

Section 327.

(last updated 1/19/2023)

Title: Surviving spouse election to be treated as employee

Effective Date: Effective for calendar years beginning after December 31, 2023.

Mandatory or Optional: Mandatory

Plans Affected: All

Previous Law: Current law allows a sole designated spousal beneficiary to treat a deceased IRA owner's IRA as their own for purposes of RMD rules.

SECURE 2.0 Law: Provides similar post-death spousal RMD rules to plans: Allows a spousal beneficiary to irrevocably elect to be treated as the employee for RMD purposes and if the spouse is the employee's sole designated beneficiary, the applicable distribution period after the participant's year of death is determined under the uniform life table.

Guidance and/or Correction Bills:

- None