

**What's new for 2013?**

- Your mailing address is now required information on Step 1.
- Step 6, Figure your income allocable to Illinois, has been modified. You must indicate whether your base income or loss is derived inside Illinois only, if it is derived both inside and outside Illinois, or entirely outside Illinois. See Specific Instructions for more information.
- For tax years ending on or after December 31, 2012, and before December 31, 2014, **Schedule NLD**, Illinois Net Loss Deduction has been redesigned. See Schedule NLD for more information.
- If you wish to allow us to speak with your preparer about your return, check the box in Step 10, and see Specific Instructions for more information.
- **For tax years ending on or after December 31, 2012, and on or before December 31, 2016, the Veterans Jobs Credit** has been modified to allow a credit for either "qualified veterans" or "qualified unemployed veterans." See Schedule 1299-A instructions for more information.
- **For tax years ending on or after December 31, 2012, a Hospital Credit** is available. See Schedule 1299-A instructions for more information.
- The **Enterprise Zone Dividend Subtraction and Enterprise Zone Interest Subtraction** have been eliminated. Do not claim a subtraction for these amounts on your Form IL-1120-ST.
- The **Ex-felons Jobs Credit** has been modified. The maximum amount of credit that may be claimed for all tax years for wages paid to a particular ex-offender has been raised to \$1,500. The definition of a "qualified ex-offender" has also changed. See the Specific Instructions on **Schedule 1299-A** for more information.
- **For tax years ending on or after December 31, 2013**, Illinois lottery winnings and proceeds from sales or other transfers of rights to lottery winnings are sourced to Illinois.
- Public Act 98-0122 enacted the Compassionate Use of Medical Cannabis Pilot Program Act surcharge for taxpayers with **tax years ending on or after January 1, 2014**. See Specific Instructions for more information.
- Taxpayers who are entitled to a refund may now choose to direct deposit their refund into their checking or savings account. See Specific Instructions for more information.
- Changes are in place for Form IL-1023-C and Form IL-1000 filers that affect this year's and next year's filing. Form IL-1023-C and Form IL-1000 will be retired **next year** and cannot be used for tax years ending on or after December 31, 2014. The amounts that would have been reported on these forms will be
 - **reported** on your 2014 Form IL-1065, Form IL-1120-ST, or Form IL-1041, and
 - **paid** with those returns or with Form IL-505-B.

In addition, Form IL-1023-CES and Form IL-1000-P cannot be used for making voluntary prepayments for tax years ending on or after December 31, 2014. These vouchers have been replaced by Form IL-516-I and Form IL-516-B, Pass-through Prepayment Vouchers. Form IL-516-I and Form IL-516-B allow you to voluntarily prepay your own tax liability from Form IL-1120-ST, as well as make voluntary pass-through entity prepayments on behalf of your shareholders for tax years ending on or after December 31, 2014. See Form IL-516-I and IL-516-B for more information.

- S corporations now have access to some features of MyTax Illinois. MyTax Illinois is a centralized location on our website where taxpayers may register a new business, make payments, and manage their tax accounts. MyTax Illinois does not currently support filing of the Form IL-1120-ST, but you can make some Form IL-1120-ST related payments through MyTax Illinois. See tax.illinois.gov for details.

General Information**Who must file Form IL-1120-ST?**

You must file Form IL-1120-ST if you are a small business corporation ("S corporation"), as defined in Internal Revenue Code (IRC) Section 1361(a), that

- has net income or loss as defined under the Illinois Income Tax Act (IITA); or
- is qualified to do business in the state of Illinois and is required to file U.S. Form 1120S (regardless of net income or loss).

If you own a Qualified Subchapter S Subsidiary (QSSS) defined in IRC Section 1361(b)(3), as well as any other entity that is disregarded as an entity separate from you for purposes of the IRC, it is likewise disregarded as a separate entity for purposes of the IITA. You must include all items of income, deduction, loss, credit, etc., from such entities on your return as if they were earned or incurred by you directly.

If you are an S corporation that is a member of a unitary business group, see the instructions for Illinois Schedule UB, Combined Apportionment for Unitary Business Group, and "What if I am a member of a unitary group?" in the general instructions below for information about filing requirements. S corporations may be required to apportion their business income as members of a unitary group, but cannot file a combined return.

What forms must I use?

In general, you must obtain and use forms prescribed by the Illinois Department of Revenue. Separate statements not on forms provided or approved by the Department will not be accepted and you will be asked for appropriate documentation. **Failure to comply with this requirement may result in failure to file penalties, a delay in the processing of your return, or a delay in the generation of any refund.** Additionally, failure to submit appropriate documentation when requested may result in a referral to our Audit Bureau for compliance action.

S corporations must complete Form IL-1120-ST. Do not send a computer printout with line numbers and dollar amounts attached to a blank copy of the return. Computer generated printouts are not acceptable, even if they are in the same format as the Department's forms. Computer generated forms from a Department-approved software developer are acceptable.

How do I register my business?

If you are required to file Form IL-1120-ST, you should register with the Illinois Department of Revenue. You may register

- online with MyTax Illinois, our free online account management program for taxpayers; or

- by calling our Central Registration Division at **217 785-3707**.

Visit our website at tax.illinois.gov for more information.

Registering with the Illinois Department of Revenue (IDOR) **prior to filing your return** ensures that your tax returns are accurately processed.

Your identification numbers as an Illinois business taxpayer are your federal employer identification number (FEIN) and your Illinois account number.

When should I file?

Your Illinois filing due date is the same as your federal filing due date. In general, Form IL-1120-ST is due on or before the 15th day of the **3rd** month following the close of the tax year.

Automatic seven-month extension — We grant you an automatic seven-month extension of time to file your small business corporate tax return. You are not required to file Form IL-505-B, Automatic Extension Payment, in order to obtain this automatic extension. However, if you expect tax to be due, you must use Form IL-505-B to pay any tentative tax due in order to avoid interest and penalty on tax not paid by the original due date of the return. An extension of time to file your Form IL-1120-ST is not an extension of time for payment of Illinois tax.

Additional extensions beyond the automatic extension period — We will grant an extension of more than seven months **only** if an extension of more than six months is granted by the Internal Revenue Service (IRS). You must attach a copy of the approved federal extension to your Form IL-1120-ST. Your additional Illinois extension will be equal to the federal extension, plus one month.

When should I pay?

Payment of tax — You must pay your Illinois Replacement tax in full on or before the original due date of the return. This payment date applies even though an automatic extension for filing your return has been granted.

Estimated tax payments — Small business corporations are not required to make estimated tax payments.

You may, however, use Form IL-516-I and Form IL-516-B, Pass-through Prepayment Vouchers, to make voluntary prepayments for **tax years ending on or after December 31, 2014**. Form IL-1000, Pass-through Entity Payment Income Tax Return, and Form IL-1023-C, Composite Income and Replacement Tax Return, will be retired for tax years ending on or after December, 31, 2014, and the amounts that would have been reported on these forms will be

- **reported** on your Form IL-1120-ST, and
- **paid** on your Form IL-1120-ST or Form IL-505-B.

Form IL-516-I and Form IL-516-B allow you to voluntarily prepay your own tax liability as well as make pass-through entity prepayments on behalf of your partners or shareholders.

Who should sign the return?

Your Form IL-1120-ST must be signed by the president, vice president, treasurer, or any other officer duly authorized to sign the return. In the case of a bankruptcy, a receiver, trustee, or assignee must sign any return required to be filed on behalf of the corporation. The signature verifies by written declaration (and under penalties of perjury) that the signing individual has personally examined the return and the return is true, correct,

and complete. The fact that an individual's name is signed to a return is prima facie evidence that the individual is authorized to sign the return on behalf of the corporation.

Any person paid to prepare the return (other than a regular, full-time employee of the taxpayer, such as a clerk, secretary, or bookkeeper) must provide a signature, date the return, and write the preparer's taxpayer identification number. If the preparer is an employee or partner of a firm or corporation, the preparer must also provide the firm's name, address, and instead of the preparer's taxpayer identification number, the preparer must provide the firm's FEIN. Self-employed preparers must provide their own name, address, and taxpayer identification number in the appropriate spaces.

Note — If your return is not signed, any overpayment of tax is considered forfeited if, after notice and demand for signature, you fail to provide a signature within three years from the date your return was filed.

What are the penalties and interest?

Penalties — You will owe

- a **late-filing penalty** if you do not file a processable return by the extended due date;
- a **late-payment penalty** if you do not pay the tax you owe by the original due date of the return;
- a **bad check penalty** if your remittance is not honored by your financial institution;
- a **cost of collection fee** if you do not pay the amount you owe within 30 days of the date printed on your bill.

Interest — Interest is calculated on tax from the day after the original due date of your return through the date you pay the tax.

