

# Does 403(b) + 457(b) = the right equation for your retirement strategy?

2023

Public education employees can participate in both a 403(b) tax-deferred plan\* and a 457(b) deferred compensation plan at the same time, which may allow you to save more money on a tax-deferred basis for retirement.



Here, we present some situations common to educators, and in the following pages outline how the 403(b) and 457(b) plans could work in those scenarios. Your plan representative\*\* can provide more detailed information and help answer any questions you might have about the plans, and the products available through the Voya® family of companies. This brochure is not a comprehensive description of the plans' features.

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So you may be wondering – what's the difference between 403(b) and 457(b) plans, besides a couple of numbers in their names? Is one plan “better” than the other? If your employer offers both types of plans, would you prefer to participate in one or both for your retirement?

There is no single “right answer” when it comes to deciding on a retirement plan. It all depends on your specific career and retirement objectives. You may find it worthwhile to do your homework, talk with your financial professional and tax advisor, and examine the features of each plan before making a decision whether to participate in one or both.

## Putting the 403(b) and the 457(b) plans to your test

### 1. Are you just starting out in your teaching career?

If you answered “yes,” please refer to Situation A on page 2.

### 2. Can you only afford to participate in one retirement plan?

If you answered “yes,” please refer to Situation A on page 2.

### 3. Will you be going back to school to pursue an advanced degree?

If you answered “yes,” please refer to Situation B on page 2.

### 4. Are you almost ready to retire?

If you answered “yes,” please refer to Situation C on page 3.

### 5. Do you have a dual income family and want to set aside as much money as possible?

If you answered “yes,” please refer to Situation D on page 3.

\* Distributions will be taxed as ordinary income when distributed. In addition, the IRS 10% premature distribution penalty tax applies to distributions from the 403(b) plan taken prior to age 59½, unless an IRS exception applies.

\*\* Investment adviser representative and/or registered representatives of, and securities and investment advisory services offered through Voya Financial Advisors, Inc. (member SIPC). Investment advisory services are only offered through Investment adviser representatives of Voya Financial Advisors.

## What is a 403(b) “Hardship Withdrawal”?

Most 403(b) plans operate under the “safe harbor” rules for hardship withdrawals, which permits distribution for:

- Medical expenses incurred by the participant, spouse, dependent or, that of the primary beneficiary; or
- Purchase of participant’s primary residence; or
- Payment of the next twelve (12) months of postsecondary tuition and related educational fees and room and board expenses for the participant, spouse, dependent or, that of the primary beneficiary; or
- Prevention of eviction or foreclosure on the participant’s primary residence; or
- Payment for funeral expenses for the participant’s deceased parent, spouse, child, dependent or, that of the primary beneficiary; or
- Certain expenses for the repair of damage to the participant’s principal residence
- Losses and expenses (including loss of income) incurred by the participant on account of a federally declared disaster designated as such by the Federal Emergency Management Agency (FEMA).

In addition, the distribution must be necessary to satisfy the financial need, i.e.: The requested hardship withdrawal does not exceed the amount necessary to satisfy the need; and the participant has obtained all distributions, other than hardship distributions, and all nontaxable loans (if required by the plan) reasonably available under all plans maintained by the employer.

A plan sponsor can rely on a participant’s representation that s/he has insufficient assets that are “reasonably available” to satisfy the need unless the plan sponsor has actual knowledge to the contrary.

These are just a few examples of situations you may wish to review when deciding whether to contribute to a 403(b) tax-deferred plan or a 457(b) deferred compensation plan, or both. Your Voya representative is available to help answer any questions you might have regarding these types of retirement plans.

### Situation A: New Teacher

Are you a new teacher just starting out on your career? Are you beginning to work your way up the pay scale and perhaps do not feel you are able to participate in both the 403(b) and 457(b) plans? The table below lists the difference between the plans when it comes to having access to your monies, if you are in need.

403(b) Tax-Deferred Plan	457(b) Deferred Compensation Plan
Up to \$22,500 in employee deferrals in 2023.	Up to \$22,500 total in employer and employee contributions in 2023.
Loans may be permitted.	Loans may be permitted.
Withdrawals due to Hardship, may be permitted.	Withdrawals due to Unforeseeable Emergency – provided that very stringent criteria are satisfied may be permitted.
In-service withdrawals may be permitted if you are at least age 59½ or if your 403(b) account annuity contains deferrals made prior to 1989.	In-service withdrawals may be permitted if your account value is \$5,000 or less (provided certain requirements are met) or at age 59½ if plan provisions allow.

