Recapture of Investment Tax Credits

Attach to your return

Illinois Department of Revenue

chedule 4255

Name as shown on your return

Social Security number or Federal employer identification number

| | _ | ent Credit Recapture | - | _ | _ |
|---------|----------|-------------------------|-----------------------------|----------------|----------------|
| Α | В | C | U | E | F |
| Date in | Date out | Description of property | Reason for disqualification | Original basis | Enterprise zor |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | <u> </u> | | |
| | | | | | |
| | | | | | |
| | | | | | |

Part II — High Impact Business (Foreign Trade Zone/Sub-Zone) Investment Credit Recapture

| | Α | В | C | D | E | F |
|----|------------------|------------------------|-----------------------------|-----------------------------|----------------|-----------------------------|
| | Date in | Date out | Description of property | Reason for disqualification | Original basis | Foreign trade zone/sub-zone |
| 1a | | | | | | |
| b | | | | | | |
| с | | | | | | |
| d | | | | | | |
| e | | | | | | _ |
| f | | | | | | |
| 2 | Total Column F W | rite the result here a | nd in Part IV, Line 2, Colu | mn B 2 | | |

Part III — Replacement Tax Investment Credit Recapture

| | Α | В | C | D | Е |
|----|-------------------|-------------------------|------------------------------|-----------------------------|----------------|
| | Date in | Date out | Description of property | Reason for disqualification | Original basis |
| 1a | | | | | |
| b | | | | | |
| С | | | | | |
| d | | | | | |
| е | | | | | |
| f | | | | | |
| 2 | Total Column E. V | Vrite the result here a | nd in Part IV, Line 2, Colur | mn C. 2 | |
| | | | | | |

Part IV — Computation of Recapture

| | | | Α | В | С |
|----|---|----|------------------|-------------------|--------------------|
| | | | Part I recapture | Part II recapture | Part III recapture |
| 1 | Total property (See instructions.) | 1 | | | |
| 2 | Total disqualified property (See instructions.) | 2 | | | |
| 3 | Net qualified property. Subtract Line 2 from Line 1. | 3 | | | |
| 4 | Rate (See instructions for Column C.) | 4 | .005 | .005 | |
| 5 | Recomputed credit. Multiply Line 3 by Line 4. | 5 | | | |
| 6 | Original credit available. Multiply Line 1 by Line 4. | 6 | | | |
| 7 | Tax (See instructions.) | 7 | | | |
| 8 | Credit used. Write the lesser of Line 6 or Line 7. | 8 | | | |
| 9 | Subtract Line 5 from Line 8. If negative, write zero. | 9 | | | |
| 10 | Recapture from other Schedules 4255, Part IV, Line 12, filed this year. | 10 | | | |
| 11 | Distributive share of recapture from partnerships and S corporations. | 11 | | | |
| 12 | Total recapture. Add Lines 9, 10, and 11 (see instructions). | 12 | | | |
| | | | | | |



Who must file?

You must file Schedule 4255 if you claimed an investment credit against your Illinois income or replacement tax liability in a previous year, and any of the property considered in the computation of that investment credit becomes disqualified.

You must recapture any such investment credit in the year in which the property becomes disqualified (to the extent the credit was actually used in any previous year). Use this form to figure the amount of recaptured credit that you must add to this year's tax liability. You must file a separate Schedule 4255 for each tax year in which the now-disqualified property was placed in service, beginning with the earliest year. Only list items of property placed in service within the same tax year. You must attach all completed Schedules 4255 to your return.



Note You may **not** amend a previous year's return in order to exclude the disqualified property.

When does property cease to qualify?

Enterprise Zone Investment Credit - Property ceases to qualify if, within 48 months of placing it into service, you dispose of the property or move it outside an Illinois enterprise zone.

Replacement Tax Investment Credit - Property ceases to qualify if, within 48 months of placing it into service, you dispose of the property or move it outside of Illinois. In addition, property becomes disqualified if it is used for purposes other than manufacturing, retailing, coal mining, or fluorite mining within 48 months after being placed in service. Property placed in service on or after January 1, 1994, also becomes disqualified if it is converted to personal use, or if you are no longer primarily engaged in manufacturing, retailing, coal mining, or fluorite mining.

High Impact Business Investment Credit - For tax years ending on or before December 31, 1996, property ceases to qualify if, within 48 months of placing it into service, you dispose of the property or move it outside of Illinois.

High Impact Business Investment Credit -For tax years ending on or after January 1, 1997, the disqualification criteria changes for the High Impact Business Investment Credit. If you entered into an agreement with a taxing district and were granted a tax abatement and you relocate your entire facility in violation of the terms and length of the contract under Section 18-183 of the Property Tax Code, you must recapture the amount of credit previously received under the agreement.

