

# Index

## **ABUSE**

- Generally, §§ 12:1 to 12:12
- Caregiver, §§ 12:15 to 12:18
- Difficulties uncovering, § 12:7
- Elder Justice Act, § 12:11
- Evaluation of possible, § 12:6
- Nursing homes, § 12:16
- Pension and deposit abuses, § 12:49
- Physical evidence, § 12:8
- Residential facilities, § 12:16
- Resident-on-resident abuse, § 12:17
- Responsibility of lawyers, § 12:2
  - Federal Senior Safe Act, § 12:4
  - North American Securities Administrators, § 12:3
  - SEC Financial Exploitation of Specified Adults Rule, § 12:5
- Suspected, § 12:10
- Undue influence, § 12:12

## **ADMISSIONS**

- Nursing homes, §§ 11:35 to 11:40

## **ADOPTION**

- Intestate estates, § 5:11

## **ADULT DAY CARE**

- Independent living, § 11:17
- Long-term care, § 10:2

## **ADVANCE DIRECTIVES**

- Generally, §§ 3:14 to 3:28
- Client interview, § 2:28
- Dementia-specific, § 3:28
- Funerals, §§ 3:30 to 3:33
- Living Wills** (this index)

## **AFFIDAVITS**

- Estate administration, § 6:68
- Medicaid estate recovery transfers, § 9:43

## **AFFINITY FRAUD**

- Online, § 12:33

## **AGENCIES**

- Aging, § App E
- Federal, § App C

**AGENCIES—Cont'd**

State, § **App D**

**AGENTS**

Powers of attorney, §§ **3:4; 3:13**

**AGE-RESTRICTIONS**

Housing, § **11:9**

**AGING**

Help for older people and adults with disabilities, § **App E**

**AGREEMENTS**

Written attorney fee, § **1:28**

**ALIENS**

Social Security, § **7:4**

**ALS DISEASE**

Medicare Part A eligibility, under age 65, § **8:11**

**ALTERNATE DISPUTE RESOLUTION**

Collaboration with mediators, § **1:10**

**AMENDMENTS**

Powers of attorney, § **3:12**

**ANNUAL ACCOUNT**

Guardian of estate, § **4:24**

**ANNUITIES**

Generally, § **12:44**

Asset inventory, § **2:17**

Investment schemes, § **12:44**

**APARTMENTS**

Assisted living facilities, § **11:24**

**APPEALS AND HEARINGS**

Conservatorships, § **4:33**

**Estate administration** (this index)

Fair hearings. **Medicaid** (this index)

Final accounts, notice of, §§ **6:40; 6:41**

**Guardians and Guardianship** (this index)

Medicaid fair hearing decisions, § **9:58**

**Medicare Part A** (this index)

Medicare Part B, § **8:63**

Medicare Part C, § **8:76**

Post-hearing issues, § **4:45**

Protective placements, §§ **4:40; 4:44**

Supplemental Security Income, § **7:39**

Temporary guardianships, § **4:18**

## INDEX

### APPLICATIONS

- Medicaid, § 9:47
- Supplemental Security Income, § 7:25

### ARMED SERVICES

- Estate administration, attorney for person in, § 6:14

### ASSET INVENTORY

- Generally, §§ 2:10 to 2:19
- Annuities, § 2:17
- Bank accounts, § 2:12
- Bonds, § 2:14
- Business interests, § 2:19
- Life insurance, § 2:15
- Personal property, § 2:11
- Real property, § 2:13
- Retirement benefits, § 2:16
- Safe deposit box, § 2:18
- Stocks, § 2:14

### ASSETS

- Medicaid eligibility, § 9:24
- Supplemental Security Insurance, §§ 7:27 to 7:30

### ASSISTED LIVING FACILITIES

- Generally, §§ 11:20 to 11:26
- Apartment complexes, § 11:24
- Board and care homes, § 11:21
- Community-based, § 11:23
- Long-term care, § 10:4
- Memory care units, § 11:26
- Veterans homes, § 11:25

### ATTESTATION

- Wills, § 5:51

### ATTORNEY FEES

- Client interview, § 2:30
- Fee structures
  - generally, §§ 1:13; 1:27
  - trust accounts, § 1:29
  - written agreements, § 1:28

### ATTORNEY-CLIENT RELATIONSHIP

- Generally, §§ 1:1 to 1:35; 2:1 to 2:38
- Abuse, responsibility of lawyers
  - Federal Senior Safe Act, § 12:4
  - North American Securities Administrators, § 12:3
  - SEC Financial Exploitation of Specified Adults Rule, § 12:5
- Client interview
  - generally, § 2:2

**ATTORNEY-CLIENT RELATIONSHIP—Cont'd**

Client interview—Cont'd

trusts, § 2:29

Client questionnaires

generally, §§ 2:1 to 2:38

documents, § 2:6

financial information, § 2:7

liabilities, § 2:9

personal information, § 2:4

transfers, § 2:8

Cognitive impairment, considerations when representing clients with, § 1:35

Communication among family, § 2:26

Confidentiality, § 12:9

Developing positive relationship, § 2:24

Documents, § 2:6

Engagement letter

generally, § 2:30

estate administration, § 6:9

Fees. **Attorney Fees** (this index)

Follow up meeting, § 2:32

Health insurance, § 2:5

Intake memorandum, § 2:2

Interview

generally, §§ 2:20 to 2:32

advance directives, § 2:28

note taking, § 2:23

persons present, § 2:25

prior transfers, § 2:27

wills, § 2:29

Letter, post-interview, § 2:31

Mental capacity, § 2:21

Note taking, § 2:23

Objectives of client, § 2:22

**ATTORNEYS**

**Attorney-Client Relationship** (this index)

Elder law practice, generally, § 1:11

**Ethics** (this index)

Fees. **Attorney Fees** (this index)

Interviews, § 1:12

Marketing, § 1:14

Rules of professional conduct, § 1:15

**AUTOMOBILES**

Estates, § 6:69

**AUXILIARY SERVICES**

Generally, § 1:30

## INDEX

### **BANK ACCOUNTS**

Asset inventory, § 2:12

### **BANK FRAUD**

Prime bank schemes, § 12:35

### **BEDHOLDS**

Nursing homes, § 11:38

### **BENEFICIARIES**

Contingent, § 5:33

Wills, § 5:16

### **BLINDNESS**

Medicaid, § 9:8

SSDI benefits, § 7:20

### **BOARD AND CARE HOMES**

Assisted living facilities, § 11:21

### **BONDS**

Asset inventory, § 2:14

### **BURIALS**

**Funerals** (this index)

Insurance, frauds, scams and schemes, § 12:53

### **BUSINESS INTERESTS**

Asset inventory, § 2:19

### **CAPACITY OF CLIENT**

Generally, §§ 1:31 to 1:35

Assessing, § 1:34

Client interview, mental capacity, § 2:21

Cognitive impairment, understanding, § 1:33

Considerations when representing clients, § 1:35

Dementia, advance directive, § 3:28

**Incompetent Persons** (this index)

Legal standards, § 1:32

### **CAREGIVERS AND CAREGIVING**

Abuse by, §§ 12:15 to 12:18

**Child Custody and Caregiving** (this index)

Medicaid supplements, § 9:10

### **CARETAKER SUPPLEMENT**

Medicaid, § 9:10

### **CERTIFICATES OF DEPOSIT**

Equity indexed, § 12:30

### **CHARITIES**

Bequests to, § 5:25

Fraud, § 12:61

**CHILD CUSTODY AND CAREGIVING**

Generally, §§ 13:1 to 13:17

**Adoption** (this index)

Custody of grandchildren, § 13:12

Family care

generally, § 13:4

application, § 13:6

eligibility requirements, § 13:5

Foster care, § 13:7

**Guardians and Guardianship** (this index)

Informal arrangements, § 13:3

Kinship care. Family care, above

Relatives. Family care, above

**CHILDREN AND MINORS**

Custody. **Child Custody and Caregiving** (this index)

