

**Illinois Department of Revenue
Regulations**

Title 86 Part 140 Section 140.1410 Refunds

**TITLE 86: REVENUE
PART 140
SERVICE OCCUPATION TAX**

Section 140.1410 Refunds

In case the Department determines that the claimant is entitled to a refund, such refund shall be made only from such appropriations as may be available for that purpose. If it appears unlikely that the amount appropriated would permit everyone having a claim allowed during the period covered by such appropriation to elect to receive a cash refund, the Department will make such refunds only in hardship cases (i.e., in cases in which the claimant cannot use a credit memorandum). The two most likely situations where this would be the case are the situation in which the claimant has discontinued business and the situation in which the claimant will have a small volume of liability to the Department in the foreseeable future, but receives a large credit memorandum which it therefore might take the claimant a long time to liquidate by using it to pay current taxes. In these instances, the claimant probably would have to sell the credit memorandum at a loss in order to realize anything from it within any reasonable time.

(Source: Amended at 6 Ill. Reg. 2886, effective March 3, 1982)