

1. IS AN ECONOMICALLY DISADVANTAGED INDIVIDUAL FOR WHOM THE BUSINESS ENTITY RECEIVED A CREDIT UNDER ITEM (II) OF THIS PARAGRAPH IN THE 2 IMMEDIATELY PRECEDING TAXABLE YEARS AND UNDER:

A. PARAGRAPH (1)(I) OF THIS SUBSECTION; OR

B. ITEM (I) OF THIS PARAGRAPH; OR

2. IS NOT AN ECONOMICALLY DISADVANTAGED INDIVIDUAL BUT BECAME A FOCUS AREA EMPLOYEE DURING THE TAXABLE YEAR TO WHICH THE CREDIT APPLIES.

(3) A BUSINESS ENTITY THAT HIRES A FOCUS AREA EMPLOYEE TO REPLACE ANOTHER FOCUS AREA EMPLOYEE FOR WHOM THE BUSINESS ENTITY RECEIVED A CREDIT UNDER PARAGRAPH (1)(I) OF THIS SUBSECTION AND PARAGRAPH (2)(II) OF THIS SUBSECTION IN THE IMMEDIATELY PRECEDING TAXABLE YEAR MAY TREAT THE FOCUS AREA EMPLOYEE AS THE REPLACEMENT FOR THE OTHER FOCUS AREA EMPLOYEE TO DETERMINE ANY CREDIT THAT MAY BE AVAILABLE TO THE BUSINESS ENTITY UNDER PARAGRAPH (2)(I) OR (II) OF THIS SUBSECTION.

~~(e) (f) [(f) SUBJECT TO SUBSECTION (F) OF THIS SECTION, IF~~ the credit allowed under this section in any taxable year exceeds the State income tax for that taxable year, a business entity may apply the excess as a credit against the State income tax for succeeding taxable years until the earlier of:

(1) the full amount of the excess is used; or

(2) the expiration of the 5th taxable year from the date on which the business entity hired the qualified employee to whom the credit first applies.

~~(F) FOR A BUSINESS ENTITY THAT IS LOCATED IN AN INTENSIVE CARE AREA:~~

~~(1) FOR EACH QUALIFIED EMPLOYEE WHO RESIDES IN THE ENTERPRISE ZONE WHERE THE BUSINESS IS LOCATED, THE MAXIMUM WAGES SPECIFIED IN SUBSECTIONS (C)(1) AND (2) AND (D)(1)(I), (II), AND (III) OF THIS SECTION, FOR WHICH THE CREDIT UNDER THIS SECTION IS ALLOWABLE, SHALL BE DOUBLED; AND~~

~~(2) IF THE CREDIT ALLOWED UNDER THIS SECTION IN ANY TAXABLE YEAR EXCEEDS THE STATE INCOME TAX FOR THAT TAXABLE YEAR, CALCULATED BEFORE THE APPLICATION OF THE CREDITS ALLOWED UNDER THIS SECTION AND §§ 10-701 AND 10-701.1 BUT AFTER THE APPLICATION OF ANY OTHER CREDITS ALLOWED UNDER THIS SUBTITLE, THE EXCESS OF THE CREDIT SHALL BE REFUNDED.~~

~~[(f)] (G)~~ If a credit is claimed under this section, the claimant must make the addition required in § 10-205, § 10-206, or § 10-306 of this title.

11-108.

~~(A) A PERSON MAY CLAIM A CREDIT AGAINST THE SALES AND USE TAX THAT THE PERSON IS REQUIRED TO PAY TO THE COMPTROLLER IN AN AMOUNT EQUAL TO THE SALES AND USE TAX THAT THE PERSON PAYS ON THE SALE OF TANGIBLE~~