Estate distributions, § 6:44

Grandparent rights. **Grandchildren and Grandparent** (this index)

Omitted, will clauses, § 5:34

Social Security, § 7:8

**CHURNING**

Investor traps, § 12:27

**CIVIL RIGHTS**

Medicaid, § 9:59

**CLAIMS ON ESTATES**

Contesting, § 6:34

Contingent claims, § 6:29

Creditors, rights of, § 6:27

Form of, § 6:28

Insufficient assets, § 6:31

Judgments, § 6:32

Limitations on filing, § 6:25

Medicaid, § 9:42

Not yet due, § 6:29

Notices, § 6:26

Payment of debts not filed as, § 6:33

Secured debts, § 6:30

Time limitations on filing, §§ 6:25; 6:26

Verification, § 6:28

**CODICILS**

Wills, § 5:42

**COGNITIVE IMPAIRMENT**

Capacity of client, § 1:33

**COHOUSING**

Independent living, § 11:19

## INDEX

### **COINSURANCE**

- Medicare Part A requirements, §§ 8:36; 8:37
- Medicare Part B, § 8:61

### **COMMUNITY OPTIONS PROGRAM**

- Independent living, § 11:18
- Long-term care, § 10:16

### **COMMUNITY-BASED SERVICES**

- Medicaid, § 9:7

### **COMPANIONS**

- Nursing homes, § 11:41

### **COMPLAINTS**

- Caregiver abuse, § 12:18
- Medicaid, § 9:59

### **CONDOMINIUMS**

- Independent living, § 11:10

### **CONFIDENTIALITY**

- Conflicts of interest, § 1:26

### **CONFLICTS OF INTEREST**

- Generally, §§ 1:20 to 1:26
- Children, § 1:21
- Confidentiality, § 1:26
- Disabilities, clients with, § 1:25
- Gifts from client, § 1:23
- Heirs, demands from, § 1:24
- Spouses, § 1:22

### **CONSERVATORS AND CONSERVATORSHIPS**

- Generally, §§ 4:30 to 4:36
- Documents, § 4:32
- Hearings, § 4:33
- Information requirements, § 4:31
- Petitioners, § 4:31
- Powers, § 4:34
- Procedures, § 4:33
- Standby, § 4:35
- Termination, § 4:36

### **CONTINGENT BENEFICIARIES**

- Will clauses, § 5:33

### **CONTINGENT CLAIMS**

- Estates, § 6:29

### **CONTINUING CARE RETIREMENT COMMUNITIES**

- Generally, § 11:27
- Entrance fees, § 11:28

**CONTINUING CARE RETIREMENT COMMUNITIES—Cont'd**

- Financial security, § 11:30
- Medicaid, § 11:28
- Models of contracts, § 11:29

**CONVERSION**

- Finances, § 12:22

**CORONAVIRUS**

- COVID-19 Pandemic** (this index)

**COURTS**

- Supervision of testamentary trusts, § 5:71

**COVID-19 PANDEMIC**

- Regulatory responses to, nursing homes, § 11:43
- Scams, § 12:75

**CREATION**

- Trusts, §§ 5:47; 5:48

**CREDIT SHELTERS**

- Trusts, § 5:54

**CUSTODY**

- Child Custody and Caregiving** (this index)

**DAY CARE**

- Adult Day Care** (this index)

**DEBTS**

- Claims on Estates** (this index)
- Will clauses, § 5:21

**DECLARATION TO HEALTH CARE PROVIDER**

- Consequences of, § 3:18
- Execution, § 3:19
- Notice, § 3:20
- Revocation, § 3:21
- Statutory form, § 3:16

**DEDUCTIBLES**

- Medicare, premiums 2025, § 8:60
- Medicare Part A, §§ 8:36; 8:37
- Medicare Part B, § 8:61
- Premiums and deductibles for, § 8:7

**DEMENTIA**

- Advance directive, § 3:28

**DIAGNOSTIC RELATED GROUPS**

- Medicare Part A, § 8:21

**DIGITAL PROPERTY**

- Estate planning, § 5:2



## INDEX

### **DISABILITY BENEFITS**

Medicaid, § 9:8

Medicare Part A, persons under 65, §§ 8:10; 8:11; 8:14; 8:16

**Social Security** (this index)

### **DISABLED PERSONS**

Clients, § 1:25

### **DISCHARGE**

Nursing homes, § 11:40

### **DISCLOSURE**

Deficient, § 12:28

### **DISCRIMINATION**

Generally, § 12:13

Nursing homes, § 11:34

### **DISEASE AID PROGRAMS**

Medicaid, § 9:23

### **DISINHERITANCE**

Will clauses, § 5:31

### **DISPOSITION**

**Funerals** (this index)

### **DIVESTMENT**

Medicaid eligibility, § 9:36

### **DIVORCE**

Grandparent visitation rights, § 13:21

Spousal Social Security benefits, § 7:7

### **DOCUMENTS**

Generally, §§ 2:33 to 2:38

Checklists, § 2:34

Client questionnaires, § 2:6

Closing letter, § 2:38

Conservatorships, § 4:32

Execution, § 2:36

Finalization, § 2:36

Protective placements, §§ 4:39; 4:43

Review before execution, § 2:36

Storage, § 2:37

### **DOMESTIC TRUSTS**

Qualified, § 5:60

### **DO-NOT-RESUSCITATE ORDERS**

Generally, § 3:26

Revocation, § 3:27

**DUE PROCESS**

SSI, §§ 7:38 to 7:40

**DURABLE POWERS OF ATTORNEY**

Generally, § 3:8

**ELDER JUSTICE ACT**

Generally, § 12:11

**ELDER LAW PRACTICE**

Generally, §§ 1:1 to 1:35

**EMPLOYMENT**

SSDI, § 7:19

**END STATE RENAL DISEASE**

Medicare Part A eligibility, under age 65, §§ 8:11; 8:16

**ENERGY**

Scams, § 12:29

**ENGAGEMENT LETTER**

Client interview, § 2:30

Estate administration, § 6:9

**EQUITABLE VISITATION**

Grandparent rights, § 13:23

**ESTATE ADMINISTRATION**

Generally, §§ 6:1 to 6:72

Appeals and hearings

generally, § 6:16

notice of hearing, § 6:17

petition, hearing on, § 6:19

waiver, hearing on, § 6:18

Claims. **Claims on Estates** (this index)