We will bill you for penalties and interest. For more information about penalties and interest, see Publication 103, Penalties and Interest for Illinois Taxes, available at tax.illinois.gov.

What if I am discontinuing my business?

Liquidation, withdrawal from Illinois, or loss of charter — If you are a corporation that is liquidated, withdraws either voluntarily or involuntarily from Illinois, **or** in any manner surrenders or loses your charter during any tax year, you are still required to file tax returns. Also, we will pursue the assessment and collection of taxes owed by you or your shareholders.

Sales or transfers — If you are a corporation that, outside the usual course of business, sells or transfers the major part of any one or more of

- the stock of goods which you are in the business of selling,
- the furniture or fixtures of your business,
- the machinery and equipment of your business, or
- the real property of your business,

you or the purchaser must complete and send us Form CBS-1, Notice of Sale or Purchase of Business Assets, no later than 10 days after the date the sale took place. Mail this form, along with copies of the sales contract and financing agreement, to

**ILLINOIS DEPARTMENT OF REVENUE
BULK SALES UNIT
100 WEST RANDOLPH, Level 7-400
CHICAGO IL 60601**

Request for prompt determination — You may make a request for prompt determination of liability if you are a corporation in the process of dissolution. A completed tax return must be on file with us before you can submit a request for prompt determination. Do not submit your return and request at the same time. Mail your initial return to the address indicated on the form. You should allow 12 weeks for processing. If your request is properly made, the expiration of the statute of limitations (absent fraud) will not extend beyond 18 months from the date of your request. Mail your request and a copy of your previously submitted return to

**ILLINOIS DEPARTMENT OF REVENUE
PO BOX 19044
SPRINGFIELD IL 62794-9044**

What if I need to correct or change my return?

Do not file another Form IL-1120-ST with “amended” figures to change your originally filed Form IL-1120-ST. If you need to correct or change your return after it has been filed, you must file Form IL-1120-ST-X, Amended Small Business Replacement Tax Return. Returns filed before the extended due date of the return are treated as your original return for all purposes. For more information see Form IL-1120-ST-X instructions.

You should file Form IL-1120-ST-X only after you have filed a processable Illinois Income Tax return. You must file a separate Form IL-1120-ST-X for each tax year you wish to change.

State changes only — File Form IL-1120-ST-X promptly if you discover an error on your Illinois return that does not relate to an error on your federal return but rather was caused by

- a mistake in transferring information from your federal return to your Illinois return;
- failing to report or misreporting to Illinois an item that has no effect on your federal return; or
- a mistake in another state’s tax return that affects the computation of your Illinois tax liability.

If you are claiming an overpayment, Form IL-1120-ST-X must be filed within three years after the extended due date or the date the return was filed, or within one year after the tax giving rise to the overpayment was paid, whichever is latest.

Federal changes only — File Form IL-1120-ST-X if you have filed an amended federal return or if you have been notified by the IRS that they have made changes to your return. This includes any change in your federal income tax liability, any tax credit, or the computation of your federal taxable income as reported for federal income tax purposes, if the change affects any item entering into the computation of net income, net loss, or any credit for any year under the IITA. You must file Form IL-1120-ST-X no later than 120 days after the federal changes have been agreed to or finally determined to avoid a late-payment penalty.

If you are filing Form IL-1120-ST-X to claim an overpayment resulting from a federal change, it must be filed within two years after the date such notification was due (regardless of whether such notice was given).

Attach a copy of federal finalization or proof of acceptance from the IRS along with a copy of your amended federal form, if applicable, to your Form IL-1120-ST-X. Examples of federal finalization include a copy of one or more of the following items:

- your audit report from the IRS
- your federal record of account verifying your ordinary business income

What records must I keep?

You must maintain books and records to substantiate any information reported on your Form IL-1120-ST. Your books and records must be available for inspection by our authorized agents and employees.

Do the IDOR and the IRS exchange income tax information?

The IDOR and the IRS exchange income tax information for the purpose of verifying the accuracy of information reported on federal and Illinois tax returns. All amounts you report on Form IL-1120-ST are subject to verification and audit.

Should I round?

You must round the dollar amounts on Form IL-1120-ST and accompanying schedules to whole-dollar amounts. To do this, you should drop any amount less than 50 cents and increase any amount of 50 cents or more to the next higher dollar.

What if I have an Illinois net loss deduction (NLD)?

If you have an Illinois NLD from any loss year ending on or after December 31, 1986, it is subtracted from and limited to your base income allocable to Illinois.

To determine your “Illinois net loss” start with federal ordinary income plus separately stated items, and apply all addition and subtraction modifications and all allocation and apportionment provisions.

Illinois net losses incurred in tax years ending on or after December 31, 2003, may only be carried forward 12 years. If you are carrying forward an Illinois NLD, you must complete Illinois Schedule NLD, Illinois Net Loss Deduction, and claim the deduction on Step 7, Line 50.

If you had discharge of indebtedness income for a taxable year ending on or after December 31, 2008, and all or a portion of this income was excluded from your federal gross income due to bankruptcy or insolvency, then you may be required to reduce any Illinois net loss you incurred for that year before you determine an Illinois NLD. See the Step 7 Instructions and Schedule NLD or UB/NLD for more information.

If you have an Illinois net loss for this tax year, you must file Form IL-1120-ST reporting the loss in order to carry the loss forward to another year.

If you need more information, see the Illinois Income Tax Regulations, Sections 100.2050 and 100.2300 through 100.2330. These sections may be obtained by visiting our website at tax.illinois.gov.

What attachments do I need?

When filing your return there are certain types of income items and subtraction modifications that require the attachment of Illinois or federal forms and schedules. Instructions for these attachments appear throughout the specific instructions for completing your return.

Note → All Illinois forms and schedules include an “**IL Attachment No.**” in the upper right corner of the form. Required attachments should be ordered numerically behind the tax return, as indicated by the IL Attachment No. Failure to attach forms and schedules in the proper order may result in processing delays.

Required copies of documentation from your federal return should be attached **behind the completed Illinois return**.

Note When filing your Form IL-1120-ST, include only forms and schedules required to support your return. Send correspondence separately to

**ILLINOIS DEPARTMENT OF REVENUE
TAXPAYER CORRESPONDENCE
PO BOX 19044
SPRINGFIELD IL 62794-9044**

Definitions to help you complete your Form IL-1120-ST.

All references to “income” include losses.

Base income means federal ordinary income modified by additions and subtractions as shown in Steps 2 through 5 of Form IL-1120-ST. See specific instructions for Steps 2 through 5.

Business income means all income (other than compensation) that may be apportioned by formula among the states in which you are doing business without violating the Constitution of the United States. All income of a corporation is business income unless it is clearly attributable to only one state and is earned or received through activities totally unrelated to any business you are conducting in more than one state. Business income is net of all deductions attributable to that income.

Most income of a corporation is regarded as business income. Consequently, in the case of a corporation other than a personal holding company, the consistent treatment of income from intangibles as business income in filing Illinois tax returns will be presumed correct.

Commercial domicile means the principal place from which your trade or business is directed or managed.

Nonbusiness income means all income other than business income or compensation. For more information about the different types of nonbusiness income, see the instructions for Illinois Schedule NB, Nonbusiness Income.

What does taxable in other states mean?

Taxable in other states means you are subject to and pay “tax” in another state. “Tax” includes net income tax, franchise tax measured by net income, franchise tax for the privilege of doing business, and corporate stock tax. You are considered taxable in another state if that state has jurisdiction to subject you to a net income tax, even though that state does not impose such a tax. This definition is for purposes of allocating nonbusiness income and apportioning business income inside or outside Illinois.

When must I use Illinois Schedules K-1-P and B?

You must use **Illinois Schedule K-1-P**, Partner’s or Shareholder’s Share of Income, Deductions, Credits, and Recapture, to supply each shareholder with that individual’s or entity’s share of the amounts reported on your federal and Illinois tax returns. For Illinois Income Tax purposes, you must give a completed Illinois Schedule K-1-P and a copy of the **Illinois Schedule K-1-P(2)**, Partner’s and Shareholder’s Instructions, to each shareholder. **Do not file copies of Illinois Schedule K-1-P that you issue to your shareholders with your Form IL-1120-ST.** However, you must keep a copy of each Illinois Schedule K-1-P with your tax records. See Illinois Schedule K-1-P(1), Instructions for more information.

You must use **Illinois Schedule B**, Partners’ or Shareholders’ Identification, to supply us with a listing of your shareholders. You **must** file Illinois Schedule B with your Form IL-1120-ST.

What if I am a member of a unitary group?

If an S corporation is

- unitary with a combined group and uses the same taxable year as the combined group, it should use the Schedule UB prepared by the combined group in completing its Form IL-1120-ST;
- unitary with a combined group, but it uses a different taxable year, it must complete a Schedule UB using its own taxable year; or,
- not unitary with a group filing a combined return, it must complete its own Schedule UB using its own taxable year.

