

Taking Money Out of Retirement Plans

13th Edition

**Twila Slesnick, PhD, Enrolled Agent
John C. Suttle, CPA, Attorney**

Table of Contents

Chapter 1 – Types of Retirement Plans	1
Learning Objectives	1
Introduction.....	1
Qualified Plans	3
Profit-Sharing Plans	3
Stock Bonus Plans.....	4
Money Purchase Pension Plans.....	4
Employee Stock Ownership Plans (ESOPs)	5
Defined Benefit Plans	5
Target Benefit Plans	5
Plans for Self-Employed People (Keoghs).....	6
Individual Retirement Accounts	6
Traditional Contributory IRAs	6
Rollover IRAs.....	7
Simplified Employee Pensions	7
SIMPLE IRAs.....	7
Roth IRAs	8
Almost-Qualified Plans.....	9
Qualified Annuity Plans.....	9
Tax-Deferred Annuities	9
Nonqualified Plans.....	9
Review Questions.....	11
Review Answers	13
Chapter 2 – An Overview of Tax Rules	15
Learning Objectives	15
Introduction.....	15
Taxation Fundamentals.....	15
Defer the Payment of Tax	15
Pay Tax at the Lowest Rate	17
Avoid Tax Penalties	17
General Income Tax Rules for Retirement Plans	18
Distributions Are Taxable Immediately	18
Your Basis Is Not Taxable.....	18
You Don't Have to Withdraw Cash	19
You May Not Claim Losses	20
Divorce or Inheritance Doesn't Change the Basic Tax Rules	20
Income Tax on Qualified Plans and Qualified Annuities.....	21
Options for Paying Taxes at Retirement.....	21
Options for Paying Taxes Before Retirement.....	28
Options for Paying Taxes on Inherited Plans.....	29
Options for Paying Taxes on Qualified Plans Received at Divorce.....	30
Withholding Money to Pay Taxes	32
Loans From Qualified Plans	34
Hardship Distributions From Qualified Plans	35
Special Income Tax Rules for Tax-Deferred Annuities	36
Special Income Tax Rules for IRAs.....	36
Ordinary Income Tax Applies	36
Rollover Allowed	36
Qualified Charitable Distribution	38
Averaging and Capital Gain Treatment Not Allowed	38
Special Rules at Divorce or Separation	39
Mandatory Withholding Doesn't Apply	39
Loans Not Allowed	39

Table of Contents

Hardship Distributions Not Allowed	39
How Penalties Can Guide Planning.....	39
Review Questions.....	42
Review Answers	44
Chapter 3 – Early Distributions: Taking Your Money Out Before the Law Allows.....	47
Learning Objectives	47
Introduction.....	47
Exceptions to the Early Distribution Tax	47
Age 59½.....	48
Death.....	48
Disability.....	49
Substantially Equal Periodic Payments.....	49
Leaving Your Job After Age 55.....	50
Dividends From ESOPs	50
Medical Expenses.....	50
QDRO Payments.....	51
Federal Tax Levy.....	51
Refunds.....	51
Calculating the Tax.....	51
Reporting the Tax	52
Special Rules for IRAs	58
Rules Applicable to All IRAs Except Roth IRAs	58
One Rule Applicable Only to SIMPLE IRAs	60
Review Questions.....	61
Review Answers	62
Chapter 4 – Substantially Equal Periodic Payments.....	65
Learning Objectives	65
Introduction.....	65
Computing Periodic Payments	66
Method One: Required Minimum Distribution	67
Method Two: Fixed Amortization	68
Method Three: Fixed Annuitization	70
Implementing and Reporting Your Decision.....	71
Modifying the Payments.....	72
The No-Modification Rule.....	72
Exceptions to the No-Modification Rule	74
Penalties for Breaking the No-Modification Rule	74
Review Questions.....	76
Review Answers	77
Chapter 5 – Required Distributions: Taking Money Out When You Have To.....	79
Learning Objectives	79
Introduction.....	79
Required Distributions During Your Lifetime	80
Death Before Required Beginning Date.....	80
Death After Required Beginning Date	81
Special Rules for Tax-Deferred Annuities	81
Special Rules for Roth IRAs.....	82
Penalty	83
Innocent Blunders.....	83
Chronic Errors	83
Ineligible Rollovers.....	83
Excess Contributions	85
Reporting the Penalty	85
Waiver.....	86