Critical dates, § 6:11

Distributions

after final judgment, § 6:43

before final judgment, § 6:42

minors and incompetent persons, § 6:44

Documents, informal administration, § 6:49

Family rights, §§ 6:35; 6:36

Filing of will, § 6:5

**Final Accounts** (this index)

Formal administration

generally, §§ 6:13 to 6:47

conversion to informal administration, § 6:47

petition for, § 6:15

Forms

official, § 6:12

open informal administration, § 6:50

## INDEX

### ESTATE ADMINISTRATION—Cont'd

- Guardians ad litem, § 6:13
- Informal administration, §§ 6:48 to 6:59
- Initial conference, § 6:3
- Inventory filing requirements, § 6:24
- Jurisdiction, § 6:4
- Military service, appointment of attorney for person in, § 6:14
- Motor vehicle transfers, § 6:69
- Personal representative
  - discharge of, §§ 6:45; 6:46
  - powers and duties, § 6:21
  - selection, § 6:20
  - trustee of testamentary trust, § 6:23
- Petition
  - formal administration, for, § 6:15
  - hearing on petition, § 6:19
- Procedures, § 6:2
- Schedule of, § 6:11
- Settlement. **Summary Settlement** (this index)
- Special administration
  - generally, § 6:70
  - powers and duties, § 6:71
  - termination, § 6:72
- Summary assignment. **Summary Assignment** (this index)
- Summary settlement. **Summary Settlement** (this index)
- Transfer by affidavit, § 6:68

### ESTATE TAXES

- Minimization, will clauses, § 5:35
- Tax returns, § 6:10
- Trusts, § 5:52

### ESTATES

- Administration. **Estate Administration** (this index)
- Estate Taxes** (this index)
- Intestate. **Intestate Estates** (this index)
- Medicaid** (this index)
- Planning, §§ 5:1 to 5:75
- SECURE Act, § 5:3
- Trusts** (this index)
- Wills** (this index)

### ETHICS

- Generally, §§ 1:15 to 1:29
- Communications, § 1:18
- Conflicts of interest** (this index)
- Peacemaking, § 1:19
- Protection of elderly client, § 1:16
- Rules of professional conduct, § 1:15

**ETHICS—Cont’d**

Scope of representation, § 1:17

**EVIDENCE**

Abuse, physical evidence of, § 12:8

**EXECUTION**

Wills, § 5:38

**FAIR HEARINGS**

Medicaid (this index)

**FAMILY**

Child Custody and Caregiving (this index)

Communication among members, § 2:26

Finances, protection from, § 12:25

Long-term care by, § 10:5

Rights of, estate administration, §§ 6:35; 6:36

**FEES**

Attorney Fees (this index)

**FINAL ACCOUNTS**

Generally, § 6:37

Hearing, notice of, §§ 6:40; 6:41

Judgment, contents of final, § 6:39

Petition for approval, § 6:38

**FINANCES**

Generally, §§ 12:19 to 12:54

Annuities, § 12:44

Burial insurance, § 12:53

Certificates of deposit, equity indexed, § 12:30

Charity fraud, § 12:61

Churning, § 12:27

Client questionnaires, § 2:7

Conversion, § 12:22

Counselors, collaboration with, § 1:9

Deficient disclosure, § 12:28

Energy scams, § 12:29

Frauds, Scams and Schemes (this index)

Funerals, § 12:59

Gifting, § 12:24

Home improvement, § 12:62

Identity theft, § 12:34

Insurance, life, § 12:63

Internet schemes, §§ 12:33; 12:55

Investor traps, §§ 12:26 to 12:44

Leaseback contracts, § 12:41

Life insurance, §§ 12:52; 12:63

Mail fraud, § 12:56

## INDEX

### **FINANCES—Cont'd**

- Medicare scams, § 12:58
- Misrepresentation, § 12:23
- Oil and gas investment fraud, § 12:32
- Online affinity fraud, § 12:33
- Pension plans, self-directed, § 12:42
- Personal information scams, § 12:34
- Prime bank schemes, § 12:35
- Private securities offerings, § 12:36
- Prize fraud, § 12:60
- Promissory notes, § 12:37
- Pump and dump schemes, § 12:38
- Recovery rooms, § 12:40
- Relatives, protection from, § 12:25
- Sale and leaseback contracts, § 12:41
- Scams, energy, § 12:29
- Seminars, investment, § 12:31
- Statutory protection, § 12:20
- Sweepstakes fraud, § 12:60
- Telephone calls, fraudulently charged, § 12:57
- Theft, § 12:22
- Time-shares, § 12:54
- Undue influence, § 12:21
- Unsuitable sales, § 12:43

### **FISCAL INTERMEDIARIES**

- Medicare Part A, §§ 8:23; 8:48

### **FOODSHARE**

- Medicaid, § 9:9

### **FORMS**

- Generally, § App A
- Estate administration, § 6:12
- Guardianship proceedings, § 4:4
- Temporary guardianships, § 4:17

### **FOSTER CARE**

- Child custody and caregiving, § 13:7

### **FRAUDS, SCAMS AND SCHEMES**

- Annuities, § 12:44
- Bank schemes, § 12:35
- Burial insurance, § 12:53
- Cash for pensions, § 12:65
- Certificates of deposits, equity indexed, § 12:30
- Charity fraud, § 12:61
- Churning, § 12:27
- COVID-19 scams, § 12:75
- Deficient disclosure, § 12:28

**FRAUDS, SCAMS AND SCHEMES—Cont'd**

- Energy scams, § 12:29
- Finances, § 12:23
- Funerals, § 12:59
- Get-rich pitches, § 12:69
- Grandparent calls, § 12:68
- Home improvement, § 12:62
- Identity theft, § 12:66
- Insurance
  - generally, § 12:51
  - burial insurance, § 12:53
  - life insurance, § 12:52
- Internet scams, § 12:55
- Investment seminars, § 12:31
- Life insurance, § 12:52
- Mail diversion, § 12:73
- Mail fraud, § 12:56
- Malware, § 12:70
- Medicare scams, §§ 12:58; 12:77
- Oil and gas investment fraud, § 12:32
- Online affinity fraud, § 12:33
- Pension and deposit abuses, § 12:49
- Pension plans, self-directed, § 12:42
- Personal information scams, § 12:34
- Predatory marriages, § 12:74
- Privacy online, § 12:71
- Private security offerings, § 12:36
- Prize fraud, § 12:60
- Pump and dump schemes, § 12:38
- Ransomware, § 12:70
- Real estate investment, § 12:39
- Recovery rooms, § 12:40
- Reverse mortgages
  - generally, § 12:45
  - complaints, § 12:47
  - considerations, § 12:48
  - types of, § 12:46
- Sale and leaseback contracts, § 12:41
- Sales, unsuitable, § 12:43
- Senior safety risks, § 12:50
- Silent call, § 12:67
- Social Security, § 12:64
- Sweepstakes fraud, § 12:60
- Tax scams, § 12:72
- Telephone fraud, § 12:57
- Time-shares, § 12:54

## INDEX

### **FUNERALS**

- Generally, §§ 3:29 to 3:37
- Advance directives, §§ 3:30 to 3:33
- Decisions, absence of advance directives, § 3:34
- Exceptions to control, § 3:36
- Expenses, will clauses, § 5:21
- Financial scams, § 12:59
- Formal requisites, § 3:31
- Funeral directors, liability, § 3:37
- Liability, § 3:37
- Representatives, § 3:32
- Revocation, advance directives, § 3:33