Unitary members that are S corporations can use the line reference chart in the Schedule UB instructions to help complete 2013 Form IL-1120-ST.

Steps 2 and 3 of each separately filed Form IL-1120-ST must be completed showing only the S corporation’s separate-company items. The amounts on each member’s Form IL-1120-ST, Lines 14 through 21 (less Line 20) and Lines 23 through 33 (less Line 24), shall be the combined totals shown on Schedule UB, Step 3, Column E.

Note The modifications for Form IL-1120-ST Lines 20 and 24 are not included as modifications on the Schedule UB. The amount on Form IL-1120-ST, Lines 20 or 24 must be computed on the Illinois Schedule B, Column D Worksheet, found in these instructions. Carry the combined total amounts from Schedule UB, Step 3, Column E for each line item of the Column D Worksheet.

Use the Line 20 and Line 24 amounts to compute the S corporation’s base income on Form IL-1120-ST, Step 5, Line 35. Check the box on Form IL-1120-ST, Step 5, Line 35 B and complete Form IL-1120-ST, Step 6 by subtracting

- on Line 36, the combined nonbusiness income of the entire unitary business group, minus the portion allocable to shareholders subject to replacement tax, and
- on Line 37, the amount received by the entire unitary business group from nonunitary partnerships, trusts, and estates, minus the portion allocable to shareholders subject to replacement tax.

On Form IL-1120-ST, Step 6, Line 40, include the everywhere sales amount from Schedule UB, Step 4, Column D, Line 2. On Line 41 of Step 6 of Form IL-1120-ST, include only the S corporation’s Illinois sales. On Form IL-1120-ST, Step 6, Lines 44 and 45, include only the nonbusiness income of the S corporation, and the business income or loss apportionable to Illinois received by the S corporation from trusts, estates, and nonunitary partnerships, minus the portion of those amounts allocable to shareholders subject to replacement tax.

Schedules used to compute any amounts shown **must** be attached to Form IL-1120-ST.

If you need more information, visit our website at tax.illinois.gov and view the Illinois Income Tax Regulations referenced in these instructions.

May I file a composite return for nonresident shareholders?

You may file a composite return for any nonresident individuals, trusts, and estates that have income from your S corporation. If you would like more information concerning eligibility to file a composite return, see Form IL-1023-C, Composite Income and Replacement Tax Return.

Note If you make payments to us for any other type of tax or you have overpayments of tax from any other type of tax return, you cannot transfer any of these payments from or to Forms IL-1023-CES or IL-1023-C to satisfy composite tax payment requirements.

You may use Form IL-516-I and Form IL-516-B, Pass-through Prepayment Vouchers, to make prepayments for **tax years ending on or after December 31, 2014**. See “When should I pay?” for more information.

If I made pass-through entity payments, should I file a composite return?

If you made pass-through entity payments on Form IL-1000, Pass-through Entity Payment Income Tax Return, on behalf of your nonresident partners, you are not required to include these members on a composite return. However, if you do make the election to include these members on a composite return, you may claim the pass-through entity payments you made on their behalf on Form IL-1023-C.

What if I participated in a reportable transaction?

If you participated in a reportable transaction, including a “listed transaction,” during this tax year and were required to disclose that transaction to the IRS, you are also required to disclose that information to Illinois.

You must send us two copies of the form you used to disclose the transaction to the IRS.

- Attach one copy to your tax return, and
- Mail the second copy to

**ILLINOIS DEPARTMENT OF REVENUE
PO BOX 19029
SPRINGFIELD IL 62794-9029**

Where should I file?

If a payment is enclosed with your return, mail your Form IL-1120-ST to
**ILLINOIS DEPARTMENT OF REVENUE
PO BOX 19053
SPRINGFIELD IL 62794-9053**

If a payment is **not** enclosed, mail your Form IL-1120-ST to
**ILLINOIS DEPARTMENT OF REVENUE
PO BOX 19032
SPRINGFIELD IL 62794-9032**

What if I need additional assistance or forms?

If you need additional assistance -

- Visit our website at tax.illinois.gov.
- Write to us at
**ILLINOIS DEPARTMENT OF REVENUE
PO BOX 19044
SPRINGFIELD IL 62794-9044**
- Call **1 800 732-8866** or **217 782-3336** (TDD, telecommunications device for the deaf, at **1 800 544-5304**).

Our office hours are 8:00 a.m. to 5:00 p.m., Monday through Friday.

If you need additional forms or schedules -

- Visit our website at tax.illinois.gov.
- Write to us at
**ILLINOIS DEPARTMENT OF REVENUE
PO BOX 19010
SPRINGFIELD IL 62794-9010**

Specific Instructions

Specific instructions for most of the lines are included. Lines that are not discussed in the instructions are self-explanatory.

Step 1 — Identify your small business corporation

A — All taxpayers: Type or print your legal business name. If you have a name change from last year, check the corresponding box.

B — Type or print your mailing address. If your address has changed since you filed your last return or if this is your first return, check the box.

Note → If you checked the box in Line B because you have never filed an Illinois return, you must also check the “first return” box in Line C.

C — If this is your first or final return, check the appropriate box.

D — If you checked final return on Line C, answer the questions on Line D, if applicable.

E — Special Apportionment Formulas - If you use a special apportionment formula because you are categorized as a financial organization or transportation company, check the appropriate box. If you are categorized as a federally regulated exchange and are electing to use a special

apportionment formula for this year, check the appropriate box. For more information, see the specific instructions for “Special Apportionment Formulas.”

F — If you are claiming a special depreciation addition or subtraction modifications on Form IL-1120-ST, mark the box and attach Form IL-4562, Special Depreciation, to your tax return.

G — If you are claiming other addition or subtraction modifications on Form IL-1120-ST, mark the box and attach Schedule M, Other Additions and Subtractions (for businesses), to your tax return.

H — If you are claiming related-party expenses modifications on your Form IL-1120-ST, mark the box and attach Schedule 80/20, Related-Party Expenses, to your tax return.

I — Check the box if you are claiming certain deductions or credits listed on Illinois Schedule 1299-A, Tax Subtractions and Credits. You must check the box on Line I and attach Illinois Schedule 1299-A to your tax return to support any deductions or credits you are claiming or passing to your shareholders.

J — Write your federal employer identification number.

K — If you are a member of a group filing as a unitary business, check the box and write the FEIN of the member who is filing Illinois Schedule UB.

L — Write your North American Industry Classification System (NAICS) Code. If you are unsure of your code, you can research the information at www.census.gov/eos/www/naics or www.irs.gov.

M — Write your Illinois corporate file (charter) number assigned to you by the Illinois Secretary of State.

N — If you keep your accounting records in a location different from the address indicated on Line B, write the city, the two-letter state abbreviation, and the Zip Code for the location the records are kept.

O — If you are making the election to treat all of your income other than compensation as business income for this tax year, you must check the box on this line and write zero on Step 6, Lines 36 and 44. **This election must be made by the extended due date of this return. Once made, the election is irrevocable.**

P — If you are required to disclose reportable transactions and you have attached federal Form 8886 or federal Schedule M-3, check the appropriate box. See “What if I participated in a reportable transaction?” for more information.

Q — Check the box if you must adjust your loss or loss carryover due to Discharge of Indebtedness. For more information, see the instructions for Line 48, the Loss Reduction worksheet, and Schedule NLD.

Note — You must complete a Department-issued or previously approved Form IL-1120-ST and corresponding schedules. Do not send a computer printout or spreadsheets with line numbers and dollar amounts attached to a blank copy of the return.

Step 2 — Figure your ordinary income or loss

Note — If you are a member of a unitary group, write the figures on each line of Step 2 that reflect your separate company income. See “What if I am a member of a unitary group?” in the General Instructions.

Lines 1 through 5 — Write the amount for each line item from the corresponding line on your U.S. Form 1120S, Schedule K. See the chart below to determine the correct corresponding lines.

Form IL-1120-ST	Federal form 1120S, Schedule K
Line 1	Line 1
Line 2	Line 2
Line 3	Line 3c
Line 4	Lines 4, 5a, 6, 7, 8a
Line 5	Line 9

Line 6 — Include any items of income or loss from U.S. Form 1120S, Schedule K, that are not included on any other line of Step 2 or Step 3 of this Form IL-1120-ST.

Step 3 — Figure your unmodified base income or loss

Note — If you are a member of a unitary group, write the figures on each line of Step 3 that reflects your separate company income. See “What if I am a member of a unitary group?” in the General Instructions.

Lines 8 through 10 — Write the amount for each line item from the corresponding line on your U.S. Form 1120S, Schedule K. See the chart on this page to determine the correct corresponding lines.

