



Build confidence taking 529 plan distributions

June 26, 2023

529 plan distributions can be confusing. And knowing how — and when — to take them can be critical for participants.

529 college savings plans are tax-advantaged accounts designed to pay for qualified education expenses, but the mechanics and implications of taking distributions from 529 plan accounts can be confusing. It's particularly important to know the difference between qualified education expenses — which can be funded tax- and penalty-free — and non-qualified education expenses. Any use of 529 plan assets for nonqualified expenses could result in taxation of the distributed earnings, as well as a 10% federal penalty.

Our paper on the subject can help clear up confusion for 529 investors and beneficiaries, including explaining qualified and non-qualified expenses, tax form 1099-Q and how to think about timing of distributions. There has been meaningful progress for individuals with disabilities and their families with the development of 529A accounts, also known as ABE accounts, which can be used tax-free to pay for any disability-related expenses.

Knowing how and when to take 529 plan distributions can be a critical consideration for participants. And understanding the mechanics and options can make for an easier experience with fewer tax consequences. Few financial vehicles provide account owners with as much flexibility and control as 529 plans, and fortunately those benefits extend to distributions.



TAKE 529 PLAN DISTRIBUTIONS WITH CONFIDENCE

529 plans offer both flexibility and control to account owners. Benefits include generous contribution limits, tax-deferred growth and generally tax-free distributions to fund a wide array of qualified education expenses. Once you've reached the distribution phase of 529 membership, it's important to understand the mechanics and potential implications of taking distributions from your account. These key facts may help you avoid unintended tax consequences.

1. Many education expenses can be funded tax- and penalty-free — but not all.

Perhaps the best feature of 529 plan accounts is the ability to use savings to pay for qualified education expenses (QEE), including:

- Tuition and required fees
- Books and required equipment
- Computers (including required software and access to the internet generally used by the student)
- Room and board (at least half-time student status required)
- Additional expenses for a special needs beneficiary incurred in connection with enrollment or attendance
- \$10,000¹ of tuition (toward public, private and religious elementary and secondary education on a per-student per-beneficiary basis)²
- Up to \$10,000 to repay principal on interest on qualified student loans per student (only for beneficiary and/or sibling)³

Almost all accredited U.S. two- and four-year public and private colleges and universities and many vocational and technical schools are considered qualified institutions. 529 savings benefits may also be directed qualified for an account not to exceed the cost of living on campus in a dormitory provided the institution offers on-campus housing. There is no cap on the amount of qualified distributions that can be taken from a 529 plan each year for college expenses.

Some expenses are not considered QEE, including:

- Student loans that are not repaid (e.g., insurance, activity or recreational fees, etc.)⁴

¹Special rules apply. These will be provided on publication.
²The QEE limit can be used in an unlimited number of years.
³The QEE will be subject to the maximum and timing flow limits.
⁴These apply to the amount of the distribution that is reported out of a distribution.

• Transportation costs

• Out-of-pocket expenses used to claim the American Opportunity tax credit or direct learning credit⁵

Any use of 529 plan assets for nonqualified expenses results in taxation of the distributed earnings, as well as a 10% federal penalty assessed on those same earnings. However, the 10% federal penalty is waived for the following events:

- Death of the beneficiary
- Disability of the beneficiary
- Distributions in the amount of scholarships received for the beneficiary
- Distributions in the amount needed to qualify for education tax credits
- Absence of any of the U.S. military academies⁶

2. Scholarships allow you to take nonqualified withdrawals penalty-free.

If a 529 account beneficiary receives a scholarship, the 10% federal penalty that would otherwise apply to savings of nonqualified distributions from the account is waived to the extent of the scholarship amount. These scholarships are awarded on annual awards, renewable for a certain number of years. For example, a scholarship may be awarded as \$10,000 annually, renewable for five years. In this example, the total amount of the scholarship received is \$50,000, and that amount could be withdrawn from the 529 plan for nonqualified expenses penalty-free. However, earnings would still be subject to tax at ordinary income rates at the distribution endpoint. Check with your tax professional to see if it's necessary to take a \$10,000 distribution each year to make the penalty or if you can take a lump sum.

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