### **GAS**

- Investment frauds, § 12:32

### **GERIATRIC CARE MANAGERS**

- Collaboration with, § 1:8

### **GERONTOLOGISTS**

- Collaboration with, § 1:6

### **GIFTS**

- From clients, § 1:23
- Financial decisions, § 12:24

### **GOVERNMENT AGENCIES**

- Generally, §§ App C; App D

### **GRANDCHILDREN AND GRANDPARENTS**

- Generally, §§ 13:1 to 13:24
- Adoption
  - generally, §§ 13:13 to 13:17
  - assistance, § 13:17
  - grandparent visitation rights, § 13:24
  - grandparents, by
    - with parental consent, § 13:14
    - without parental consent, § 13:15
  - non-grandparents, § 13:16
  - others, by, § 13:16
    - with parental consent, § 13:14
    - without parental consent, § 13:15
- Caregiving
  - eligibility, kinship care, § 13:5
  - informal arrangements, § 13:3
  - kinship care, §§ 13:4 to 13:6
- Frauds, scams and schemes, grandparent calls, § 12:68
- Social Security, § 7:9
- Visitation
  - generally, §§ 13:18 to 13:24

**GRANDCHILDREN AND GRANDPARENTS—Cont'd**

Visitation—Cont'd

- adoption by others, § 13:24
- death of parent, § 13:22
- dissolution of parents' marriage, § 13:20
- equitable visitation, § 13:23
- independent actions, § 13:21
- Wisconsin statutes, § 13:19

**GUARDIAN AD LITEM**

- Estate administration, § 6:13
- Incompetent person, § 4:8

**GUARDIANS AND GUARDIANSHIP**

- Generally, §§ 4:1 to 4:29
- Alternatives to guardianship, § 4:6
- Appointment of guardian, § 5:30
- Children. Grandchildren, below
- Definitions, § 4:2
- Estate, duties and authority of guardian of
  - generally, § 4:23
  - annual account, § 4:25
  - inventory, § 4:24
  - management of estate, § 4:26
  - termination, § 4:27
- Foreign (out-of-state) guardianships, transfer
  - generally, § 4:20
  - failure of jurisdiction, § 4:22
  - procedure, § 4:21
- Forms for proceedings, § 4:4
- Grandchildren
  - generally, § 13:8
  - estate, guardian of the, § 13:10
  - person, guardian of the, § 13:9
  - selection of guardian, § 13:11
- Guardian ad litem, § 4:8
- Hearings
  - incompetent persons, appointment of guardian, § 4:13
  - temporary guardian, § 4:18
- Incompetent persons
  - generally, § 4:5
  - alternatives to guardianship, § 4:6
  - competency evaluation, § 4:10
  - guardian ad litem, § 4:8
  - hearing on appointment of guardian, § 4:13
  - information from client, § 4:7
  - notice of hearing, § 4:9
  - post-hearing issues, § 4:14
  - preparation for hearing, §§ 4:11; 4:12



## INDEX

### **GUARDIANS AND GUARDIANSHIP—Cont'd**

- Jurisdiction, § 4:3
- Person, duties and authority of guardian of, § 4:28
- Replacement of guardian, § 4:29
- Spendthrifts, § 4:15
- Temporary
  - generally, § 4:16
  - forms, § 4:17
  - hearings, § 4:18
  - post-hearing matters, § 4:19
- Termination
  - generally, § 4:29
  - guardian of estate, § 4:27

### **HEALTH CARE**

- Home based, independent living, § 11:16
- Powers of attorney, §§ 3:22 to 3:25

### **HEALTH INSURANCE**

- Client questionnaires, § 2:5

### **HEARINGS**

- Appeals and Hearings** (this index)

### **HEIRS**

- Demands from, § 1:24
- Intestate estates, §§ 5:6; 5:7
- Posthumous, § 5:10

### **HOME HEALTH CARE**

- Long term care insurance, § 10:22
- Long-term care, § 10:7
- Medicaid, § 9:7
- Medicare Part A, §§ 8:31 to 8:35
- Part-time, § 8:35

### **HOME IMPROVEMENT**

- Finances, § 12:62
- Loans, § 11:14

### **HOSPICES**

- Generally, § 11:45
- Long-term care, § 10:8
- Medicare Part A** (this index)

### **HOSPITALS**

- Long term care, alternative level of care, § 10:3

### **HOUSING**

- Generally, §§ 11:1 to 11:45
- Age-restricted, § 11:9
- Assisted Living Facilities** (this index)

**HOUSING—Cont'd**

- Care options, §§ 11:3 to 11:6
- Condominiums, § 11:10
- Continuing care retirement communities, §§ 11:27; 11:28
- Decision making, §§ 11:3 to 11:6
- Hospices, § 11:45
- Independent Living**
- Least restrictive setting, § 11:2
- Moving, planning, § 11:6
- Nursing Homes** (this index)

**IDENTITY THEFT**

- Frauds, scams and schemes, § 12:66
- Personal information scams, § 12:34

**INCLUDE, RESPECT, I SELF-DIRECT (IRIS) PROGRAM**

- Long-term care services, § 10:11

**INCOME**

- Medicaid eligibility, §§ 9:27 to 9:30; 9:34; 9:35
- Social Security requirements, § 7:3

**INCOME TAXES**

- Independent living, § 11:15
- Long-term care insurance deductions, § 10:27

**INCOMPETENT PERSONS**

- Estate distributions, § 6:44
- Guardians and Guardianship** (this index)
- Protective placement** (this index)

**INDEPENDENT LIVING**

- Generally, §§ 11:7 to 11:19
- Adult day care, § 11:17
- Affordability, § 11:11
- Age-restricted housing, § 11:9
- Cohousing, § 11:19
- Community Options Program, § 11:18
- Condominiums, § 11:10
- Home based, § 11:8
- Home health care, § 11:16
- Home improvement loans, § 11:14
- Income taxes, § 11:15
- Mortgages, § 11:14
- Personal care, § 11:16
- Property taxes, § 11:15
- Subsidized housing, §§ 11:12; 11:13

**INFORMATION REQUIREMENTS**

- Conservators and conservatorships, § 4:31
- Protective placements, § 4:38

## INDEX

### INSURANCE

- Burial, elder protection, § 12:53
- Elder protection, generally, § 12:51
- Life, elder protection, § 12:52
- Life Insurance** (this index)
- Long-Term Care Insurance** (this index)

### INTER VIVOS

- Generally, § 5:44

### INTERNET

- Investment schemes, §§ 12:33; 12:55

### INTERVIEWS

- Elder law practice, § 1:12
- Wills, § 2:29

### INTESTATE ESTATES

- Generally, § 5:4 et seq.
- Adopted persons, § 5:11
- Definition, § 5:5
- Heirs, determining, §§ 5:6; 5:7
- Per stirpes, § 5:9
- Posthumous heirs, § 5:10
- Survivorship requirements, § 5:8

### INVENTORY

- Asset Inventory** (this index)
- Filing requirements, estate administration, § 6:24
- Guardian of estate, § 4:24

### INVESTMENTS

- Finances** (this index)

### IRIS (INCLUDE, RESPECT, I SELF-DIRECT) PROGRAM

- Long-term care services, § 10:11

### IRREVOCABLE TRUSTS

- Generally, § 5:45
- Life insurance trusts, § 5:58
- Taxation, § 5:51

### JURISDICTION

- Estate administration, § 6:4
- Guardianships, §§ 4:3; 4:22
- Venue, § 4:3

### KINSHIP CARE

- Child Custody and Caregiving** (this index)

### LAWYERS

- Attorneys** (this index)