Form IL-1120-ST	Federal form 1120S, Schedule K
Line 8	Line 12a
Line 9	Line 11
Line 10	Line 12b

Line 11 — Include any items of expense that

- you are required to state separately to your shareholders, rather than include in ordinary income, and
- that would be taken into account by an individual in computing his or her taxable income, and
- that are not included on any other line of Step 2 or Step 3 of this Form IL-1120-ST.

Do not include any of the following items on this line:

- net operating loss carryovers;
- any domestic production activity deduction allowed under IRC Section 199; or
- any depletion amounts allowed federally on your oil and gas properties.

Note — While the domestic production activity deduction is not allowed to partnerships or subchapter S corporations, you may calculate and “pass through” any allowable deduction to your partners and shareholders. See Information Bulletin FY 2006-07, Domestic Activity Production Deduction.

Line 13 — This is your total unmodified base income or loss.

Note — If you are a member of a unitary group **this amount should reflect your separate company income** as shown on the corresponding column of Schedule UB, Step 2, Column A, B, or C, Line 30.

Step 4 — Figure your income or loss

Note — If you are a member of a unitary group, see “What if I am a member of a unitary group?” in the General Instructions, and the instructions for Line 14, below.

Line 14 — Follow the instructions on the form.

Note — If you are a member of a unitary group do not write the amount from Form IL-1120-ST, Step 3, Line 13. **Write your combined company income** as shown on Schedule UB, Step 2, Column E, Line 30.

Line 15 — Write the total of all amounts excluded from unmodified base income that were received or accrued as interest and all distributions of exempt interest received from regulated investment companies during the tax year.

Line 16 — You must add back any amount of Illinois Income and Replacement taxes and surcharge that you deducted on your U.S. Form 1120S to arrive at your ordinary business income. You are not required to add back taxes from other states taken as a federal deduction.

Line 17 — Write the addition amount calculated on Form IL-4562, Step 2, Line 4. For more information, see Form IL-4562 and instructions. **Attach Form IL-4562 to your Form IL-1120-ST.**

Line 18 — Write the interest or intangible expenses, or insurance premiums paid to an 80/20 company, to the extent these expenses exceed any taxable dividends you received from the affiliated company. To compute the amount of this addition, complete Illinois Schedule 80/20, Step 2, Line 13. **Attach Illinois Schedule 80/20 to your Form IL-1120-ST.**

Affiliated Company means any person who would be a member of a unitary business group with you but cannot be included in the group because 80 percent or more of its business activities are conducted outside the United States or because of the rule against combining insurance companies, financial organizations, and transportation companies with companies engaged in other businesses.

Intangible expenses mean royalties and fees paid for intangible assets, losses incurred on sales or other disposition of intangible assets to an affiliated company, losses on factoring or discounting transactions with an affiliated company, and deductible expenses incurred in connection with the acquisition, use, management, or sale or other disposition of an intangible asset. Intangible assets include patents, patent applications, trade names, trademarks, service marks, copyrights, mask works, trade secrets, and similar types of intangible assets.

Some interest and intangible expenses may be exempt from this add-back provision. See Illinois Schedule 80/20 for more information.

Line 19 — If you are a partner in a partnership, a shareholder in an S corporation, or a beneficiary of a trust or an estate, include your distributive share of additions received from the partnership, S corporation, trust or estate. If you receive multiple schedules because you are a recipient from multiple entities, you should write the combined total from all Illinois Schedules K-1-P and K-1-T you receive. **Attach a copy of all Illinois Schedules K-1-P and K-1-T you received to your Form IL-1120-ST.**

Note — The partnership or S corporation is required to send you an Illinois Schedule K-1-P and the trust or the estate is required to send you an Illinois Schedule K-1-T, specifically identifying your share of income.

Special Note — Include only additions reported to you on a Schedule K-1-P or K-1-T. Do not report amounts you reported to your shareholders on the Schedules K-1-P you issued to them.

Line 20 — Complete Illinois Schedule B. Illinois Schedule B, Column D, Line 7 represents the share of distributable income or loss that is to be added to or subtracted from base income. If the total amount on Line 7 is a negative amount (loss), it should be written on Line 20 as a **positive** amount. See the Illinois Schedule B Instructions following these Specific Instructions for more information. **Attach Illinois Schedule B to your Form IL-1120-ST.**

Line 21 — Write the addition amount calculated on the 2013 Illinois Schedule M, Other Additions and Subtractions (for businesses), Step 2, Line 10. **Attach a copy of Illinois Schedule M to your Form IL-1120-ST.** The following are examples of items that must be added to taxable income and are included on Illinois Schedule M.

- Notes, bonds, debentures, or obligations issued by the Governments of Guam, American Samoa, Puerto Rico, the Northern Mariana Islands, or the Virgin Islands.
- Lloyd's plan of operations loss if reported on your behalf on Form IL-1023-C and included in your taxable income.
- If you reported income from an asset or activity as business income in prior years, and reported any income from that asset or activity as nonbusiness income on this return, include on this line all deductions you claimed for expenses connected with that income in this year and in your two most recent tax years. See Illinois Schedule NB, Nonbusiness Income, Line 11, and Illinois Schedule NB Instructions for more information.

Step 5 — Figure your base income or loss

Note — A double deduction is prohibited by IITA, Section 203(g). You cannot deduct the same item more than once.

Line 23 — Write the total interest received or accrued from U.S. Treasury bonds, notes, bills, federal agency obligations, and savings bonds included in ordinary business income. You may **not** subtract anything that is not identified in Illinois Publication 101, Income Exempt from Tax. This amount is net of any bond premium amortization deducted federally.

Line 24 — Complete Illinois Schedule B. Illinois Schedule B, Column D, Line 7 represents the share of distributable income or loss that is to be added to or subtracted from base income. If the total amount on Line 7 is a positive amount, write that amount on Line 24. If the total amount on Schedule B, Line 7 is negative, leave Line 24 blank and see the instructions for Line 20. For more information, see the Illinois Schedule B Instructions following these Specific Instructions. **Attach Illinois Schedule B to your Form IL-1120-ST.**

Lines 25 through 29 — **You must attach Illinois Schedule 1299-A, Tax Subtractions and Credits, to your Form IL-1120-ST if you have an amount on any of the following lines.**

Line 25 — Write the River Edge Redevelopment Zone dividend subtraction from Illinois Schedule 1299-A, Step 1, Line 3.

Line 26 — Write the River Edge Redevelopment Zone interest subtraction from Illinois Schedule 1299-A, Step 1, Line 12.

Line 27 — Write the High Impact Business dividend subtraction from Illinois Schedule 1299-A, Step 1, Line 6.

Line 28 — **For financial organizations only** — Write the High Impact Business within a Foreign Trade Zone (or sub-zone) interest subtraction from Illinois Schedule 1299-A, Step 1, Line 15.

Line 29 — Write the amount of any Contribution subtraction from Illinois Schedule 1299-A, Step 1, Line 9.

Line 30 — Write the subtraction allowance from Form IL-4562, Step 3, Line 10. **Attach Form IL-4562 to your Form IL-1120-ST.**

Line 31 — Write the amount from Illinois Schedule 80/20, Step 3, Line 30. **Attach Illinois Schedule 80/20 to your Form IL-1120-ST.**

You should use Illinois Schedule 80/20 if

- you added back interest paid to an affiliated company on Step 4, Line 18. You may subtract any interest received from that company during this tax year, up to the amount of your addition for interest expense paid to that company. Also, if you added back intangible expenses from a transaction with an affiliated company on Line 18, you may subtract any income you received during the tax year from similar transactions with the affiliated company, up to the amount of your addition for intangible expense for that company. To compute the amount of this subtraction, complete Illinois Schedule 80/20.
- you are an affiliated company, and you received interest or intangible income from someone who had to add back the interest and intangible expense, or insurance premiums on their Illinois Schedule 80/20. You may subtract your interest or intangible income from that person.

Line 32 — Write your distributive share of subtractions passed through to you by a partnership, S corporation, trust, or estate. Do not include any amounts passed through that are reflected on Illinois Schedule 1299-A. **Attach a copy of all Illinois Schedules K-1-P and K-1-T you received to your Form IL-1120-ST.**

Note The partnership is required to send you an Illinois Schedule K-1-P and the trust or the estate is required to send you an Illinois Schedule K-1-T, specifically identifying your share of subtractions.

Special Note Include only subtractions reported to you on a Schedule K-1-P or K-1-T. Do not report amounts you reported to your shareholders on the Schedules K-1-P you issued to them.

