



THE UNIVERSITY OF TEXAS SCHOOL OF LAW
AND THE TRUST FINANCIAL SERVICES DIVISION
OF THE TEXAS BANKERS ASSOCIATION

present



SPECIAL NEEDS TRUSTS

A Guide for Attorneys, Financial Advisors and Trust Officers

Earn up to 6.75 Hours of MCLE Credit

8 Hours of CPE Credit for Accountants



February 9, 2005

The University of Texas School of Law
Eidman Courtroom
Austin, Texas

SPECIAL NEEDS TRUSTS

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ABOUT THE CONFERENCE

The University of Texas School of Law in cosponsorship with the Trust Financial Services Division of the Texas Bankers Association is pleased to present an innovative training seminar on special needs trusts (SNTs). The use of special needs trusts is growing; putting increased demands on trust officers, estate planners and financial advisors.

While special needs trusts offer innovative planning opportunities for a growing client base, it has been very hard to find clear practical explanations, forms and tools to optimize the use and administration of these trusts. This new program brings together leading professionals in the SNT field, and offers a great set of seminar materials, including sample forms, resources and tool sets.

If you work with special needs trusts — or want to learn how to use, draft, fund and administer them — don't miss this important new program.

WEDNESDAY MORNING, FEB. 9, 2005

Presiding Officer: Patricia Stichler

8:00 a.m. **Registration Opens**
Includes continental breakfast.

8:50 a.m. **Welcoming Remarks**

9:00 a.m. **.50 hour**

Basics of SNTs — Why, When, and How

An overview of situations that indicate the need for a SNT. How to analyze the options. An introduction to the topics that will be covered throughout the seminar.

Renée C. Lovelace,
Austin and Dripping Springs

9:30 a.m. **.75 hour**

Public Benefits

How public benefits intersect with Special Needs Trusts, why public benefits are desired and the basic requirements for obtaining public benefits.

Michael B. Cohen, Dallas

10:15 a.m. **.50 hour**

Texas Trust Lawyers' Toolbox

A quick review of Texas trust law basics related to special needs trusts, including: 867 and 142 court-created trusts; first-party and third-party trusts; and trusts created pursuant to 42 U.S.C. §1396(d)(4)(A) and (d)(4)(C).

Glenn M. Karisch, Austin

10:45 a.m. **Break**

11:00 a.m. **.75 hour**

Key Drafting Provisions for the SNTs

Presentation on drafting provisions for Special Needs Trusts requirements of federal law and with emphasis on Texas specific issues.

Pi-Yi Mayo, Baytown

11:45 a.m. **.75 hour**

Strategies for Funding SNTs

This presentation will focus on the pros and cons of funding the SNT with cash, real property, structural settlement annuities, and litigation awards.

Deborah A. Green, Austin

12:30 p.m. **Networking Luncheon**

Round Table Networking Luncheon for Speakers and Registrants

Please select on registration form.

WEDNESDAY AFTERNOON, FEB. 9, 2005

Presiding Officer: Renée C. Lovelace

1:45 p.m. **.75 hour**

Planning for the Beneficiary: Options, Opportunities & Constraints

Starting with an inventory of the Beneficiary's current public benefits, we will examine possible future benefits and how they are affected by various life circumstances. We will discuss how to match resources to the Beneficiary's needs and objectives to maximize overall benefits and to create a *roadmap* to the future for the Beneficiary.

Renée C. Lovelace,
Austin and Dripping Springs

2:30 p.m. **.75 hour**

Administration: The SNT Distribution Plan

The presentation will include a dialogue between an attorney and trust officer that highlights the types of distributions that may be made from a SNT as well as alternatives to address beneficiary needs along with eligibility requirements. The speakers will address such issues as who is responsible for filing taxes, allocation of responsibilities and personal interactions.

Patricia F. Stichler, San Antonio
Nancy Sosa, Austin

3:15 p.m. **Break**

3:30 p.m. **.75 hour**

Taxes

This session will survey one of the Trustee's primary responsibilities: Taxation. Mary will address estate, gift tax issues as well as preview available income tax options for reporting income for both first party and third party Special Needs Trusts.

Mary T. Schmitt Smith, Bloomfield Hills, MI

4:15 p.m. **.50 hour**

Housing

How to determine whether elder clients and those with disabilities may be able to qualify for low-cost housing, including "public housing" and "Section 8," income and asset restriction, trust rules and transfer rules.

Molly Dear Abshire, Bellaire

4:45 p.m. **.75 hour**

Everything That Can Go Wrong with SNTs and How to Fix It

Everything from soup to nuts on how to fix broken SNTs.

Ronald R. Cresswell, Dallas

5:30 p.m. **Adjourn**

MCLE

This course has been approved for Minimum Continuing Legal Education credit by the State Bar of Texas Committee on MCLE in the amount of 6.75 hours.



