

~~(A) IN THIS SECTION, "UNITARY GROUP" MEANS AN AFFILIATED GROUP OF CORPORATIONS;~~

~~(1) THAT IS ENGAGED IN A UNITARY BUSINESS; AND~~

~~(2) MORE THAN 50% OF THE VOTING STOCK OF EACH MEMBER OF WHICH IS DIRECTLY OR INDIRECTLY OWNED BY:~~

~~(H) A COMMON OWNER OR COMMON OWNERS, EITHER CORPORATE OR NONCORPORATE; OR~~

~~(H) ONE OR MORE MEMBER CORPORATIONS OF THE GROUP.~~

~~(B) WHETHER OR NOT THE UNITARY GROUP FILES A COMBINED INCOME TAX RETURN UNDER § 10 811 OF THIS TITLE, A MEMBER OF A UNITARY GROUP SHALL COMPUTE ITS MARYLAND TAXABLE INCOME USING THE COMBINED REPORTING METHOD UNDER THIS SECTION.~~

~~(C) UNDER THE COMBINED REPORTING METHOD, IF A CORPORATION IS A MEMBER OF A UNITARY GROUP AND IS SUBJECT TO THE MARYLAND INCOME TAX, THE PART OF THE CORPORATION'S MARYLAND MODIFIED INCOME THAT IS DERIVED FROM OR REASONABLY ATTRIBUTABLE TO TRADE OR BUSINESS CARRIED ON IN THE STATE SHALL BE DETERMINED AS FOLLOWS:~~

~~(1) DETERMINE THE MARYLAND MODIFIED INCOME OF THE UNITARY GROUP, BY COMBINING THE CORPORATION'S INCOME WITH THE INCOME OF OTHER MEMBERS OF THE UNITARY GROUP, DISREGARDING TRANSACTIONS BETWEEN MEMBERS OF THE UNITARY GROUP TO ACCURATELY REFLECT THE INCOME OF THE UNITARY GROUP;~~

~~(2) DETERMINE THE PART OF THE UNITARY GROUP'S MARYLAND MODIFIED INCOME THAT IS DERIVED FROM OR REASONABLY ATTRIBUTABLE TO TRADE OR BUSINESS CARRIED ON IN THE STATE USING A MARYLAND APPORTIONMENT FRACTION OF THE UNITARY GROUP, BASED ON NUMERATORS AND DENOMINATORS OF THE PROPERTY, PAYROLL, AND SALES FACTORS UNDER § 10 402 OF THIS SUBTITLE COMPUTED BY COMBINING THOSE AMOUNTS ASSOCIATED WITH THE ACTIVITIES OF THE CORPORATION WITH THE ACTIVITIES OF OTHER MEMBERS OF THE UNITARY GROUP, DISREGARDING TRANSACTIONS BETWEEN MEMBERS OF THE UNITARY GROUP TO ACCURATELY REFLECT THE INCOME ALLOCABLE TO MARYLAND; AND~~

~~(3) FOR EACH MEMBER OF THE UNITARY GROUP THAT IS SUBJECT TO THE MARYLAND INCOME TAX, ALLOCATE A PORTION OF THE~~