KUTAKROCK

SUMMARY OF SELECTED EMPLOYEE BENEFIT RELATED LIMITS

	2015	2016	2017	2018	2019	2020	2021	2022
Elective Deferral Limits ¹								
401(k), 403(b) and SEPs	18,000	18,000	18,000	18,500	19,000	19,500	19,500	20,500
457 plans	18,000	18,000	18,000	18,500	19,000	19,500	19,500	20,500
SIMPLE IRAs and 401(k)s	12,500	12,500	12,500	12,500	13,000	13,500	13,500	14,000
Catch-up Contributions ¹								
401(k), 403(b), 457 and SEPs	6,000	6,000	6,000	6,000	6,000	6,500	6,500	6,500
SIMPLE IRAs and 401(k)s	3,000	3,000	3,000	3,000	3,000	3,000	3,000	3,000
Maximum Annual Compensation ¹								
401(a)(17)	265,000	265,000	270,000	275,000	280,000	285,000	290,000	305,000
415 Maximum Annual Additions ¹								
Defined benefit plan dollar limit	210,000	210,000	215,000	220,000	225,000	230,000	230,000	245,000
Defined contribution plan dollar limit	53,000	53,000	54,000	55,000	56,000	57,000	58,000	61,000
Highly Compensated Employees ¹								
414(q)	120,000	120,000	120,000	120,000	125,000	130,000	130,000	135,000
Key Employees (Top Heavy) ¹								
Officers	170,000	170,000	175,000	175,000	180,000	185,000	185,000	200,000
1% owner	150,000	150,000	150,000	150,000	150,00	150,000	150,000	150,000
Employee Stock Ownership Plans ¹								
Five-year distribution threshold	1,070m	1,070m	1,080m	1,105m	1,130m	1,150m	1,165m	1,230m
Step up	210,000	210,000	215,000	220,000	225,000	230,000	230,000	245,000
IRAs ¹								
Annual contribution limit	5,500	5,500	5,500	5,500	6,000	6,000	6,000	6,000
Catch-up contributions	1,000	1,000	1,000	1,000	1,000	1,000	1,000	1,000
PBGC ²								
Annual maximum guaranteed benefit	60,136	60,136	64,432	65,045	67,295	69,750	72,409	74,455
Transportation Fringe Benefits ³								
Employer-provided parking (monthly)	250	255	255	260	265	270	270	280
Mass transit pass & vanpool (monthly)	130/250	255	255	260	265	270	270	280
Social Security ⁴								
Taxable wage base	118,500	118,500	127,200	128,400	132,900	137,700	142,800	147,000
Health Savings Accounts ^₅								
Individual contribution limit	3,350	3,350	3,400	3,450	3,500	3,550	3,600	3,650
Family contribution limit	6,650	6,750	6,750	6,900	7,000	7,100	7,200	7,300
Catch-up contributions	1,000	1,000	1,000	1,000	1,000	1,000	1,000	1,000
Health FSAs ³								
Employee contribution limit	2,550	2,550	2,600	2,650	2,700	2,750	2,750	2,850

¹ IRS Notice 2021-61, ² PBGC Maximum Monthly Guarantee Tables available at PBGC.gov (SLA, age 65), ³ Rev. Proc. 2021-45, ⁴ SSA Press Release (10/13/2021), ⁵ Rev. Proc. 2021-25.

KUTAKROCK

2021 Year-End Plan Reminders

The following items are a list of a few key annual reminders and deadlines for calendar year plans:

All Plans						
Sign any discretionary plan amendments						
Verify compliance with disability claims procedures						
Consider whether SPDs or plan documents need to be updated						
Pension, 401(k) and DC Plans						
Verify compliance with annual discrimination testing						
Conduct non-discrimination testing (ADP/ACP, coverage, and top- heavy)						
Verify compliance with 401(a)(17) maximum compensation limits						
Distribute required minimum distributions						
Use forfeitures and revenue credit accounts						
Review list of uncashed distribution checks and attempt to locate missing participants						
Review participant information for force-out of small balances						
Verify participant fee disclosure requirement satisfied						
Send QDIA notice (December 1, 2021)						
Send Annual Notice for 401(k) Safe Harbor Plans December 1, 2021)						
Send automatic enrollment notice (December 1, 2021)						
Adopt Hardship Distribution Amendment (December 31, 2021)						
Send Universal Availability and Annual Addition Notice (403(b)) plans only)						
Fiduciary Obligations						
Complete fiduciary training						
Establish the fiduciary calendar for 2022						
Make sure all approved minutes and meeting materials are in the file						
Health and Welfare Plans						

Remind participants of upcoming deadlines relating to health FSA carryover/grace period
Work with third-party administrators to ensure compliance with the No Surprises Act and Transparency Rule
If applicable, amend HRA/HSA/Health FSA provisions to permit reimbursements of over-the-counter drugs and feminine hygiene products under the CARES Act
If applicable, amend Health FSA to include permitted 2021 carryovers, grace period extensions, election changes, and/or dependent definition changes (December 31, 2021)
Provide SBC, WHCRA, CHIP, and COBRA notices
Confirm health plan coverage meets ACA affordability and minimum value requirements for 2022
Conduct nondiscrimination testing (cafeteria plan, health FSA, DCAP, HRA, HSA, and self-insured health plan)
Confirm health plans include COVID-19 provisions under the FFCRA and CARES Act
Verify wellness plan compliance
Update health plan documents and SPDs for the No Surprises Act
Receive and review broker and consultant fee disclosures
Update plan documents and SPDs to reflect changes and distribute SMMs
Update wrap plan document for 2022 changes, including component plans
Executive Compensation
Distribute and collect 2022 executive salary deferral elections for deferred compensation plans
Confirm deferred compensation payable in 2021 was properly distributed and distribute any missed payments by year-end
Prepare and issue participant and employer tax statements for 2021 Code $\$409A$ corrections