(I) THE LOCATION WHERE SERVICES ARE PERFORMED;

(II) THE RESIDENCE OR BUSINESS LOCATION OF THE PERSON OR PERSONS PERFORMING SERVICES;

(III) THE LOCATION WHERE SUPPLIES USED IN RESEARCH AND DEVELOPMENT ARE CONSUMED; AND

(IV) ANY OTHER FACTORS THAT THE DEPARTMENT DETERMINES ARE RELEVANT FOR THE DETERMINATION.

(G) THE CREDIT UNDER THIS SECTION DOES NOT APPLY TO ANY QUALIFIED RESEARCH AND DEVELOPMENT EXPENSES PAID OR INCURRED AFTER DECEMBER 31, 2016.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2008, and shall be applicable to all taxable years beginning after December 31, 2007.

Approved by the Governor, April 24, 2008.

CHAPTER 140

(Senate Bill 565)

AN ACT concerning

Income Tax Credit – Bio–Heating Oil

FOR the purpose of allowing an individual or corporation to claim a certain credit against the State income tax for each gallon of heating oil with a certain blend of biodiesel purchased for certain uses; limiting the amount of the credit for a certain tax year; requiring the Maryland Energy Administration to administer a certain initial credit certificate; requiring the Maryland Energy Administration to provide to the Comptroller certain information about taxpayers applying for certain credit certificates; requiring the Maryland Energy Administration to adopt certain regulations; requiring the Maryland Energy Administration to conduct a certain public relations campaign; providing for the application of this Act; <u>providing for the termination of this Act;</u> and generally relating to heating oil blended with biodiesel.