

~~(1) AN AMOUNT IS ADDED TO FEDERAL ADJUSTED GROSS INCOME TO DETERMINE THE DEPRECIATION DEDUCTION PROVIDED UNDER § 167(A) OF THE INTERNAL REVENUE CODE WITHOUT REGARD TO ANY ADDITIONAL ALLOWANCE UNDER § 168(K)(1) OF THE INTERNAL REVENUE CODE;~~

~~(2) AN AMOUNT IS SUBTRACTED FROM FEDERAL ADJUSTED GROSS INCOME TO DETERMINE THE ADJUSTED BASIS OF PROPERTY AS TO WHICH THE ADDITIONAL ALLOWANCE UNDER § 168(K)(1)(A) OF THE INTERNAL REVENUE CODE HAS BEEN ALLOWED FOR FEDERAL INCOME TAX PURPOSES WITHOUT REGARD TO THE REDUCTION REQUIRED UNDER § 167(K)(1)(B) OF THE INTERNAL REVENUE CODE; AND~~

~~(1) AN AMOUNT IS ADDED TO OR SUBTRACTED FROM FEDERAL ADJUSTED GROSS INCOME TO REFLECT THE DETERMINATION OF THE DEPRECIATION DEDUCTION PROVIDED UNDER § 167(A) OF THE INTERNAL REVENUE CODE AND THE ADJUSTED BASIS OF PROPERTY WITHOUT REGARD TO THE ADDITIONAL ALLOWANCE UNDER § 168(K) OF THE INTERNAL REVENUE CODE; AND~~

~~(2) AN AMOUNT IS ADDED TO OR SUBTRACTED FROM FEDERAL ADJUSTED GROSS INCOME TO DETERMINE THE NET OPERATING LOSS DEDUCTION ALLOWED UNDER § 172 OF THE INTERNAL REVENUE CODE WITHOUT REGARD TO THE SPECIAL 5-YEAR CARRYBACK PERIOD PROVIDED UNDER § 172(B)(1)(H) OF THE INTERNAL REVENUE CODE.~~

10-310.

IN ADDITION TO THE MODIFICATIONS UNDER §§ 10-305 THROUGH 10-309 OF THIS SUBTITLE, TO DETERMINE MARYLAND MODIFIED INCOME THE FEDERAL TAXABLE INCOME OF A CORPORATION SHALL BE ADJUSTED AS PROVIDED FOR AN INDIVIDUAL UNDER § 10-210.1 OF THIS TITLE.

SECTION 17. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

### Article - Tax - General

7-304.

(a) [In] SUBJECT TO § 7-309 OF THIS SUBTITLE, IN this section, "federal credit" means the maximum credit for death taxes paid to any state that is allowable under § 2011 of the Internal Revenue Code against the federal estate tax of a decedent as reduced by the proportion that the amount of the estate not included in the Maryland estate bears to the amount of the entire estate of the decedent.

(b) (1) Except as otherwise provided in this subsection, the Maryland estate tax is the amount, if any, by which the federal credit exceeds the total of death taxes other than the Maryland estate tax that:

(i) are imposed by a state on property included in the Maryland estate;

(ii) are allowable in computing the federal credit; and