### Situation B: Career Advancement

Are you going back to school to obtain an advanced degree, while continuing to work? With a 403(b), you may be able to take a hardship withdrawal to pay educational expenses, plus take out a loan if needed. If you also have a 457(b), you may also be able to use that loan feature as well. Loans will reduce your account balance, may impact your withdrawal value and limit participation in future growth potential. Other restrictions may apply.

403(b) Tax-Deferred Plan	457(b) Deferred Compensation Plan
Loans may be permitted.	Loans may be permitted.
Withdrawals may be permitted due to Hardship.	Withdrawals due to Unforeseeable Emergency, provided that very stringent criteria are satisfied may be permitted.
In-service withdrawals may be permitted if you are at least age 59½ or if your 403(b) annuity contains deferrals made prior to 1989.	In-service withdrawals may be permitted if your account value is \$5,000 or less (provided certain requirements are met) or at age 59½ if plan provisions allow.

## Situation C: Ready to Retire

If retirement is just around the corner, you may be wishing you could turn back the clock and put aside more money for your golden years. With both the 403(b) and the 457(b), you have an opportunity to consider if you wish to put aside more. There are several “catch-up” provisions that may be available under each of the plans to help make up for lost time and add to your accumulated savings. In addition, your employer may be able to make contributions of accumulated sick and/or vacation pay.

403(b) Tax-Deferred Plan	457(b) Deferred Compensation Plan
Up to an additional \$3,000 deferral for certain long-term employees; <b>and</b>	Up to an additional \$22,500 catch-up in 2023 for three (3) years prior to reaching normal retirement age; <b>or</b>
Additional \$7,500 deferral for 2023 for employees age 50+;	Additional \$7,500 deferral in 2023 for employees age 50+*;
Post-retirement employer contributions permitted.	Post-retirement employer contributions not permitted

## Situation D: Dual Income

Are you a member of a dual income family and wish to maximize both your current tax deferral and retirement accumulation? If you choose to participate in both the 403(b) and 457(b) plans, you can potentially contribute on an elective basis up to \$78,000 in 2023, thus deferring current federal taxation.

403(b) Tax-Deferred Plan	457(b) Deferred Compensation Plan
Up to \$22,500 in employee deferrals in 2023.	Up to \$22,500 total in employer and employee contributions in 2023.
Up to an additional \$3,000 deferral for certain long-term employees; <b>and</b>	Up to an additional \$22,500 catch-up in 2023 for three (3) years prior to reaching normal retirement age; <b>or</b>
Additional \$7,500 deferral in 2023 for employees age 50+.	Additional \$7,500 deferral in 2023 for employees age 50+

\* Catch-up amount available is the greater of either the Age 50+ or the three-year

## What is a 457(b) “Unforeseeable Emergency”?

### Unforeseeable Emergency means:

1. A severe financial hardship of the participant resulting from:
  - an illness or accident of the participant, participant’s spouse or dependent;
  - loss of the participant’s property due to casualty; or other similar extraordinary and unforeseeable circumstances arising as a result of events beyond the control of the participant

**Note:** if permitted by the 457(b) plan document, an unforeseeable emergency means a severe financial hardship of the participant resulting from an illness or accident of a primary beneficiary designated by the participant under the 457(b) plan. In addition, a 457(b) plan may permit a beneficiary of a deceased participant or alternate payee to take an unforeseeable emergency distribution.

2. The emergency can’t be relieved through other sources, unless using other sources would cause a severe financial hardship; and
3. The amount is limited to that which is reasonably necessary to satisfy the emergency.

**Note:** The determination of Unforeseeable Emergency is stringent and restrictive. The IRS has declined to provide a listing of events which are deemed to satisfy the above requirements.

## What is the employer’s role with these plans?

- Employer involvement required
- Withdrawal with approval from the employer or their designee
- To extent permitted under the plan, participant control of interfund transfers among investment options available
- Employer (plan sponsor), in general, can move plan assets to different plan provider/fund option. Check with your employer for more information

**Please note:** Revisions to the 403(b) regulations have significantly changed the role of the employer. For more information on the impact of these changes please visit [foremployers.voya.com](http://foremployers.voya.com)





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