

File Number: H.F. 3934

Date: March 19, 2018

Version: First engrossment

Authors: Wills and Dettmer

Subject: Income tax subtraction for civilian pensions credited for military service

Analyst: Sean Williams (sean.williams@house.mn)
Joel Michael (joel.michael@house.mn)

This publication can be made available in alternative formats upon request. Please call 651-296-6753 (voice); or the Minnesota State Relay Service at 1-800-627-3529 (TTY) for assistance. Summaries are also available on our website at: www.house.mn/hrd/.

The 2016 legislature enacted a state income tax subtraction for individuals who receive military retirement pay (often referred to as military pensions). This subtraction effectively exempts military retirement pay from Minnesota individual income tax. The subtraction only covers benefits directly provided through a number of federal military retirement plans specified in state law.

H.F. 3934 would expand this subtraction to cover half of the pension income received through a federal civilian pension, if calculation of the pension includes a credit for military service.

Civilian federal employees who served in the armed forces may elect to receive “service credit” to their civilian pensions for their military service. In order to receive a service credit, most individuals must waive their military retirement pay and pay a military service credit deposit based on a percentage of their military base pay. Recipients typically opt to do this to increase their federal civilian pensions.

The bill would allow individuals receiving a civilian pension through the Federal Employee Retirement System (FERS) or the Civil Service Retirement System (CSRS) to subtract half of their income from those pensions if their annuity reflects a military service credit.