

Office of the Secretary
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Amber Shultz, Secretary

Laura Kelly, Governor

Dear Members of the Kansas Society of CPAs:

Throughout the pandemic and during the 2022 calendar year, KDOL continued to process many claims. As we are currently in the process of issuing 1099-G forms to Kansans who received unemployment during that time, I wanted to reach out and remind you of some resources the Kansas Department of Labor (KDOL) has available if you have questions or issues related to unemployment benefits. Our agency stands ready to assist you as needed.

Please see below for answers to a few specific questions that have been raised recently.
What do I do if a client has received a 1099-G form with an incorrect amount, or if they shouldn't have received one at all?

KDOL sends 1099-G forms to anyone who received unemployment benefits in the prior calendar year. Unemployment benefits are taxable under state and federal law. 1099-G forms are not intended to be issued to individuals who did not file unemployment claims but had claims filed under their identity because of identity theft. KDOL has taken proactive measures to ensure individuals that were the victims of identity theft do not receive 1099-G forms. However, there were instances of forms sent in error to individuals who never received benefits. Additionally, there may be a dispute about the amount of benefits listed on the form. If an individual taxpayer received a 1099-G with an error, or that they do not believe they should have received, the taxpayer could request a corrected 1099-G through KDOL's Unemployment Assistance Portal at <https://uiassistance.getkansasbenefits.gov/>.

I have a client who received a notice that they were referred to Debt Setoff due to a fraudulent unemployment claim, what can they do?

KDOL refers individuals to the state Debt Setoff Program when the claimant received benefits that they are later determined to be ineligible for. The system is not designed to refer individuals to the Debt Setoff Program if they have had claims filed under their identity because of identity theft. However, we are aware of a handful of cases in which a victim of identity theft has been referred to Debt Setoff and had state payments withheld.

If an individual taxpayer believes they have been referred to the Debt Setoff Program in error, they should follow these steps:

- Confirm the setoff at the Kansas Department of Administration Self Service Portal <https://oitsapps.ks.gov/DA/SetoffProgram/>
- File an appeal using the contact information provided below:

Setoff Program
PO Box 2713
Topeka, KS 66601-2713

Phone: (785) 296-4628
Fax: (785) 296-1477
Email: KSsetoff@ks.gov

Business hours are Monday through Friday, 8 a.m.- 3:30 p.m.

If I have another question about unemployment benefits, or want to raise an issue that I have seen, how can I contact KDOL?

If you or an individual employer has a question about Unemployment Insurance (UI) benefits, they can call the **Unemployment Tax line at (785) 296-5027 from 8 a.m. – 4:30 p.m. CST**, Monday through Friday. Dedicated operators will be available to assist employers with general questions, i.e., unemployment tax returns, unemployment taxes, tax rates and handling fraudulent claims.

NOTE: The Unemployment Tax line will not be able to assist individual claimants.

Sincerely,

A handwritten signature in black ink that reads "Amber Shultz". The signature is written in a cursive, flowing style.

Amber Shultz,
Secretary of Labor
Kansas Department of Labor