

Article - Tax - General

10-402.

(c) (1) If the trade or business is a unitary business, the part of the corporation's Maryland modified income derived from or reasonably attributable to trade or business carried on in the State shall be determined using a 3-factor [formula that weighs property, payroll, and sales equally] APPORTIONMENT FRACTION:

(I) THE NUMERATOR OF WHICH IS THE SUM OF THE PROPERTY FACTOR, THE PAYROLL FACTOR, AND TWICE THE SALES FACTOR; AND

(II) THE DENOMINATOR OF WHICH IS 4.

(d) To reflect clearly the income allocable to Maryland, the Comptroller may alter, if circumstances warrant, the methods under subsections (b) and (c) of this section, including:

- (1) the use of the separate accounting method;
- (2) the use of the 3-factor DOUBLE WEIGHTED SALES FACTOR formula method;
- (3) the weight of any factor in the 3-factor formula;
- (4) the valuation of rented property included in the property factor; and
- (5) the determination of the extent to which tangible personal property is located in the State.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1992 and shall be applicable to all taxable years beginning after December 31, 1991.

Approved May 12, 1992.

CHAPTER 250

(Senate Bill 391)

AN ACT concerning

Appearance Fees

FOR the purpose of altering appearance fees in certain circuit courts; providing for prepayment of the fees in certain civil actions and appeals and for assessment as costs in criminal actions; clarifying the judges responsible for disbursement of appearance fees and other moneys available for court libraries; requiring the Clerk of the Circuit Court for Dorchester County to deposit appearance fees into a certain account to be used for certain purposes; clarifying language; reordering certain