**LEASES**

Sale and leaseback schemes, § 12:41

**LEAST RESTRICTIVE SETTING**

Housing, § 11:2

**LEGAL FEES**

SSI appeals, § 7:40

**LIABILITY**

Client questionnaires, § 2:9

Funeral directors, § 3:37

**LIENS**

Estate recovery, Medicaid, § 9:40

**LIFE INSURANCE**

Asset inventory, § 2:15

Finances, elder protection, §§ 12:52; 12:63

Frauds, scams and schemes, § 12:52

Trusts, § 5:58

**LIFETIME RESERVE DAYS**

Medicare Part A, § 8:39

**LIFETIME TRANSFERS**

Wills, § 5:75

**LIVING TRUSTS**

Generally, § 5:44

Revocable, § 5:53

**LIVING WILLS**

Generally, § 3:15

Nonstatutory form, § 3:17

**LONG-TERM CARE**

Generally, §§ 10:1 to 10:59

Adult day care, § 10:2

Assisted living facilities, § 10:4

Community Options Program, § 10:16

Costs, § 10:12

Family care, § 10:5

Home health care, § 10:7

Home personal care, § 10:6

Hospices, § 10:8

Hospital, alternative level of care in, § 10:3

Insurance. **Long-Term Care Insurance** (this index)

IRIS program, § 10:11

Medicaid, § 10:15

Medicare, § 10:14

Medicare supplement insurance, § 10:17

Military veterans, § 10:18

## INDEX

### **LONG-TERM CARE—Cont'd**

- Nursing homes, § 10:9
- Partnership Program, § 10:10
- Paying for, §§ 10:13 to 10:22
- Wisconsin Partnership Program, § 10:10

### **LONG-TERM CARE INSURANCE**

- Generally, §§ 10:19; 10:23 to 10:58
- Affordability, § 10:30
- Age requirements, § 10:34
- Assets, retention of, § 10:52
- Benefit term, § 10:38
- Buying tips, § 10:56
- Change to another policy, § 10:58
- Claims, § 10:59
- Comparing policies, § 10:55
- Consumer protections, § 10:57
- Consumer tips, § 10:53
- Costs, § 10:29
- Coverage provisions, §§ 10:32 to 10:59
- Death benefits, § 10:44
- Deductible period, § 10:37
- Definitions, § 10:24
- Dollar limits, § 10:35
- Duration, home care benefit, § 10:50
- Exclusions, § 10:40
- Free-look period, § 10:45
- Home care
  - generally, §§ 10:22; 10:47
  - duration, § 10:49
  - freedom of movement, § 10:50
  - policy benefit, § 10:48
- Inflation protection, § 10:36
- Insurability, § 10:28
- Levels of care, § 10:33
- Medicaid planning, § 10:31
- Minimum policy standards, § 10:25
- Nonforfeiture benefit, § 10:43
- Nursing home policies, § 10:21
- Pre-existing conditions, § 10:39
- Private insurance, §§ 10:19 to 10:22
- Renewability, § 10:41
- Selection of policy, §§ 10:51 to 10:58
- Taxation, federally tax-qualified policies, § 10:26
- Third-party notification, § 10:46
- Waiver of premium, § 10:42

**LOU GEHRIG'S DISEASE (ALS)**

Medicare Part A eligibility, under age 65, § 8:11

**MAIL DIVERSION**

Elder protection, § 12:73

**MARITAL DEDUCTION**

Trusts, § 5:55

**MARITAL PROPERTY**

Estate tax minimization. will clauses, § 5:36

Joint revocable trusts to hold, § 5:72

Surviving spouse's elective rights to deferred, § 6:36

**MARKETING**

Attorneys, § 1:14

**MEDIATION**

Collaboration with mediators, § 1:10

**MEDICAID**

Generally, §§ 9:1 to 9:60

Annual reviews, §§ 9:48 to 9:50

Application for, § 9:47

Basic waiver, preparation, § 9:41

Blind persons, § 9:8

Caretaker Supplement, § 9:10

Categorical eligibility requirements, §§ 9:15 to 9:23

Categorically needy, § 9:28

Changes, reporting of, § 9:50

Checklist, § 9:60

Civil rights complaints, § 9:59

Claims against estate, § 9:42

Continuing care retirement communities, § 11:28

Decision making, § 8:2

Disabled persons, § 9:8

Divestment, § 9:36

Elderly, § 9:8

Eligibility

generally, §§ 9:15 to 9:23

disease aid programs, § 9:23

financial, § 9:38

institutionalized persons, § 9:20

medical needs, §§ 9:18 to 9:20

Medicare beneficiaries, §§ 9:21 to 9:23

needy, categorically, § 9:17

nonfinancial, § 9:3

nonfinancial eligibility, § 9:3

noninstitutionalized persons, § 9:19

planning, §§ 9:44 to 9:46

## INDEX

### **MEDICAID—Cont'd**

#### Eligibility—Cont'd

qualified Medicare beneficiaries, §§ 9:21 to 9:23

Social Security Administration, role of, § 9:16

#### Estate recovery

generally, §§ 9:39 to 9:43

claims against estate, § 9:42

liens, § 9:40

transfers by affidavit, § 9:43

Exempt resources, §§ 9:26; 9:33

#### Financial eligibility

generally, §§ 9:24 to 9:30

community residence, §§ 9:24 to 9:30

determination of income, §§ 9:27 to 9:30; 9:34; 9:35

determination of resources, §§ 9:25; 9:26; 9:32; 9:33

income, § 9:34

institutional setting, §§ 9:31 to 9:38

long-term care setting, §§ 9:31 to 9:38

resources, §§ 9:25; 9:26; 9:32 to 9:33

trusts, § 9:35

FoodShare, § 9:9

#### Hearings and appeals

generally, §§ 9:51 to 9:59

civil rights complaints, § 9:59

effects of fair hearing, § 9:56

fair hearing, § 9:55

prehearing conference, § 9:54

rehearings, § 9:57

request for fair hearing, § 9:53

right to hearing, § 9:52

Home and community-based services, § 9:7

Income, §§ 9:27 to 9:30

Institutional long-term care, § 9:6

#### Long-term care

generally, §§ 9:5 to 9:7; 10:15

insurance planning, § 10:31

Medicaid Purchase Plan, § 9:30

Medically needy, § 9:29

Medicare comparison, § 8:3

Nonfinancial eligibility requirements, § 9:3

Penalty period, § 9:37

Programs, generally, §§ 9:4 to 9:10

Qualified Medicare beneficiaries, §§ 9:21 to 9:23

Resource determination, § 9:24

Resource exemptions, § 9:26

Reviews, annual, §§ 9:48 to 9:50

**MEDICAID—Cont'd**

Services

generally, §§ **9:11; 9:12**

non covered, §§ **9:13; 11:41**

out-of-state, § **9:14**

Specified low-income Medicare beneficiaries, §§ **9:21 to 9:23**

Spousal impoverishment, § **9:38**

Statutory background, § **9:2**

Supplemental Security Income, §§ **7:36; 7:37**

Verification, § **9:49**

Waiver, preparation, § **9:41**

**MEDICAL SAVINGS ACCOUNT PLANS**

Medicare Part C, § **8:70**

**MEDICARE**

Generally, §§ **8:1 to 8:89**

Costs 2025, § **8:5**

Funding, § **8:4**

Long-term care, §§ **10:14; 10:17**

Medicaid comparison, § **8:3**

Medicaid eligibility, §§ **9:21 to 9:23**

Medigap. **Medigap** (this index)

Part A. **Medicare Part A** (this index)

Part B. **Medicare Part B** (this index)

Part C. **Medicare Part C** (this index)