Line 33 — Write the subtraction amount calculated on the 2013 Illinois Schedule M, Step 3, Line 34. **Attach a copy of Illinois Schedule M to your Form IL-1120-ST.**

You may **not** subtract anything that is not identified below, on Schedule M (for businesses), or in Illinois Publication 101. Subtractions allowed on Illinois Schedule M include:

- notes, bonds, debentures, or obligations issued by the Governments of Guam, American Samoa, Puerto Rico, the Northern Mariana Islands, or the Virgin Islands, to the extent that you were required to add these amounts to your federal ordinary income.
- the refund of Illinois replacement tax for a prior year, to the extent included in your federal ordinary income.
- any other income included on Step 4, Line 22, exempt from taxation by Illinois by reason of its Constitution or statutes or by the Constitution, treaties, or statutes of the United States. This amount is net of any bond premium amortization deducted federally. For more information, see Illinois Publication 101.
- the amount equal to the deduction used to compute the federal tax credit for restoration of amounts held under claim of right under IRC Section 1341.
- the deductions for “foreign dividend gross-up (IRC Section 78),” “subpart F income,” or foreign dividends which are allowed as a subtraction modification under IITA, Sections 203(b)(2)(G) and 203(b)(2)(O). **You must provide supporting attachments clearly identifying each item taken as a subtraction.**
- contributions you made under the Tax Increment Allocation Redevelopment Act to a job training project. For more information, see FY Bulletin 1990-40.

Line 35 — This is your base income or loss.

Follow the instructions on the form and check a box on Line A or B. You must check one of these boxes and follow the instructions for that Line.

Check the box on Line A if

- all of your base income or loss is derived inside Illinois; and
- you do not have any income or loss to report on Lines 36, 37, 44, or 45.

If you check the box on Line A, do not complete Step 6. All of your base income or loss is allocable to Illinois. Skip Step 6, write the amount from Step 5, Line 35 on Step 7, Line 47, and complete the remainder of the return.

Check the box on Line B if any of the following apply

- your base income or loss is derived inside and outside Illinois;
- all of your base income or loss is derived outside Illinois; or
- you have income or loss to report on Lines 36, 37, 44, or 45.

If you check the box on Line B, you must complete all lines of Step 6. Submitting Form IL-1120-ST with an incomplete Step 6, including Lines 40, 41, and 42 may result in a delay in processing your return, further correspondence, and you may be required to submit further information to support your filing. See the Specific Instructions for Step 6 for more information.

Step 6 — Figure your income allocable to Illinois

You **must** check the box on Line B and complete all lines of Step 6 if any portion of Line 35, base income or loss, is derived outside Illinois, or you have any income or loss to report on Lines 36, 37, 44, or 45.

If you do not complete **all** of Step 6, Lines 36 through 46, we may issue a notice and demand proposing 100 percent of income as being allocable to Illinois, or in the case of a loss return, a notice indicating none of your loss as being allocated to Illinois.

In order to properly allocate your base income or loss you need to determine what portion of the total base income is business income or loss that is to be apportioned among all the states in which you do business, and what portion is nonbusiness income or loss that is to be allocated to a particular state.

Note **Unitary filers** - You must complete **both** Step 4 of the Schedule UB and Step 6 of the Form IL-1120-ST.

Line by Line Instructions

Note You must complete all lines of Step 6.

Line 36 — Write the amount of all nonbusiness income or loss included in base income, net of any related deductions and any amount distributable to shareholders subject to replacement tax, from Illinois Schedule NB, Column A. Include any nonbusiness income you received from Illinois Schedules K-1-P or K-1-T in the amounts reported on Schedule NB. **Attach Illinois Schedule NB and all Illinois Schedules K-1-P or K-1-T you received to your Form IL-1120-ST.** If you do not have an amount to report on this line, enter “0”.

Note If you are making the election to treat all income other than compensation as business income for this tax year, you must check the box in Step 1, Line O, and write “0” here and on Line 44. **This election must be made by the extended due date of this return. Once made, the election is irrevocable.**

Line 37 — Write the amount of all business income or loss included in base income received from any non-unitary partnership and any trust or estate of which you are a partner or a beneficiary, net of any amount distributable to shareholders subject to replacement tax. See Illinois Schedules K-1-P(2) or K-1-T(2) for more information. **Attach a copy of all Illinois Schedules K-1-P and K-1-T you received to your Form IL-1120-ST.** If you do not have an amount to report on this line, enter “0”.

Note The partnership is required to send you an Illinois Schedule K-1-P and Schedule K-1-P(2), and the trust or the estate is required to send you an Illinois Schedule K-1-T and Schedule K-1-T(2), specifically identifying your share of income.

Special Note If you are a partner engaged in a unitary business with your partnership, you must include your distributable share of the partnership’s business income in your business income. Do not subtract this business income on Line 38.

Lines 40 through 42 —

You must complete Lines 40 through 42 if any of the following apply

- your business income or loss is derived inside and outside Illinois;
- all of your business income or loss is derived outside Illinois; or
- you have income or loss to report on Lines 36, 37, 44, or 45.

Follow specific instructions below for Lines 40 through 42.

Note If you are a financial organization, transportation company, or federally regulated exchange, check the appropriate box in Step 1, Line E (financial organization, transportation company, or federally regulated exchange) and see “Special Apportionment Formulas” in these instructions.

Special Note If you are a partner engaged in a unitary business with your partnership, you must include your distributive share of the “everywhere” and “Illinois” sales factors from the partnership in your “everywhere” and “Illinois” sales factors. For more information, see Illinois Income Tax Regulations, Section 100.3380(d).

Line 40 — Write your total sales everywhere.

Line 41 — Write your total sales inside Illinois.

Note Lines 40 and 41 cannot be less than zero. The amount on Line 41 cannot exceed the amount on Line 40.

If you checked the box on Line 35 B and do not complete Lines 40 and 41 we may issue a notice and demand proposing 100 percent of income as being allocated to Illinois, or in the case of a loss return, a notice indicating none of your loss as being allocated to Illinois.

Include gross receipts from the license, sale, or other disposition of patents, copyrights, trademarks, and similar items of intangible personal property in the numerator and denominator of your sales factor only if these gross receipts are more than 50 percent of the total gross receipts included in gross income for this tax year and each of the two immediately preceding tax years.

Do not include the following items of income in the numerator or denominator of your sales factor:

- dividends;
- amounts included under IRC Section 78;
- subpart F income as defined in IRC Section 952; and
- any item of income excluded or deducted from base income.

For more information on what should be included in the numerator or denominator of your sales factor, see Illinois Income Tax Regulations, Sections 100.3370 and 100.3380.

Sales of tangible personal property are in Illinois if

- the property is delivered or shipped from anywhere to a purchaser in Illinois, other than the United States government, regardless of the f.o.b. point or other conditions of the sale;
- the property is shipped from Illinois to any place and the purchaser is the United States government;
- the property is shipped from Illinois to another state and you are not taxable in the state of the purchaser; or
- your salesperson operates out of an office in Illinois, and the property sold by the sales person is shipped from a state in which you are not taxable, to a state in which you are not taxable.

For radio and television broadcasting (including cable and satellite broadcasting), the following sales are in Illinois:

- advertising revenue received from an advertiser whose headquarters is in Illinois;
- fees received by a broadcaster from its viewers or listeners in Illinois;
- in the case of fees received by a broadcaster from the producer or other owner of the contents of a program, the percentage of the fees equal to the percentage of the broadcast’s viewing or listening audience located in Illinois; or

- in the case of a person who owns the contents of a program and who provides the contents to a broadcaster for a fee or other charge, the fees received for that program from a broadcaster located in Illinois.

If the “sales everywhere” amount includes gross receipts from the licensing, sale, or other disposition of patents, copyrights, trademarks, and other similar items of intangible personal property, and the receipts are not covered by the broadcasting rules, then these receipts should be allocated in Illinois to the extent the item is used in Illinois during the year the gross receipts are included in gross income.

An item is used in Illinois if

- a patent is employed in production, fabrication, manufacturing, or other processing in Illinois or if the patented product is produced in Illinois;
- copyrighted material is printed or other publications originated in Illinois; or
- the commercial domicile of the licensee or purchaser of a trademark or other item of intangible personal property is in Illinois.

Note If you cannot determine from your (or related party’s) books and records in which state an item is used, do not include the gross receipts from that item in the numerator or the denominator of the sales factor.

For sales of telecommunications services, the following sales are in Illinois:

- sales of telecommunications service sold on a call-by-call basis, where the call both originates and terminates in Illinois, or the call either originates or terminates in Illinois and the customer’s service address is in Illinois;
- retail sales of postpaid telecommunications service if the point of origination of the signal is in Illinois;
- retail sales of prepaid telecommunications service where the purchaser receives the prepaid card or other means of conveyance at a location in Illinois;
- charges imposed at a channel termination point in Illinois;
- charges for channel mileage between two channel termination points in Illinois;
- charges for channel mileage between one or more channel termination points in Illinois and one or more channel termination points outside Illinois, times the number of channel termination points in Illinois divided by total termination channels;
- charges for services ancillary to sales of services in Illinois. If you provide ancillary services, but cannot determine where the sales of the related services are located, your sales are in Illinois if your customer is in Illinois;
- access fees charged to a reseller of telecommunication for a call that both originates and terminates in Illinois;
- 50 percent of access fees charged to a reseller of telecommunications services for an interstate call that originates or terminates in Illinois; and
- end user access line charges, if the customer’s service address is in Illinois.

