

Jeff Zmuda, Secretary

Laura Kelly, Governor

To: Juvenile and Adult Facility Residents and Family Members  
From: Jeff Zmuda, Secretary  
Date: October 12, 2020  
Re: Coronavirus Updates

In recent days we've received a number of questions about the status of the Internal Revenue Service (IRS) decision making process regarding Economic Impact Payments (EIP), often referred to as "stimulus checks". If you have not been following this topic, since the authorization of these payments by Congress and the President last spring, the IRS had instructed Departments of Corrections (DOC) across the nation to return any payments received at facilities by residents. This IRS instruction was recently overturned by a federal trial court in California, and as of mid-day today there has been no ruling by the courts on an IRS motion to stay these orders.

We have received guidance from the IRS on how they will proceed under the terms of that court order. In that guidance, the IRS indicated:

- That incarcerated individuals may now register for the EIP so that they are able to receive a payment if they meet the other eligibility criteria.
- IRS retracted prior instruction to intercept and return EIPs sent to incarcerated individuals.
- And asked us to prominently post and distribute copies of IRS documents as expeditiously as possible.

To assist the IRS and to ensure you have access to this information, the Kansas Department of Corrections is implementing the following:

- We have posted the IRS documents to our public website at <https://www.doc.ks.gov/kdoc-coronavirus-updates/economic-impact-payment-information> so that families and the public can easily review their instructions.
- As residents must complete the IRS forms themselves and mail them to the IRS, facilities will make copies available in each facility library. Residents who do not have access to the library should ask their Corrections Counselor for copies.

In these documents the IRS indicates that residents may register for the EIP by mailing a paper tax return for 2019 that follows the instructions to them no later than Friday, October 30, 2020. If a tax return for 2019 has already been filed, our understanding is that no action is necessary, you may elect to independently verify that with the IRS.