Part D. **Medicare Part D** (this index)

Prescription drugs, free or reduced cost assistance, § **8:86**

Scams, § **12:58**

**MEDICARE PART A**

Generally, §§ **8:6 to 8:56**

Amyotrophic lateral sclerosis (ALS) disease, eligibility under age 65, § **8:11**

Appeals

judicial review, § **8:56**

Social Security Appeals Council, § **8:55**

Benefit periods, §§ **8:38 to 8:40**

Coinsurance requirements

generally, §§ **8:36; 8:37**

hospice care, § **8:45**

skilled nursing home care, § **8:37**

Coverage, §§ **8:17 to 8:19**

Deductibles

generally, §§ **8:36; 8:37**

hospice care, § **8:45**

skilled nursing home care, § **8:37**

2025, § **8:7**

Diagnostic related groups, § **8:21**

Disabled under 65, §§ **8:10; 8:11; 8:16**



## INDEX

### **MEDICARE PART A—Cont'd**

#### Eligibility and enrollment

ALS, under age 65, § 8:11

amyotrophic lateral sclerosis (ALS) disease, under age 65, § 8:11

disabled persons under 65, §§ 8:10; 8:11

end state renal disease, under 65, §§ 8:11; 8:16

Lou Gehrig's disease, under age 65, § 8:11

Railroad Retirement benefits, §§ 8:8; 8:9; 8:12; 8:13

renal disease, end state, under 65, §§ 8:11; 8:16

Social Security, §§ 8:9; 8:12; 8:13

Social Security, individuals paid into, § 8:8

End stage renal disease, under 65, §§ 8:11; 8:16

Fiscal intermediaries, § 8:48

Hearings before administrative law judge

generally, § 8:49

government records, § 8:52

medical records, § 8:50

parties, § 8:53

physician contact, § 8:51

procedures, § 8:54

Home health care, §§ 8:31 to 8:35

Hospice care coverage

generally, § 8:41

coinsurance deductibles, § 8:45

conditions for coverage, § 8:42

periods of coverage, § 8:44

services covered, § 8:43

In-patient hospital item coverage, § 8:18

Lifetime reserve days, § 8:39

Medical necessity coverage, § 8:19

Observation status, § 8:20

Outlier days, § 8:22

Peer review organizations, § 8:47

Premiums and deductibles for 2025, § 8:7

Prospective payment system, §§ 8:21 to 8:23

Railroad Retirement benefits and eligibility for Part A, §§ 8:8; 8:9; 8:12; 8:13

Renal disease, end state, eligibility under 65, §§ 8:11; 8:16

Retirement age, over 65, § 8:14

Reviews, §§ 8:46 to 8:48

**Skilled Nursing Facilities** (this index)

Social Security benefit non recipients. eligibility for Part A, §§ 8:9; 8:13

Social Security benefit recipients, eligibility for Part A, §§ 8:8; 8:12

Spell of illness benefits, § 8:40

Uncovered individuals, § 8:15

### **MEDICARE PART B**

Generally, §§ 8:57 to 8:63

Co-insurance, § 8:61

**MEDICARE PART B—Cont'd**

- Coverage, § 8:62
- Covered persons, § 8:58
- Deductibles, § 8:61
- Deductibles, premiums 2025, § 8:60
- Enrollment, §§ 8:58; 8:59
- Premiums, § 8:61
- Premiums and deductibles for 2025, § 8:60
- Reviews, hearings, and appeals, § 8:63
- Voluntary purchasers, § 8:59

**MEDICARE PART C**

- Generally, §§ 8:64 to 8:76
- Enrollment, § 8:65
- Health maintenance organizations (HMOs)
  - generally, § 8:72
  - advantages and disadvantages, §§ 8:73; 8:74
  - cost-basis HMOs, § 8:75
  - review and appeal, § 8:76
  - risk HMOs, § 8:75
- Medical savings account plans, § 8:70
- Private-fee-for-service plans, § 8:71
- Provider-sponsored organizations
  - generally, § 8:66
  - definition, § 8:67
  - waiver of state license, § 8:68
- Religious fraternal benefit societies, § 8:69

**MEDICARE PART D**

- Generally, §§ 8:77 to 8:85
- Costs
  - 2025, § 8:85
- Enrollment, § 8:81
- Excluded drugs, § 8:79
- Medigap policies, § 8:80
- Plans, § 8:78
- Premiums
  - generally, § 8:84
- SeniorCare, § 8:83
- Veterans programs, § 8:82
- Wisconsin SeniorCare, § 8:83

**MEDIGAP**

- Generally, § 8:87
- Knowledge prior to purchasing policy, § 8:89
- Medicare Part D, § 8:80
- Open enrollment, § 8:88

**MENTAL HEALTH PROFESSIONALS**

- Collaboration with, § 1:7

## INDEX

### **MILITARY**

- Estate administration, attorney for person in, § 6:14
- Long-term care, retirees, § 10:18

### **MINORS**

- Children and Minors** (this index)

### **MISREPRESENTATION**

- Finances, § 12:23

### **MORTGAGES**

- Independent living, § 11:14
- Reverse, §§ 12:45 to 12:48

### **MOTOR VEHICLES**

- Estates, § 6:69

### **NEGLECT**

- Abuse** (this index)

### **NORTH AMERICAN SECURITIES ADMINISTRATORS**

- Attorney-client relationship, § 12:3

### **NOTES**

- Promissory, § 12:37

### **NOTICES**

- Declaration to health care provider, § 3:20
- Nursing home admissions, written, § 11:36
- Protective placements, § 4:41

### **NURSES**

- Private duty, § 11:41

### **NURSE'S AIDES**

- Nursing homes, § 11:41

### **NURSING HOMES**

- Generally, §§ 11:31 to 11:44
- Abuse, § 12:16
- Admission agreements, § 11:35
- Admissions, §§ 11:35 to 11:40
- Bedholds, § 11:38
- Companions, § 11:41
- Costs and debt collection, § 11:44
- COVID-19 Pandemic, regulatory responses to, § 11:43
- Discharge, § 11:40
- Discrimination, § 11:34
- Insurance, long-term care, § 10:21
- Long-term care, § 10:9
- Long-term care insurance, § 10:21
- Medicaid, services not covered by, § 11:41
- Nurse's aides, § 11:41

**NURSING HOMES—Cont'd**

- Preadmission screening, § 11:39
- Private duty nurses, § 11:41
- Private rooms, § 11:42
- Regulations, § 11:32
- Resident rights, § 11:37
- Rights, resident, § 11:37
- Rooms, semi-private and private, § 11:42
- Screening, preadmission, § 11:39
- Selection, § 11:33
- Semi-private rooms, § 11:42
- Transfer, § 11:40
- Written notices, § 11:36