Table of Contents

Terms of the Waiver.....	86
Requesting a Waiver.....	87
Review Questions.....	88
Review Answers	90
Chapter 6 – Required Distributions During Your Lifetime.....	93
Learning Objectives	93
Introduction.....	93
Required Beginning Date	94
First Year.....	95
Second Year and Beyond	95
Computing the Required Amount	95
Determining the Account Balance	96
Determining the Applicable Distribution Period.....	96
Computing the Required Distribution.....	98
Special Aggregation Rule for IRAs and TDAs.....	98
Reporting Distributions From IRAs	99
Designating a Beneficiary	99
Definition of Designated Beneficiary.....	99
Multiple Beneficiaries	100
Special Rules for Annuities	101
Form of Payment	101
Required Beginning Date	102
Starting Early.....	102
Young Beneficiaries	102
Divorce or Separation	103
Separate Account	103
No Separate Account.....	104
Income Taxes and Penalties.....	104
Rollovers	105
Review Questions.....	106
Review Answers	107
Chapter 7 – Distributions to Your Beneficiary If You Die Before Age 70½	109
Learning Objectives	109
Introduction.....	109
Determining the Designated Beneficiary.....	109
Deadline for Determining Designated Beneficiary.....	110
Changing Beneficiaries Before the Deadline	110
Distribution Methods	110
Life Expectancy Rule	110
Five-Year Rule.....	111
Rollover.....	112
Effect of the Retirement Plan’s Rules	112
Spouse Beneficiary.....	112
Life Expectancy Rule	113
Rollover.....	114
Convert to Roth IRA.....	115
Death of Spouse Beneficiary.....	115
Nonspouse Beneficiary	116
Life Expectancy Rule	117
Rollover.....	117
Convert to a Roth IRA.....	118
Death of Nonspouse Beneficiary	119
No Designated Beneficiary.....	119
Five-Year Rule.....	119
No Life Expectancy Rule.....	119

Table of Contents

Multiple Beneficiaries, Separate Accounts.....	119
Multiple Beneficiaries, One Account.....	120
Life Expectancy Rule	120
Five-Year Rule.....	121
Splitting Accounts After Death.....	121
When a Spouse Is One of the Beneficiaries	123
Designated and Nondesignated Beneficiaries	123
Trust Beneficiary.....	123
Nonspouse Beneficiary of Trust	124
Spouse Beneficiary of Trust	124
Multiple Beneficiaries of Trust	125
Trust Beneficiary and Spousal Rollovers	125
Estate as Beneficiary	126
Annuities.....	126
Start Date	126
Form of Payment	126
Irrevocable Annuity	126
Divorce or Separation	127
Separate Account	127
No Separate Account.....	127
Reporting Distributions From IRAs	128
Review Questions.....	129
Review Answers	130
Chapter 8 – Distributions to Your Beneficiary If You Die After Age 70½	133
Learning Objectives	133
Introduction.....	133
Administrative Details	133
Name on the Account	133
Timing of Distributions	134
Designated Beneficiary	134
Reporting Distributions.....	134
Spouse Beneficiary.....	134
Year of Death	135
Second Year and Beyond	135
Rollover	136
Convert to a Roth IRA.....	138
Death of Spouse Beneficiary.....	138
Nonspouse Beneficiary	139
Year of Death	139
Second Year and Beyond	139
Death of Nonspouse Beneficiary.....	140
Rollover	140
Convert to a Roth IRA.....	140
No Designated Beneficiary.....	141
Multiple Beneficiaries, Separate Accounts.....	141
Multiple Beneficiaries, One Account.....	141
Determining the Designated Beneficiary.....	141
Computing the Required Distribution.....	142
Splitting Accounts	142
When a Spouse Is One of the Beneficiaries	143
Trust Beneficiary.....	144
Nonspouse Beneficiary of Trust	144
Spouse Beneficiary of Trust	144
Multiple Beneficiaries of Trust	144
Trust Beneficiary and Spousal Rollovers	144
Estate as Beneficiary	145

Table of Contents

Annuities.....	145
Divorce or Separation	146
Review Questions.....	147
Review Answers	148
Chapter 9 – Roth IRAs	151
Learning Objectives	151
Introduction.....	151
Taxation of Distributions.....	153
Distribution of Nondeductible Contributions.....	153
Distribution of Investment Returns.....	154
Conversions and Rollovers	155
Correcting Errors: Recharacterizing	157
Early Distribution Tax	159
Qualified Distributions	159
Nonqualified Distributions	159
Ordering of Distributions	161
Required Distributions.....	162
During Your Lifetime	162
After Your Death, Before Your RBD	162
After Your Death, After Your RBD	162
Review Questions.....	164
Review Answers	165
Chapter 10 – Roth 401(k) Plans.....	167
Learning Objectives	167
Introduction.....	167
Taxation of Distributions.....	168
Distribution of After-Tax Amounts.....	168
Distribution of Pretax Earnings.....	168
Conversions and Rollovers	169
Early Distribution Tax	170
Qualified Distributions	170
Nonqualified Distributions	171
Ordering of Distributions	171
Required Distributions.....	171
Required Distributions During Your Lifetime	171
Required Distributions After Your Death.....	171
Review Questions.....	173
Review Answers	174
Glossary.....	175
Appendix A – IRS Forms, Notices, and Schedules	179
Appendix B – Life Expectancy Tables	183
Index	205