

# Paying Post-Death Claims, Debts & Expenses from a First Party SNT

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## A Sad But Common Story

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### ***The Beneficiary . . . .***

*Severely Disabled Child*

*Injured Due to Negligence of Another*

*Receives Large Personal Injury Settlement*

*Settlement Placed in a First Party SNT*

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### **The Beneficiary . . . .**

*Child Receives Medicaid Benefits*

*Mom Cannot Work, Cares for child 24-7*

*Additional Caregivers Paid Through Waiver Program*

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### **The Trust . . .**

*First Party SNT, with Medicaid Payback*

*Owens the Home Where Mom & Child Live*

*Mom Declines to Be Paid for Caregiving*

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### ***The Child Dies . . .***

*Medicaid Reimbursement Exceeds Assets in the Trust*

*\$500,000 Left in the Trust*

*Medicaid Claim Exceeds \$1M*

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### ***Post-Death Requests by Mom . . .***

*Can the Trust Pay for My Child's Funeral?*

*Can I Be Paid for All of My Caregiving Now?*

*Can I At Least Keep the House?*

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## Title search: Paying Post-Death Claims, Debts & Expenses from a First Party SNT

Also available as part of the eCourse

[2019 Special Needs Trusts eConference](#)

First appeared as part of the conference materials for the  
15<sup>th</sup> Annual Changes and Trends Affecting Special Needs Trusts session  
"Outstanding Debts vs. Medicaid Payback: Does Death Kill the Debt?"