

~~(E) (1) FOR PURPOSES OF DETERMINING THE EFFECTIVE RATE OF TAX IMPOSED IN THE AGGREGATE BY OTHER JURISDICTIONS UNDER SUBSECTION (C) OF THIS SECTION:~~

~~(I) THE EFFECTIVE RATE OF TAX IMPOSED BY A JURISDICTION IS THE STATUTORY RATE MULTIPLIED BY THE APPLICABLE APPORTIONMENT RATE; AND~~

~~(II) THE EFFECTIVE RATE OF TAX IMPOSED IN THE AGGREGATE IS THE SUM OF THE EFFECTIVE RATES OF TAX IMPOSED BY ALL JURISDICTIONS WHERE THE RELATED MEMBER IS SUBJECT TO TAX AND WHERE THE MEASURE OF THE TAX IMPOSED INCLUDED THE PAYMENT.~~

~~(2) EVEN IF THE PAYMENT IS NOT INCLUDED IN THE RELATED MEMBER'S INCOME FOR PURPOSES OF A COMBINED OR CONSOLIDATED RETURN FILED IN ANOTHER JURISDICTION, THE MEASURE OF THE TAX IMPOSED BY THAT JURISDICTION INCLUDES THE INTEREST EXPENSE OR INTANGIBLE EXPENSE FOR PURPOSES OF SUBSECTION (C)(3) OF THIS SECTION IF:~~

~~(I) THE INCOME OF THE CORPORATION THAT PAID, ACCRUED, OR INCURRED THE EXPENSE IS INCLUDED IN THE COMBINED OR CONSOLIDATED RETURN THAT ALSO INCLUDES THE RELATED MEMBER; AND~~

~~(II) THE PAYMENT IS NOT DEDUCTED BY THE PAYOR CORPORATION FOR PURPOSES OF THE COMBINED OR CONSOLIDATED RETURN.~~

~~(E) IF THE PAYOR AND THE RECIPIENT ARE BOTH INCLUDED IN A COMBINED OR CONSOLIDATED REPORT FILED IN A JURISDICTION:~~

~~(1) FOR PURPOSES OF SUBSECTION (C)(3)(II)2 OF THIS SECTION, THE MEASURE OF THE TAX IMPOSED BY THAT JURISDICTION SHALL BE DEEMED TO INCLUDE THE INTEREST EXPENSE OR INTANGIBLE EXPENSE; AND~~

~~(2) FOR PURPOSES OF DETERMINING THE EFFECTIVE RATE OF TAX IMPOSED BY THE JURISDICTION, THE APPLICABLE APPORTIONMENT RATE IS THE LESSER OF:~~

~~(I) THE APPORTIONMENT RATE OF THE RECIPIENT CORPORATION, DETERMINED BY USING ONLY THAT CORPORATION'S FACTORS IN THE NUMERATORS AND DENOMINATORS OF THE APPORTIONMENT FORMULA; OR~~

~~(II) THE APPORTIONMENT RATE OF THE COMBINED OR CONSOLIDATED GROUP, DETERMINED BY COMBINING THE RECIPIENT CORPORATION'S FACTORS WITH THE FACTORS OF OTHER MEMBERS OF THE GROUP INCLUDED IN THE COMBINED OR CONSOLIDATED REPORT.~~

~~(F) (1) IN ADDITION TO THE MODIFICATIONS UNDER §§ 10-305 AND 10-306 OF THIS SUBTITLE, SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, TO DETERMINE MARYLAND TAXABLE INCOME, AN AMOUNT IS SUBTRACTED FROM THE FEDERAL TAXABLE INCOME OF A CORPORATION EQUAL TO THE AMOUNT RECEIVED AS ROYALTIES, INTEREST, OR SIMILAR INCOME FROM INTANGIBLES FROM A RELATED MEMBER TO THE EXTENT THE RELATED MEMBER, WITH RESPECT TO THE~~