For more information, see Illinois Income Tax Regulations, Section 100.3371.

Illinois lottery winnings and proceeds from sales or other transfers of rights to lottery winnings are in Illinois.

Sales, other than sales of tangible personal property or telecommunications service, and gross receipts from broadcasting, or the licensing, sale, or other disposition of patents, copyrights, trademarks, and similar items of intangible personal property, or Illinois lottery winnings or sales proceeds, are in Illinois as follows:

- sales or leases of real property in Illinois;
- leases or rentals of tangible personal property, to the extent it is located in Illinois during the rental period;
- interest, net gains, and other items of income from intangible personal property received by a taxpayer who is a dealer from a customer who is a resident of Illinois (for individuals) or who is commercially domiciled in Illinois (for all other customers). A taxpayer without actual knowledge of the residence or commercial domicile of a customer may use the customer's billing address.
- interest, net gains, and other items of income from intangible personal property received by a taxpayer who is not a dealer in that property, if the income-producing activity is performed in Illinois or if the income-producing activity is performed inside and outside Illinois, and a greater proportion of the income-producing activity is performed inside Illinois rather than outside Illinois, based on performance costs; or
- in all other cases, if the services are received in Illinois.

For more information, see Illinois Income Tax Regulations, Section 100.3370.

If you use a special apportionment formula, see "Special Apportionment Formulas" in these instructions.

Line 42 — Divide Line 41 by Line 40 and write the result, rounded to six decimal places.

Note → If you checked the box on Line 35 B and do not complete Line 42 we may issue a notice and demand proposing 100 percent of your income as being allocated to Illinois, or in the case of a loss return, a notice indicating none of your loss as being allocated to Illinois.

Line 43 — Follow the instructions on the form. If you checked the box on Line 35 B and did not complete Lines 40, 41, and 42 we may

- propose 100 percent of your income as being allocable to Illinois
- propose none of your loss as being allocable to Illinois.

Line 44 — Write the amount of nonbusiness income or loss allocable to Illinois from Illinois Schedule NB, Column B. Include any nonbusiness income you received from Illinois Schedules K-1-P or K-1-T in the amounts reported on Schedule NB. This amount is net of the portion of your Illinois nonbusiness income distributable to shareholders subject to replacement tax. **Attach a copy of Schedule NB and all Illinois Schedules K-1-P and K-1-T you received to your Form IL-1120-ST.** If you do not have an amount to report on this line, enter "0".

Note → If you checked the box next in Step 1, Line O, making the election to treat all of your income other than compensation as business income, then write "0" on Line 44.

Line 45 — Write the amount of the income or loss reported on Step 6, Line 37 that is apportionable to Illinois as reported by the partnership, trust, or estate, on Illinois Schedules K-1-P or K-1-T, net of the portion distributable to shareholders subject to replacement tax. See Illinois Schedules K-1-P(2) or K-1-T(2) for more information. **Attach a copy of all Illinois Schedules K-1-P and K-1-T you received to your Form IL-1120-ST.** If you do not have an amount to report on this line, enter "0".

Step 7 — Figure your net income

Line 47 — Follow the instructions on the form. If this amount is a loss, you may be allowed to carry it forward to other years as an Illinois net loss deduction (NLD).

Line 48 — If the amount on Line 47 is a loss, and you were required to reduce the net operating loss reported on your federal Form 1120-S because you excluded any discharge of indebtedness income from this tax year's gross income, then you may be required to reduce the net loss reported on Line 47. Use the worksheet below to figure your loss reduction. **Attach a copy of your federal Form 982, Reduction of Tax Attributes Due to Discharge of Indebtedness, to your Form IL-1120-ST.** For more information, see Illinois Income Tax Regulations, Section 100.2310(c).

Line 49 — **If you have a discharge of indebtedness adjustment** on Line 48, add lines 47 (a negative number) and 48 (a positive number), and write the result here. This amount cannot be greater than "0".

If you do not have a discharge of indebtedness adjustment, write "0" on Line 48 and the amount from Line 47 on Line 49.

Line 50 — Write your Illinois NLD carryforward from Illinois Schedule NLD, Step 1, Line 7. **Attach Illinois Schedule NLD to your Form IL-1120-ST.**

Note → **Do not use Illinois Schedule UB/NLD even if you are a member of a unitary business group.**

Loss Reduction Worksheet

- 1 Write the amount of the reduction to your federal net operating losses from federal Form 982.
- 2 Write your income allocation ratio. See instructions.
- 3 Multiply the amount on Line 1 by Line 2. This is your reduction amount. Write the result here and on Form IL-1120-ST, Line 48.

1 _____
2 _____
3 _____

Line 2 — Your income allocation ratio is calculated by dividing the amount of debt cancellation income excluded from your gross income that would have been allocated or apportioned to Illinois under the IITA if it was not excluded by the total amount of debt cancellation income excluded from your gross income. If all of your debt cancellation income would have been business income, use the apportionment factor you calculated on the return for the tax year of the debt cancellation.

Step 8 — Figure your net replacement tax and surcharge

Line 53 — Write your recapture of investment credits from Illinois Schedule 4255, Recapture of Investment Tax Credits, Step 4, Column C, Line 18.

If you claimed an Illinois investment tax credit in a prior year on Form IL-477, Replacement Tax Investment Credits, and any of the property was disqualified within 48 months of being placed in service, you must use Illinois Schedule 4255 to compute the amount of recapture. Credit must be recaptured in the year the property became disqualified.

Line 55 — Write the amount from Form IL-477, Step 1, Line 11. **Attach Form IL-477 to your Form IL-1120-ST.**

You may claim a replacement tax investment credit of .5 percent (.005) of the basis of qualified property placed in service in Illinois during the tax year.

An additional credit of up to .5 percent (.005) of the basis of qualified property is available if your Illinois base employment increased by 1 percent (.01) or more over the preceding year or if your business is new to Illinois. Excess credit may be carried forward for five years following the excess credit year. For more information, see Form IL-477 instructions.

Line 57 — Compassionate Use of Medical Cannabis Pilot Program Act Surcharge. **Fiscal filers only. For taxpayers with tax years ending on or after January 1, 2014.**

Definitions

Organization registrant means a corporation, partnership, trust, limited liability company (LLC), or other organization, that holds either a medical cannabis cultivation center registration issued by the Illinois Department of Agriculture or a medical cannabis dispensary registration issued by the Illinois Department of Financial and Professional Regulation.

Transactions subject to the surcharge means sales and exchanges of

- capital assets;
- depreciable business property;
- real property used in the trade or business; and
- Section 197 intangibles

of an organization registrant.

What is the surcharge?

For each taxable year beginning or ending during the Compassionate Use of Medical Cannabis Pilot Program, a surcharge is imposed on all taxpayers on income arising from the transactions subject to the surcharge of an organization registrant under the Compassionate Use of Medical Cannabis Pilot Program Act.

The amount of the surcharge is equal to the amount of federal income tax liability for the taxable year attributable to the transactions subject to the surcharge. For an S corporation, this would be a tax on built-in gain realized on the transaction.

To whom does the surcharge apply?

The surcharge is imposed on any taxpayer who incurs a federal income tax liability on the income realized on a “transaction subject to the surcharge,” including individuals and other taxpayers who are not themselves the “organization registrant” that engaged in the transaction.

A line has been included on Schedules K-1-P and K-1-T to identify the amount of federal income attributable to transactions subject to the surcharge that was passed through to you on federal Schedule K-1.

How do I figure the surcharge?

If the surcharge applies to you, complete the Compassionate Use of Medical Cannabis Pilot Program Act Surcharge Worksheet at the bottom of this page.

For more information, see Illinois Income Tax Regulations, Section 100.2060.

Line 58 — Add Lines 56 and 57 and write the total on this line. This is your total net replacement tax and surcharge.

Step 9 — Figure your refund or balance due

Line 59a — Write the amount of any overpayment from your previous year’s tax return that you requested to be applied to this year’s tax return. Take into account any correspondence we may have sent you that changed the amount of your credit carryforward from the previous year.

Line 59b — Write the amount of Illinois replacement tax paid with Form IL-505-B.

