

2005 Changes and Trends Affecting Special Needs Trusts
February 9, 2005 • Eidman Courtroom • Austin, TX
August 10, 2005 • Galveston

Wednesday Morning, Feb. 9, 2005

Presiding Officer:

In Austin: **Patricia F. Sitchler**, Schoenbaum, Curphy & Scanlan, PC - San Antonio, TX

9:00 am In Austin Only 0.50 hr	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. Renee C. Lovelace, The Lovelace Law Firm, P.C. - Dripping Springs, TX
9:30 am In Austin Only 0.75 hr	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, Plaza Of The Americas - Dallas, TX
10:15 am In Austin Only 0.50 hr	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, TX
11:00 am In Austin Only 0.75 hr	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 G. Mayo CELA, Law Office of Pi-Yi Mayo - Baytown, TX
11:45 am In Austin Only 0.75 hr	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, Law Offices Of Deborah Green - Austin, TX

Wednesday Afternoon, Feb. 9, 2005

Presiding Officer:

In Austin: **Renee C. Lovelace**, The Lovelace Law Firm, P.C. - Dripping Springs, TX

1:45 pm In Austin Only 0.75 hr	<p>Planning for the Beneficiary: Options, Opportunities & Constraints</p> <p>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.</p> <p>Renee C. Lovelace, The Lovelace Law Firm, P.C. - Dripping Springs, TX</p>
2:30 pm In Austin Only 0.75 hr	<p>Administration: The SNT Distribution Plan</p> <p>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.</p> <p>Patricia F. Sitchler, Schoenbaum, Curphy & Scanlan, PC - San Antonio, TX Nancy Sosa, Encore Trust - Austin, TX</p>
3:30 pm In Austin Only 0.75 hr	<p>Taxes</p> <p>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.</p> <p>Mary T. Schmitt Smith, Beier Howlett, PC - Bloomfield Hills, MI</p>
4:15 pm In Austin Only 0.50 hr	<p>Housing</p> <p>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.</p> <p>Molly Dear Abshire, Wright Abshire, Attorneys - Bellaire, TX</p>
4:45 pm In Austin Only 0.75 hr	<p>Everything That Can Go Wrong with SNTs and How to Fix It</p> <p>Everything from soup to nuts on how to fix broken SNTs.</p> <p>Ronald R. Cresswell Esq., Locke Liddell & Sapp LLP - Dallas, TX</p>