

Life insurance is an essential financial protection tool that provides significant tax advantages, which are often misunderstood. Generally, death benefits from life insurance policies are income tax-free for named beneficiaries, except in cases where contracts violate guideline premium rules or when corporate-owned policies do not meet specific IRS requirements. The policy includes living benefits such as cash values, withdrawals, loans, accelerated death benefits, and long-term care benefits, each with distinct tax implications. Cash values grow on a tax-deferred basis, and withdrawals are treated as a return of cost basis until fully recovered, after which they are taxed as ordinary income. Loans taken from non-Modified Endowment Contracts (MECs) are not taxed unless the policy lapses or is surrendered. MECs, which are defined by exceeding cumulative premium limits within the first seven years, trigger immediate taxation on loans and withdrawals based on the gain, along with potential penalties for early withdrawals. The Guideline Premium Test (GPT) and Cash Value Accumulation Test (CVAT) set maximum premium limits to maintain tax advantages, with excess premiums typically refunded or resulting in MEC status. Changes to death benefits can reset MEC periods or necessitate retesting for compliance, potentially leading to taxable events. While MECs retain tax-free death benefits, they alter the tax treatment of withdrawals and loans during the insured's lifetime. The document also clarifies that it cannot be used to avoid penalties imposed by the IRS under the Internal Revenue Code. If the document, including any attachments or referenced materials, is deemed a "marketing opinion" as defined by IRS guidance, it is noted that the content was created to support the promotion or marketing of the discussed transactions or matters. Individuals are advised to seek guidance from an independent tax advisor based on their specific circumstances.