE AND INCLUDED IN THE NUMERATOR IS DETERMINED BY MULTIPLYING ALL SUCH INCOME FROM SUCH ASSETS AND ACTIVITIES BY A FRACTION, THE NUMERATOR OF WHICH IS THE GROSS INCOME FROM SUCH ASSETS AND ACTIVITIES WHICH ARE PROPERLY ASSIGNED TO A REGULAR PLACE OF BUSINESS OF THE FINANCIAL INSTITUTION WITHIN THIS STATE AND THE DENOMINATOR OF WHICH IS THE GROSS INCOME FROM ALL SUCH ASSETS AND ACTIVITIES.~~

~~2. THE AMOUNT OF INTEREST FROM FEDERAL FUNDS SOLD AND PURCHASED AND FROM SECURITIES PURCHASED UNDER RESALE AGREEMENTS AND SECURITIES SOLD UNDER REPURCHASE AGREEMENTS ATTRIBUTABLE TO THIS STATE AND INCLUDED IN THE NUMERATOR IS DETERMINED BY MULTIPLYING THE AMOUNT DESCRIBED IN ITEM 1 OF SUBPARAGRAPH (I) OF THIS PARAGRAPH FROM SUCH FUNDS AND SUCH SECURITIES BY A FRACTION, THE NUMERATOR OF WHICH IS THE GROSS INCOME FROM SUCH FUNDS AND SUCH SECURITIES WHICH ARE PROPERLY ASSIGNED TO A REGULAR PLACE OF BUSINESS OF THE FINANCIAL INSTITUTION WITHIN THIS STATE AND THE DENOMINATOR OF WHICH IS THE GROSS INCOME FROM ALL SUCH FUNDS AND SUCH SECURITIES.~~

~~3. THE AMOUNT OF INTEREST, DIVIDENDS, GAINS AND OTHER INCOME FROM TRADING ASSETS AND ACTIVITIES, INCLUDING BUT NOT LIMITED TO ASSETS AND ACTIVITIES IN THE MATCHED BOOK, IN THE ARBITRAGE BOOK AND FOREIGN CURRENCY TRANSACTIONS (BUT EXCLUDING AMOUNTS DESCRIBED IN ITEMS 1 AND 2 OF THIS SUBPARAGRAPH) ATTRIBUTABLE TO THIS STATE AND INCLUDED IN THE NUMERATOR IS DETERMINED BY MULTIPLYING THE AMOUNT DESCRIBED IN ITEM 2 OF SUBPARAGRAPH (I) OF THIS PARAGRAPH BY A FRACTION, THE NUMERATOR OF WHICH IS THE GROSS INCOME FROM SUCH TRADING ASSETS AND ACTIVITIES WHICH ARE PROPERLY ASSIGNED TO A REGULAR PLACE OF BUSINESS OF THE FINANCIAL INSTITUTION WITHIN THIS STATE AND THE DENOMINATOR OF WHICH IS THE GROSS INCOME FROM ALL SUCH ASSETS AND ACTIVITIES.~~