Property is "disposed of" if it is sold, exchanged, traded-in, abandoned, retired from use, destroyed by casualty, stolen, or transferred as a gift. Property is not "disposed of" if it is mortgaged or used as security for a loan, unless it is converted to a non-qualifying use.

Parts I, II, and III Specific Instructions

Part I - Complete Part I if your now-disqualified property was considered in computing the Enterprise Zone Investment Credit on Schedule 1299-A, 1299-C, or 1299-D.

Part II - Complete Part II if your now-disqualified property was considered in computing the High Impact Business Investment Credit on Schedule 1299-C or 1299-D.

Part III - Complete Part III if your now-disgualified property was considered in computing the Replacement Tax Investment Credit on Form IL-477.

Column A — Write the date the now-disqualified property was placed in service. All entries must be within the same tax year.

Column B — Write the date the property became disgualified. All entries must be within the tax year of the return to which you are attaching this form.

Column C — Describe the property exactly as it was described when you originally computed the investment credit.

Column D — Briefly describe the reason for the disgualification, such as removed from service, involuntarily converted, etc.

Column E — Write the basis that was shown when the investment credit was originally computed.

Column F -

Part I - Write the enterprise zone in which your property was used when the investment credit was originally computed.

Part II — Write the foreign trade zone/sub-zone in which the property was used when the investment credit was originally computed. If your high impact business was designated after January 1, 1989, write "N/A."

Part IV Specific Instructions

Column A — Complete this column if you are reporting the disqualification of property for which you previously claimed an Enterprise Zone Investment Credit.

Column B — Complete this column if you are reporting the disgualification of property for which you previously claimed a High Impact Business Investment Credit.

Column C — Complete this column if you are reporting the disqualification of property for which you previously claimed a Replacement Tax Investment Credit.

Line 1 — Write the total basis of all property for which you computed a credit in the tax year that the now-disgualified property was originally placed in service.

Line 2 -

Column A — Write the amount from Part I, Line 2.

Column B — Write the amount from Part II, Line 2. **Column C** — Write the amount from Part III, Line 2.

Line 3 — Follow the instructions on the form.

Line 4 — Columns A and B — The correct entry is printed on the form.

Column C — Write the sum of .005 and the rate you used on your original Form IL-477 to claim an additional credit based on an increase of employment in Illinois.

- If you did not claim an additional credit for an increase in employment on your original Form IL-477, write .005.
- If you reported an increase in employment on Form IL-477 of 1 percent or more, or if you claimed the credit as a new business in Illinois, write .01.
- If you reported an increase in employment of less than 1 percent, add .005 to the decimal shown on the original Form IL-477, Part II, Line 6, and write the total here.

Lines 5 and 6 — Follow the instructions on the form.

Line 7 — Columns A and B — Write the income tax shown on the return for the tax year in which the credit was originally computed.

Column C — Write the replacement tax shown on the return for the tax year in which the credit was originally computed.

Note If an eligible credit was carried forward to the succeeding tax year, you must also include the tax shown on the return for the tax year to which the credit was carried.

Line 8 — Follow the instructions on the form.

Line 9 — Subtract Line 5 from Line 8. If the result is negative, write "0."

Line 10 — Write the recapture from any other Schedules 4255 (Part IV, Line 12) you completed to recapture any investment credit originating in a tax year prior to the tax year that corresponds to the date shown in Column A of Parts I, II, or III.

Line 11 — Column A only — Write your distributive share of recapture of Enterprise Zone Investment Credit from partnerships and S corporations

Line 12 — Add Lines 9, 10, and 11. Carry this amount to any succeeding Schedules 4255, Part IV, Line 10, to be completed for this tax year.

If you do not need to complete a succeeding Schedule 4255, carry this amount-

from Column A to • II -1040 Recapture

from Column B to • II -1040 Recapture Worksheet, Line 2

- from Column C to • IL-1120. Part IV. Line 8b
- IL-1041, Part III, Line 4b
- IL-1065, Part II, Line 6b
- IL-1120-ST, Part II, Line 6b

- Worksheet, Line 1 IL-1120, Part V, Line 2b
- IL-1041, Part IV, Line 2b • IL-990-T. Part IV. Line 1b
- IL-1120-ST, Sch. B, Col. 8 IL-990-T, Part IV, Line 1b IL-990-T, Part III, Line 3b
- IL-1041, Part IV, Line 2b

- IL-1120, Part V, Line 2b