Line 59c — Write the amount you wish to claim of Illinois pass-through entity payments made on your behalf by partnerships, S corporations, or trusts, as reported to you on Schedule K-1-P or K-1-T. If you have more than one Schedule K-1-P or K-1-T, add the amounts you wish to claim from all the schedules and write the total on Line 59c. **Attach copies of the Schedules K-1-P and K-1-T you received from the pass-through entities to your Form IL-1120-ST.**

Line 59d — Write the amount of any gambling withholding shown on Form W-2G. **Attach Form W-2G.**

Lines 60 through 63 — Follow the instructions on the form. Your refund will not be issued if you do not file a processable return.

Note — Your refund or credit carryforward may be reduced by us to satisfy any unpaid tax, penalty, and interest due for this year or any preceding year. If we reduce your credit carryforward, it may result in a late-payment penalty in the succeeding year.

Compassionate Use of Medical Cannabis Pilot Program Act Surcharge Worksheet

- | | | |
|----------|---|----------------|
| 1 | Write your federal income tax liability for the taxable year. | 1 _____ |
| 2 | Write your federal income tax liability for the taxable year computed as if transactions subject to the surcharge made in that year had not been made by the organization registrant. | 2 _____ |
| 3 | Subtract Line 2 from Line 1. This is your Compassionate Use of Medical Cannabis Pilot Program Act surcharge. Write the result here and on Form IL-1120-ST, Step 8, Line 57. | 3 _____ |

Line 64 — Direct deposit information.

If you choose to deposit your refund directly into your checking or savings account, you must

- Enter your routing number.
 - For a checking account, your routing number must be nine digits and the first two digits must be 01 through 12 or 21 through 32.
The sample check on this page has an example of a routing number.
 - For a savings account, you must contact your financial institution for your routing number.
- Check the appropriate box to indicate whether you want your refund deposited into your checking or savings account.
- Enter your account number.
 - For a checking account, your account number may be up to 17 digits.
The sample check on this page has an example of an account number.
 - For a savings account, you must contact your financial institution for your account number.

Do not use your account and routing numbers from your checking or savings account **deposit slip**. **Do not** include your check number. Include hyphens, but omit spaces and special symbols. You may have unused boxes.

Note → If your financial institution does not honor your request for direct deposit, we will send you a check instead.

Note → We do not support international ACH transactions. We will only deposit refunds into accounts located within the United States. If your financial institution is located outside the United States, we will send you a check instead of depositing your refund into your account.

The image shows a sample check form for a Business Taxpayer. The taxpayer's name is "Business Taxpayer" with address "1234 Square, Lincoln Land, IL 12345" and zip code "9876". The date is blank. The payee is "The Land Bank Land IL 12345". The amount is blank, followed by "DOLLARS". The memo is "9876". The routing number is "123456789" and the account number is "9101112131415". A large "Sample" watermark is overlaid on the form. Callouts point to the routing number and account number, stating "Do not include your check number".

Line 65 — Follow the instructions on the form. This is your amount of tax due that must be paid in full if \$1 or more. If you are not paying electronically, complete a payment voucher, Form IL-1120-ST-V, make your check or money order payable to “**Illinois Department of Revenue**” and attach them to the front of the return.

Note → If you are paying electronically **do not** complete and attach a payment voucher.

You should also **write the amount you are paying in the box located on the top of Page 1** of the Form IL-1120-ST.

We will compute any penalty and interest due and notify you. See General Information, “What are the penalties and interest?”

Step 10 — Signature, date, and preparer’s information

You must sign and date your return. If you do not sign your return, it will not be considered filed and you may be subject to a **nonfiler penalty**.

If you want to allow the preparer listed in this step to discuss this return with us, check the box. This authorization will allow your preparer to answer any questions that arise during the processing of your return, call us with questions about your return, and receive or respond to notices we send. The authorization will automatically end no later than the due date for filing your 2014 tax return (excluding extensions.) You may revoke the authorization at any time by calling or writing us.

Special Apportionment Formulas

Certain businesses that derive their income from inside and outside Illinois require a special apportionment formula. The following definitions will help in completing Step 6.

Definitions

A Business income — See General Information, “Business income” under “Definitions to help you complete your Form IL-1120-ST.”

B Financial organization — any bank, bank holding company, trust company, savings bank, industrial bank, land bank, safe deposit company, private banker, savings and loan association, building and loan association, credit union, currency exchange, cooperative bank, small loan company, sales finance company, investment company, or any person owned by a bank or bank holding company.

C Revenue miles — A revenue mile is the transportation of one passenger, or one net ton of freight, the distance of one mile.

D Federally regulated exchange — A federally regulated exchange is:

- a regulated entity as defined in 7 U.S.C. Sections 1a(40) (A), (B), or (C);
- an exchange or clearing agency as defined in 15 U.S.C. Sections 78c (a)(1) or (23);
- any entity regulated under any successor regulatory structure to a registered entity, exchange, or clearing agency; or
- any member of the same unitary group (determined without regard to the prohibition against taxpayers using different apportionment formulas in the same group) as a federally regulated exchange. This provision applies only if 50 percent or more of the business receipts of the unitary business group for the taxable year are attributable to the matching, execution, or clearing of transactions conducted by members of the group described in the first three bullet points above.

What if I am a financial organization?

If you checked the box in Step 1, Line E, indicating that you are a financial organization and your income is derived from inside and

outside Illinois, cross out the word “sales” on Lines 40 and 41, and write “Financial organization.”

On Line 40, write the amount of gross receipts from all sources.

On Line 41, write the amount of gross receipts from:

- sales or leases of real property located in Illinois;
- leases or rentals of tangible personal property, to the extent it is located in Illinois during the rental period;
- interest income, commissions, fees, gains on disposition, and other receipts from:
 - loans secured by real or tangible personal property located in Illinois;
 - unsecured consumer loans to a resident of Illinois;
 - unsecured commercial or installment loans where the proceeds of the loan are applied in Illinois. If the place of application cannot be determined, the gross receipts are in Illinois if the office of the borrower from which the loan was negotiated is in Illinois. **If neither the place of application nor the office of the borrower can be determined, do not include the gross receipts in Lines 40 or 41;** and
 - credit card receivables billed to a customer in Illinois.
- sales of travelers checks and money orders at a location in Illinois;
- interest, dividends, net gains, and other income from investment and trading assets and activities, where the majority of your contacts with the asset or activity is in Illinois. The state to which an asset or activity is assigned in your books and records for federal or state regulatory requirements is presumed to be proper unless a majority of the evidence shows otherwise or you do not have a fixed place of business in that state. If the place with the majority of contacts cannot be determined under these rules, the gross receipts are in Illinois if your commercial domicile is in Illinois.
- any other transaction, if the gross receipts would be included on Line 41 under the general instructions for Line 41.

For more information, see Illinois Income Tax Regulations, Section 100.3405.

Divide Line 41 by Line 40 and write the result, rounded to six decimal places, on Line 42. Complete Lines 43 through 46 as indicated in Specific Instructions for Step 6 — Figure your income allocable to Illinois.

What if I am a transportation company?

If you checked the box in Step 1, Line E, indicating that you are a company that furnishes transportation service both inside and outside Illinois, cross out the word “sales” on Lines 40 and 41 and write “Transportation.” You must apportion business income as follows:

A Transportation by airline — On Line 40, write the amount of revenue miles everywhere. On Line 41, write the amount of revenue miles in Illinois. Divide Line 41 by Line 40 and write the result, rounded to six decimal places, on Line 42.

B Other modes of transportation — On Line 40, write the amount of your gross receipts from providing transportation services. On Line 41, write the amount of gross receipts from Illinois, as follows:

- all gross receipts from transportation that both originates and terminates in Illinois; and

- gross receipts from interstate transportation, multiplied by a fraction equal to the miles traveled in Illinois on all interstate trips divided by miles traveled everywhere on all interstate trips.

Divide Line 41 by Line 40 and write the result, rounded to six decimal places, on Line 42.

C Transportation of both freight and passengers or transportation by airline and other modes — Compute separate fractions for freight transportation and passenger transportation by airline and for freight transportation and passenger transportation by all other modes of transportation under A and B, in the list above and write on Line 42 the average of those fractions, weighted by the gross receipts from freight or passenger transportation by airline or other modes, rounded to six decimal places.

For more information, see Illinois Income Tax Regulations, Section 100.3450.

Complete Lines 43 through 46 as indicated in Specific Instructions for Step 6, Figure your income allocable to Illinois.

What if I am a federally regulated exchange?

If you checked the box in Step 1, Line E, indicating that you are a federally regulated exchange that is electing to use a special apportionment formula this year, and your income is derived from inside and outside Illinois, cross out the word “sales” on Lines 40 and 41 and write “Exchange.” You may apportion your business income as follows:

On Line 40, write the amount of business income from all sources.

On Line 41, write the amount of business income from:

- receipts attributable to transactions executed on a physical trading floor located in Illinois;
- receipts attributable to all other matching, execution, or clearing transactions. This includes, without limitation, receipts from the provision of matching, execution, or clearing services to another entity. Multiply this amount by:
 - 63.77 percent (.6377) for tax years ending on or after December 31, 2012, but before December 31, 2013;
 - 27.54 percent (.2754) for tax years ending on or after December 31, 2013; and
- all other receipts for sales in Illinois.

