Pooled Trusts

A Creative Solution for Thorny Problems

The Arc Texas

The Arc of Texas MASTER POOLED trust

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Keep Calm and use a Pooled Trust!



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What is a Pooled Trust?

- Pooled Trusts- 42 USC 1396p(d)(4)(C)
  - Beneficiaries are individuals who are disabled as defined in the Social Security Act 1614(a)(3)
  - Established and Managed by a Non-Profit
  - Sub-Account: Separate accounts for each beneficiary but the funds may be pooled for investment purposes

What is a Pooled Trust?

- Pooled Trusts- 42 USC 1396p(d)(4)(C)
  - Sole Benefit: Established solely for the benefit of individuals who are disabled by the parent, grandparent, or legal guardian of such individuals, by such individuals, or by a court
  - Medicaid Payback: Remaining funds upon the death of the beneficiary that are not retained by the trust, must be used to repay the State

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Pooled Trust Options

- First Party or Self-settled
  - The Arc MPT Trust II and IV
- Third Party
  - The Arc MPT Trust I and II



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Pooled Trusts in Texas

- https://www.specialneedsalliance.org/pooled-trust-directory/#texas
  - The Arc of Texas Master Pooled Trust
  - Commonwealth Community Trust
  - National Foundation for Special Needs Integrity
- Not included but pooled trusts that serve Texans
  - Legacy Enhancement
  - The Center for Special Needs Trust Administration

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Title search: Pooled Trusts: A Creative Solution for Thorny Problems

Also available as part of the eCourse
Answer Bar: Considering a Special Needs Trust

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