The Trust Financial Services Division of the Texas Bankers Association is a one-of-its-kind state organization dedicated to serving the unique needs of trust, wealth management and estate planning organizations and professionals. It has been providing continuing education events, news, professional reference publications and advocacy services to its members since 1921. To learn more about the Trust Financial Services Division and its growing community of corporate fiduciaries, attorneys, CPAs and investment professionals, please visit the Web site:

www.texasbankers.com/trust

CONFERENCE PUBLICATIONS AND MEDIA

Course Binder

Conference registration includes a course binder of articles, sample forms and planning strategies—a resource guide you'll refer to all year.

Audio CD Set

Conference presentations are available on CD. Listen to the entire conference or individual sessions at your convenience.

Group CLE

Would your firm like to run an in-house version of this conference, with full participatory MCLE credit? Order Group CLE and we'll accredit the course for you; we'll also provide an Audio CD Set for the group and a Course Binder for each participant.

eBinder on CD

Get the entire conference binder on CD, in electronic PDF format. Only \$50 if added to a registration or purchase of course binder or audio CD set; \$150 if purchased alone.

REGISTRATION FOR SN05

Mail this registration form to:

The University of Texas School of Law, attn. SN05
P.O. Box 7759, Austin, TX 78713-7759
or fax a copy to: (512) 475-6876

PLEASE PRINT CLEARLY

Bar Card# _____ ☐ TX ☐ Other State: _____ ☐ N/A

Name [Mr. / Ms.] _____

Firm _____

Address _____

City _____ State _____ Zip _____

Telephone _____ Fax _____

E-mail Address _____

REGISTRATION

Includes Course Binder.

- ☐ Early Registration Fee due by Wed., Feb. 2, 2005 \$240.00
☐ Registration Fee after Wed., Feb. 2, 2005 \$290.00
☐ Optional Round Table Networking Luncheon \$10.00

CONFERENCE PUBLICATIONS AND MEDIA

Allow 2-4 weeks from the conference date for delivery.

- ☐ Course Binder \$150.00
Note: Conference registration includes Course Binder.
☐ Audio CD Set \$125.00
☐ eBinder on CD (PDF format) \$150.00/\$50.00
(\$150 purchased alone, \$50 with registration or purchase of Course Binder or Audio CD Set)

GROUP CLE: Bring the conference in-house and learn at your convenience.

Allow 2-4 weeks from the conference date for delivery.

- ☐ Group CLE for 2—Includes Audio CD Set and Course Binder \$500.00
_____ Add participants (includes Course Binder) for \$125 each \$ _____

TOTAL ENCLOSED \$ _____

METHOD OF PAYMENT

- ☐ Check (make checks payable to: **The University of Texas at Austin**)
☐ VISA or ☐ Mastercard (sorry, no AMEX or Discover)

Card # - - -

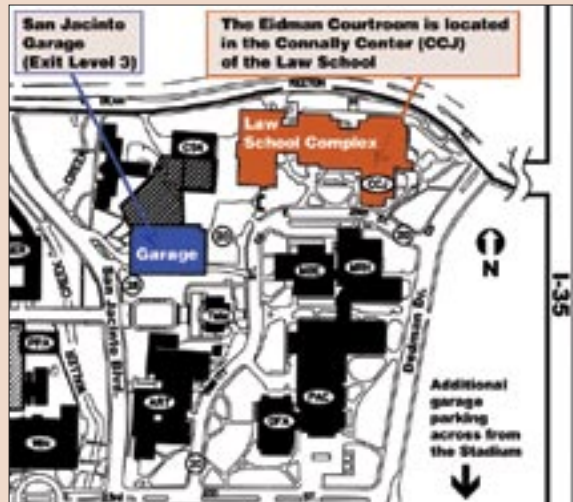
X _____ /
Authorized Signature Exp. Date (mm/yy)

AUSTIN

February 9, 2005

CONFERENCE LOCATION

The University of Texas School of Law • Eidman Courtroom
727 East Dean Keeton Street, Austin, Texas
Parking available in the San Jacinto Garage—\$7 per day.



NEARBY ACCOMMODATIONS

Driskill Hotel
604 Brazos Street
Austin, TX 78701
1-800-252-9367

Doubletree Club Austin
1617 IH-35N
Austin, TX 78702
512-479-4000

Mansion at Judges Hill
1900 Rio Grande St.
Austin, TX 78705
512-495-1800

Austin Marriott at The Capitol
701 E. 11th Street
Austin, TX 78701
512-478-1111

KEY DATES: Registration and Cancellation

February 2, 2005, 5 p.m. • last day for early registration
add \$50 for registrations received after this time

February 4, 2005, 5 p.m. • last day for full refund

February 7, 2005, 5 p.m. • last day for partial refunds (\$50 processing fee)

February 9, 2005, 9:00 a.m. • conference begins

PLANNING COMMITTEE

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Schoenbaum, Curphy &
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ABOUT THE COVER

"Portal," acrylic, is by Houston artist and attorney, Douglas G. Hamilton. For information, call 713-774-2201 or visit www.dghgroup.com



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This program is not printed or mailed at state expense.

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