**OIL**

- Investment frauds, § 12:32

**OMITTED CHILD**

- Wills, § 5:34

**ONLINE FRAUD**

- Affinity fraud, § 12:33

**ORGANIZATIONS**

- Private, § App B

**OUTLIER DAYS**

- Medicare Part A, § 8:22

**PARENTS**

- Social Security, § 7:6

**PARTNERSHIP PROGRAM**

- Long-term care, § 10:10

**PEACEMAKING**

- Ethics, § 1:19

**PEER REVIEW ORGANIZATIONS**

- Medicare Part A, § 8:47

**PENALTY PERIOD**

- Medicaid eligibility, § 9:37

**PENSION PLANS**

- Abuse, § 12:49
- Cash for pension scam, § 12:65
- Self-directed, § 12:42

**PER STIRPES**

- Intestate estates, § 5:9

**PERFORMANCE REVIEW**

- Agent, power of attorney, § 3:13

## INDEX

### PERSONAL CARE

Home based, long-term care, § 10:6

Independent living, § 11:16

### PERSONAL PROPERTY

Tangible, bequests of, § 5:24

### PERSONAL REPRESENTATIVES

Allowances for expenses and services, § 6:22

Discharge of, §§ 6:45; 6:46

Powers and duties, § 6:21

Selection, § 6:20

Trustee of testamentary trust, § 6:23

Will clauses, § 5:28

### POSTHUMOUS HEIRS

Intestate estates, § 5:10

### POWER OF APPOINTMENT

Trusts, § 5:56

### POWERS OF ATTORNEY

Generally, §§ 3:1 to 3:37

Agents

generally, § 3:4

performance review, § 3:13

Amendments to, § 3:12

Creation of, § 3:10

Durable power of attorney, § 3:8

General power of attorney, § 3:6

Health care

generally, §§ 3:22 to 3:25

consequences, § 3:24

revocation, § 3:25

statutory form, § 3:23

Principal, § 3:3

Revocation of, §§ 3:11; 3:25

Special power of attorney, § 3:7

Specifying powers, § 3:5

Statutory power of attorney, § 3:9

Termination of, § 3:11

### PRESCRIPTION DRUGS

Free or reduced cost assistance, § 8:86

### PRIME BANKS

Schemes, § 12:35

### PRIVACY

Frauds, scams and schemes, privacy online, § 12:71

Violation of rights, § 12:14

**PRIVATE DUTY NURSES**

Nursing homes, § 11:41

**PRIVATE SECURITIES**

Offerings, § 12:36

**PRIZES**

Fraud, § 12:60

**PROBATE**

Estate Administration (this index)

**PROMISSORY NOTES**

Investor traps, § 12:37

**PROPERTY**

Digital, § 5:2

Will clauses, § 5:17

Wills, § 5:13

**PROPERTY TAXES**

Independent living, § 11:15

**PROSPECTIVE PAYMENT SYSTEM**

Medicare Part A, §§ 8:21 to 8:23

**PROTECTIVE PLACEMENTS**

Generally, §§ 4:37 to 4:45

Document requirements, §§ 4:39; 4:43

Hearings, § 4:44

Information requirements, § 4:38

Notices, § 4:41

Post-hearing issues, § 4:45

Prehearing matters, § 4:40

Rights of ward, § 4:42

**PUBLIC HOUSING**

Independent living, § 11:12

**PUMP AND DUMP**

Investor traps, § 12:38

**QTIP**

Generally, § 5:57

**QUALIFIED DOMESTIC TRUSTS**

Generally, § 5:60

**QUALIFIED TERMINABLE INTEREST TRUSTS**

Generally, § 5:57

**RAILROAD RETIREMENT**

Medicare Part A eligibility, §§ 8:8; 8:9; 8:12; 8:13

## INDEX

### **REAL PROPERTY**

- Asset inventory, § 2:13
- Investment schemes, § 12:39
- Taxation, § 11:15
- Will clauses, § 5:26

### **RECOVERY ROOMS**

- Finances, § 12:40

### **RELATIVES**

- Family** (this index)

### **RELIGIOUS BEQUESTS**

- Will clauses, § 5:25

### **RELIGIOUS FRATERNAL BENEFIT SOCIETIES**

- Medicare Part C, § 8:69

### **RENAL DISEASE**

- Medicare Part A eligibility, under age 65, §§ 8:11; 8:14; 8:16

### **REPRESENTATIVE PAYEES**

- Social security, § 7:10

### **REPRESENTATIVES**

- Funerals, § 3:32

### **RESIDENTIAL FACILITIES**

- Abuse, § 12:16

### **RESOURCES**

- Assets** (this index)

### **RETIREMENT BENEFITS**

- Asset inventory, § 2:16

### **REVERSE MORTGAGES**

- Finances, §§ 12:45 to 12:48

### **REVOCABLE TRUSTS**

- Generally, §§ 5:45; 5:62
- After settlor's death, §§ 5:66; 5:67
- Continuation after first death, § 5:73
- Funding, § 5:65
- Joint revocable trusts, §§ 5:72; 5:73
- Living trusts, § 5:53
- Marital property, holding, § 5:72
- Pour over will, § 5:68
- During settlor's lifetime, § 5:63
- Trustees, § 5:64

### **REVOCATION**

- Advance directives, funerals, § 3:33
- Declaration to health care provider, § 3:21

**REVOCATION—Cont'd**

- Do-not-resuscitate orders, § 3:27
- Powers of attorney, § 3:11
- Powers of attorney, health care, § 3:25
- Prior wills, § 5:20
- Wills, § 5:41

**RIGHTS**

- Adult incompetents, § 4:42

**RULES OF PROFESSIONAL CONDUCT**

- Generally, § 1:15

**SAFE DEPOSIT BOXES**

- Asset inventory, § 2:18

**SAFETY**

- Frauds, scams and schemes, senior safety risks, § 12:50

**SARS-COV-2**

- COVID-19 Pandemic** (this index)

**SCAMS**

- Frauds, Scams and Schemes** (this index)

**SCHEMES**

- Frauds, Scams and Schemes** (this index)

**SEC FINANCIAL EXPLOITATION OF SPECIFIED ADULTS RULE**

- Attorney-client relationship, § 12:5

**SECURE ACT**

- Generally, § 5:3

**SECURED DEBTS**

- Estate claims, § 6:30

**SECURITIES**

- Private offerings, § 12:36

**SEMINARS**

- Investments, § 12:31

**SENIORCARE**

- Medicare Part D, § 8:83

**SIMULTANEOUS DEATH**

- Will clauses, § 5:32

**SKILLED NURSING FACILITIES**

- Medicare Part A
  - generally, §§ 8:24 to 8:30
  - coverage limitation, § 8:29
  - custodial care, § 8:26
  - daily basis, § 8:28



## INDEX

### **SKILLED NURSING FACILITIES—Cont'd**

Medicare Part A—Cont'd  
prerequisites to coverage, § 8:30

### **SOCIAL SECURITY**

Generally, §§ 7:1 to 7:10  
Age requirements, § 7:2  
Aliens, § 7:4  
Child, § 7:8  
Disability benefits (SSDI)  
    generally, §§ 7:12 to 7:23  
    blindness, § 7:20  
    burden of proof, § 7:15  
    definition, § 7:14  
    eligibility evaluations, § 7:16  
    insured, § 7:13  
    limitations, §§ 7:17; 7:18  
    Medicare, § 7:22  
    work, trial period, § 7:19  
Divorced spouse, § 7:7  
Eligibility, §§ 7:2 to 7:4  
Estate earnings requirement, § 7:3  
Frauds, scams and schemes, § 12:64  
Grandchild, § 7:9  
Medicare Part A eligibility, §§ 8:8; 8:9; 8:12; 8:13  
Old age benefits  
    overpayments, § 7:12  
Parent, § 7:6  
Representative payees, § 7:10  
Spouse, § 7:5  
SSDI. Disability Benefits (SSDI), above  
SSI. **Supplemental Security Income** (this index)  
**Supplemental Security Income** (this index)  
Taxation of, § 7:11  
Waiting period, § 7:23

