

Index

ANATOMICAL GIFTS

- Living donor, sample form, **4.8**
- Next of kin or other authorized person, sample form, **4.9**
- Uniform Anatomical Gift Act, introduction, **4.7**
- Wills, sample clause for, **4.10**

ANIMALS

- Trusts for the care of, **13.41**

ATTORNEY-CLIENT RELATIONSHIP

- Marital deduction type decisions, portability, **6.26**

BEQUESTS

- Decisions as to marital bequests, portability, **6.26**

CHILDREN AND MINORS

- After born children, wills, **11.42**
- Conservatorship for property, **15.3**
- Guardianship for person, **15.3**

CONFIDENTIAL INFORMATION

- Health care proxy, **4.6.50**

CONSISTENT BASIS RULES

- Estate tax, **6.31**

CORPORATE TRANSPARENCY ACT

- Estate planning, **23.38**

DIGITAL ASSETS

- Wills, sample clause, **11.45.50**

ESTATE PLANNING

- Corporate Transparency Act, **23.38**
- Setting Every Community Up for Retirement and Enhancement Act of 2019 (the SECURE Act), **25.12**

ESTATE TAX

- Consistent basis rules, **6.31**

ESTATE TAX—Cont'd

- Federal estate tax, determination of, **6.1**
- Income tax basis, relationship of federal estate tax, **6.9**
- Interest rate applied to amount of deferred tax for closely held business, **6.30**
- Transfer taxes, nature of, **5.1**

EXEMPTIONS AND EXCLUSIONS

- Generation skipping tax, **8.2**

GENERATION SKIPPING TAX

- Generally, **8.1**
- Allocating GST exemption, **8.2**

GIFT TAX

- Defining taxable gift, **7.1**
- Marital deduction, Noncitizen spouse, gifts to, **7.10**
- Noncitizen spouse, gifts to, **7.10**
- Transfer taxes, nature of, **5.1**

HEALTH CARE PROXY

- Anatomical gift
 - living donor, sample form, **4.8**
 - next of kin or other authorized person, form, **4.9**
 - wills, sample clause, **4.10**
- Confidential information, **4.6.50**
- Disputes, **4.6.50**
- Forms and guidelines for disputes, **4.6.50**
- Introduction, **4.7**

IN TERROREM NO CONTEST CLAUSES

- Wills, **11.46.50**

IRREVOCABLE TRUSTS

- Decanting of assets to trust with different terms, **13.42**

MASSACHUSETTS UNIFORM TRUST CODE

- Generally, **13.0.10-13.0.60**
- Definitions, **13.0.20**
- Duty to inform beneficiaries, **13.0.40**
- Introductory provisions, **13.0.30**
- Qualified beneficiaries, **13.0.40**
- Revocable trusts, presumption, **13.0.60**
- Spendthrift provisions, **13.0.50**

NEGATIVE WILLS

- Wills, **11.51**

NO CONTEST CLAUSES

- Wills, **11.46.50**

NONCITIZEN SPOUSES

- Federal gifts tax, **7.10**

POUR OVER WILLS

- Sample pour-over will for, Children, **16.3**
- Taxable estates, revocable management trust (RMT), Agreement (RMT) for married person with children, **17.10**

RETIREMENT AND PENSIONS

- Charities, beneficiary designation, **25.10**
- Setting Every Community Up for Retirement and Enhancement Act of 2019 (the SECURE Act), **25.12**

SETTING EVERY COMMUNITY UP FOR RETIREMENT AND ENHANCEMENT ACT OF 2019 (THE SECURE ACT)

- Generally, **25.12**

SPENDTHRIFT PROVISIONS

- Massachusetts Uniform Trust Code, **13.0.50**

SPRINKLING TRUSTS

- Descendants, defined, **15.8**

SPRINKLING TRUSTS—Cont'd

- Issue, defined, **15.8**

TAX RETURNS

- Estate tax return, Federal, **6.30**
- Marital deduction, portability, **6.26**
- Tax savings, powers of trustee, **13.23.20**

TRUSTS AND TRUSTEES

- Animals, trusts for the care of, **13.41**
- Decanting of trust, **13.42**
- Direction, powers of trustee, **13.23.10**
- Discretionary powers, powers of trustee, **13.23.20**
- Irrevocable trust, transfer of assets to trust with different terms, **13.42**
- Massachusetts Uniform Trust Code, **13.0.10-13.0.60**
- Powers of trustee, **13.23.10, 13.23.20**
- Property, Living trust agreements, revocable management trust, **17.10**
- Tax savings, powers of trustee, **13.23.20**

UNIFORM ANATOMICAL GIFT ACT

- Introduction, **4.7**

UNIFORM TRANSFERS TO MINORS ACT (UTMA)

- Versatility and usefulness, **19.1**

WILLS

- After born children, wills, **11.42**
- Bodily remains, direction regarding, **11.49**
- Children and minors, conservatorship and guardianship, **15.3**
- Digital assets, sample clause, **11.45.50**
- Negative wills, **11.51**
- No contest clauses, in terrorem, **11.46.50**
- Unsupervised administration, **11.50**