Divide Line 41 by Line 40 and write the result, rounded to six decimal places, on Line 42. Complete Lines 43 through 46 as indicated in Specific Instructions for Step 6, Figure your income allocable to Illinois.

Note → For any tax year, the Illinois apportionment percentage computed using this formula may never be less than the Illinois apportionment percentage computed for the first full tax year ending on or after December 31, 2013, for which the taxpayer used this formula.

What if I am a member of a unitary business group?

The term “unitary business group” means a group of persons related through common ownership, whose business activities are integrated with, dependent on, and contribute to each other. In the case of a corporation, common ownership is defined as the direct or indirect ownership or control of more than 50 percent of the outstanding voting stock of a corporation.

If you determine that you are a member of a unitary business group, see Illinois Schedule UB for more information regarding your Illinois filing requirements and the computation of your Illinois tax liability. Once the Illinois Schedule UB has been completed, you must apportion your business income as follows:

On Line 40, write the “everywhere” sales factor of the entire unitary business group from Illinois Schedule UB, Step 4, Line 2, Column D. On Line 41, write only your Illinois sales (including your share of sales of any unitary partnerships in which you are a partner).

On Lines 44 and 45, write your own nonbusiness income and the Illinois portion of business income from non-unitary partnerships in which you are a partner or from trusts or estates of which you are a beneficiary.

What if I want to use an alternative apportionment formula?

If the apportionment methods prescribed by IITA, Sections 304(a) through (d), and (h) do not fairly and accurately represent the market for your goods, services, or other sources of business income, or lead to a grossly distorted result, you may want to

use a more accurate alternative method. If you want to use an alternative apportionment method, you **must** receive permission from IDOR **prior to** filing your return.

Note → Your request for an alternative apportionment formula must follow the requirement of the Illinois Income Tax Regulations, Section 100.3390. See the regulations or contact the Department for more information.

If you receive permission to use an alternative formula, you must attach to your Form IL-1120-ST a copy of the letter granting permission.

Send your request to

**ILLINOIS DEPARTMENT OF REVENUE
LEGAL SERVICES OFFICE
SENIOR COUNSEL - INCOME TAX, 5-500
101 WEST JEFFERSON STREET
SPRINGFIELD IL 62702**

Illinois Schedule B Instructions

General Information

What is the purpose of Illinois Schedule B?

The purpose of Illinois Schedule B, Partners’ or Shareholders’ Identification, is for you to identify any person who was a partner or shareholder at any time during your tax year.

The Illinois Schedule B also allows you to identify your partners or shareholders that are subject to the Illinois Personal Property Tax Replacement Income Tax and to figure the share of distributable income or loss that is to be added to or subtracted from your base income.

You are required to have a copy of this form on file. You **must** attach a copy to your Form IL-1065, Illinois Partnership Replacement Tax Return, or your Form IL-1120-ST, Illinois Small Business Corporation Replacement Tax Return, to support the addition modification claimed on Form IL-1065, Step 4, Line 21 or Form IL-1120-ST, Step 4, Line 20, or the subtraction modification claimed on Form IL-1065, Step 5, Line 27, or Form IL-1120-ST, Step 5, Line 24.

Note → You must use forms prescribed by the Illinois Department of Revenue. Separate statements not on forms provided or approved by the Department will not be accepted and you will be asked for appropriate documentation. Failure to comply with this requirement may result in the delay of processing your return or generating any refund. Additionally, failure to submit appropriate documentation when requested may result in a referral to our Audit Bureau for compliance action.

Specific Instructions

Step 1: Provide the following information

Line 1 — Write the amount of base income or net loss from your Form IL-1065 or Form IL-1120-ST, Line 47.

Line 2 — If you completed Step 6 of Form IL-1065 or Form IL-1120-ST, write the apportionment factor from Line 42. Otherwise, write “1.”

Step 2: Identify your partners or shareholders

Lines 1 through 6 —

Column A — Write the name and address of each partner or shareholder. Addresses should be formatted in the same way you address the Schedule K-1-P for the partner or shareholder. Use the following examples as a guide.

If the partner or shareholder is an individual, use the following formats:

John Doe	John and Mary Doe	John Doe
111 W. Main Street	111 W Main Street	% Mary Doe
Anytown, IL 62666	Anytown, IL 62666	111 W Main St. #5A
		Anytown, IL 62666

If the partner or shareholder is a trust or an estate, use the following formats:

John Doe Bankruptcy Trust	Estate of John Doe
% Mary Doe, Trustee	111 W Main St., Ste 4A
111 W Main Street, Suite 4A	Anytown, IL 62666
Anytown, IL 62666	

If the partner or shareholder is a corporation (including S corps), or a partnership, use the following formats:

Illinois Big Business Group	Illinois Small Business Group
% John Doe, VP Finance	% Mary Doe
111 West Main Street, Suite 4	111 West Main Street
Anytown, IL 62666	Anytown, IL 62666

Column B — Write the Social Security number (SSN) or federal employer identification number (FEIN) of each partner or shareholder.

Note → If the partner or shareholder is a foreign entity and does not have a SSN or FEIN, leave this column blank for that partner or shareholder. If you leave this column blank, you may be contacted for further information.

Column C — Indicate the type of each partner’s or shareholder’s organization. Write

- “I” for individual
- “P” for partnership
- “M” for estate
- “E” for exempt organization
- “C” for corporation
- “T” for trust
- “S” for small business corporation

Column D — Write the total amount of base income or loss distributable to this partner or shareholder, using the Column D Worksheet. Write the amount from Column D Worksheet, Line 5, here.

The total of all the amounts in Column D must equal your total base income, computed without regard to the addition claimed on your Form IL-1065, Step 4, Line 21, or Form IL-1120-ST, Step 4, Line 20 or the subtraction claimed on your Form IL-1065, Step 5, Lines 26 and 27 or Form IL-1120-ST, Step 5, Line 24.

Column E — Check the box if the partner or shareholder is subject to the Illinois Personal Property Tax Replacement Income Tax or is an exempt organization (including an Employee Stock Ownership Plan (ESOP)). Individuals and estates are **not** subject to this tax.

Column F — Write the amount of pass-through entity payments that you made on behalf of each partner or shareholder and reported to them on Schedule K-1-P, Step 7, Line 54a. **Do not** include composite return payments that you made on behalf of each partner or shareholder and reported to them on Schedule K-1-P, Step 7, Line 54b.

Column G — If the partner or shareholder was excluded from pass-through entity payments indicate the reason by writing

- “R” if the partner or shareholder is an Illinois resident,
- “C” if the partner or shareholder is included on a composite return,
- “E” if the partner or shareholder provided you a Form IL-1000-E, Certificate of Exemption for Pass-through Entity Payments, indicating that they would pay their own tax liability, or
- “N” if you only had nonbusiness income and therefore are not required to make pass-through entity payments on behalf of your partners or shareholders.

Line 7 — Add the amounts shown in Column D for all the partners or shareholders for which you have checked the box in Column E.

Note Do not include partners or shareholders that are identified as Individuals or Estates in Column C.

Write the total amount on this line. If this is a

- positive amount, write this amount on your Form IL-1065, Line 27 or Form IL-1120-ST, Line 24.
- negative amount (loss), write this amount as a positive amount on your Form IL-1065, Line 21 or Form IL-1120-ST, Line 20.

Note If you have more than seven partners or shareholders to report, and additional space is needed, complete and attach additional Illinois Schedules B. Report the total on Column D, Line 7 of the last page.

Column D Worksheet

Complete this worksheet for each partner or shareholder.

- | | |
|--|-----------------------|
| <p>1 Write the share of income from Form IL-1065 or Form IL-1120-ST, Line 13 for this partner or shareholder.</p> | <p>1 _____</p> |
| <p>2 Write the share of additions distributable to this partner or shareholder from Form IL-1065, Lines 15 through 20 and Line 22 or Form IL-1120-ST, Lines 15 through 19 and Line 21.</p> | <p>2 _____</p> |
| <p>3 Add Lines 1 and 2.</p> | <p>3 _____</p> |
| <p>4 Write the share of subtractions distributable to this partner or shareholder from Form IL-1065, Lines 24 through 25 and 28 through 33 or Form IL-1120-ST, Lines 23 and 25 through 33.</p> | <p>4 _____</p> |
| <p>5 Subtract Line 4 from Line 3. If Line 3 is greater than Line 4 (income), write the result as a positive amount in Column D for this partner or shareholder. If Line 4 is greater than Line 3 (loss), write the result as a negative amount in Column D for this partner or shareholder.</p> | <p>5 _____</p> |