### **SOCIAL SECURITY APPEALS COUNCIL**

Medicare Part A appeals, § 8:55

### **SOCIAL WORKERS**

Collaboration with, § 1:5

### **SPECIAL ADMINISTRATION**

Generally, § 6:70  
Powers and duties, § 6:71  
Termination, § 6:72

### **SPECIAL NEEDS TRUSTS**

Generally, § 5:59

**SPENDTHRIFTS**

Guardianships, § 4:15

**SPOUSES**

Conflicts of interest, § 1:22

Social Security, § 7:5

Spousal impoverishment, § 9:38

Surviving, elective rights to deferred marital property, § 6:36

**SSDI**

**Social Security** (this index)

**SSI**

**Supplemental Security Income** (this index)

**STANDBY CONSERVATORS**

Generally, § 4:35

**STATE LAW**

Income tax deduction, long-term care, § 10:27

Partnership Program, long-term care, § 10:10

**STATUTORY POWERS OF ATTORNEY**

Generally, § 3:9

**STATUTORY PROTECTION**

Finances, §§ 12:5; 12:20

**STOCKS**

Asset inventory, § 2:14

**STORAGE**

Wills, § 5:40

**SUBSIDIZED HOUSING**

Private, § 11:13

Public, § 11:12

**SUMMARY ASSIGNMENT**

Availability, § 6:64

Notice, § 6:66

Order, § 6:67

Petition, § 6:65

**SUMMARY SETTLEMENT**

Availability, § 6:60

Notice, § 6:62

Order, § 6:63

Petition, § 6:61

**SUPPLEMENT INSURANCE**

Medicare, § 10:17

**SUPPLEMENTAL SECURITY INCOME (SSI)**

Generally, §§ 7:24 to 7:40

## INDEX

### **SUPPLEMENTAL SECURITY INCOME (SSI)—Cont'd**

- Appeals, § 7:39
- Applications, § 7:25
- Assets
  - generally, § 7:27
  - exemptions, § 7:28
  - trusts, § 7:29
- Deemed income, § 7:35
- Due process, §§ 7:38 to 7:40
- Eligibility, § 7:26
- Estate earned income, § 7:32
- Income
  - generally, § 7:31
  - deemed income, § 7:35
  - estate earned income, § 7:32
  - in-kind income, § 7:34
  - unearned income, § 7:33
- In-kind income, § 7:34
- Legal fees, § 7:40
- Medicaid, §§ 7:36; 7:37
- Reconsideration, § 7:38
- Representation, § 7:40
- Transfers, § 7:30
- Trusts, § 7:29

### **SWEEPSTAKES**

- Fraud, § 12:60

### **TAXATION**

- Generally, §§ 5:50 to 5:52
- Death taxes, § 5:22
- Elder protection, scams, § 12:72
- Estate Taxes** (this index)
- Grantor trusts, § 5:50
- Income Taxes** (this index)
- Irrevocable trusts, § 5:51
- Long-term care federally tax-qualified policies, § 10:25
- Real property taxes, § 11:15
- Social Security, § 7:11

### **TELEPHONE CALLS**

- Fraudulently charged, § 12:57

### **TEMPORARY GUARDIANSHIPS**

- Generally, §§ 4:16 to 4:19

### **TERMINATION**

- Conservatorships, § 4:36
- Guardianship, §§ 4:27; 4:29
- Powers of attorney, § 3:11

**TERMINATION—Cont'd**

Trusts, § 5:48

**TESTAMENTARY TRUSTS**

Generally, §§ 5:38; 5:44; 5:69

Court supervision, §§ 5:69; 5:71

Personal representatives, § 6:23

Provisions, § 5:70

Will clauses, § 5:38

**TEXT SCAMS**

Scams, § 12:76

**THEFT**

Finances, § 12:22

**TIME-SHARES**

Elder protection, scams, § 12:54

**TRANSFERS**

Assets, Supplemental Security Insurance, § 7:30

Client interview, § 2:27

Client questionnaires, § 2:8

Foreign (out-of-state) guardianships, §§ 4:20 to 4:22

Lifetime, planning for, § 5:75

Medicaid estate recovery, § 9:43

Nursing homes, § 11:40

**TRUSTEES**

Appointment of, § 5:29

Personal representatives, testamentary trust, § 6:23

Powers, § 5:64

Selection of, § 5:64

**TRUSTS**

Generally, §§ 5:43 to 5:73

Attorney fees, § 1:29

Charitable trusts, § 5:61

Client interview, § 2:29

Creation, §§ 5:47; 5:48

Credit shelter trusts, § 5:59

Estate taxes, § 5:53

Funded trusts, § 5:46

Grantor trusts, taxation, § 5:50

Inter vivos. **Living trusts** (this index)

Irrevocable trusts

generally, § 5:45

life insurance trusts, § 5:58

taxation, § 5:51

Life insurance trusts, irrevocable, § 5:58

Living. **Living Trusts** (this index)

## INDEX

### **TRUSTS—Cont'd**

- Marital deduction trusts, § 5:55
- Medicaid eligibility, § 9:35
- Modification, § 5:48
- Power of appointment trusts, § 5:56
- Protection, § 5:49
- Qualified domestic trusts, § 5:60
- Qualified terminable interest trusts, § 5:57
- Revocable trusts. **Revocable Trusts** (this index)
- Termination, § 5:48
- Validity, § 5:48

### **UNDUE INFLUENCE**

- Elder protection, § 12:12
- Finances, § 12:21

### **UNFUNDED TRUSTS**

- Generally, § 5:46

### **UNSUITABLE SALES**

- Investment schemes, § 12:43

### **VALIDITY**

- Trusts, § 5:48

### **VENUE**

- Jurisdiction, § 4:3

### **VERIFICATION**

- Claims, § 6:28
- Medicaid, § 9:49

### **VETERANS**

- Long-term care, § 10:18
- Medicare Part D, § 8:82

### **VETERANS HOMES**

- Assisted living facilities, § 11:25

### **VISITATION**

- Grandchildren and Grandparents** (this index)

### **WAITING PERIOD**

- SSDI, § 7:23

### **WAIVERS**

- Medicaid waiver preparation, § 9:41

### **WILLS**

- Generally, §§ 5:12 to 5:42
- Attestation, § 5:39
- Beneficiaries
  - generally, § 5:16
  - contingent, § 5:33

**WILLS—Cont'd**

Charitable bequests, § 5:25  
Child, omitted, § 5:34  
Client, identification of, § 6:8  
Client interview, §§ 2:29; 5:15 to 5:17  
Codicils, § 5:42  
Contingent beneficiaries, § 5:33  
Debts, § 5:21  
Disinheritance, § 5:31  
Engagement letter, § 6:9  
Estate tax minimization, § 5:36  
Execution, § 5:38  
Filing of, § 6:5  
Funeral expenses, § 5:21  
Guardian, appointment of, § 5:30  
Importance of, § 5:14  
Initiation of court proceeding, § 6:7  
Introductory clause, § 5:19  
Lifetime transfers, § 5:75  
Marital property, tax minimization, § 5:36  
Omitted child, § 5:34  
Person near death, § 5:74  
Personal representative, appointment of, § 5:28  
Property, §§ 5:13; 5:17  
Property not transferred by, § 5:13  
Real property, § 5:26  
Religious bequests, § 5:25  
Residuary clause, § 5:27  
Revocation, § 5:41  
Revocation of prior, § 5:20  
Simultaneous death, § 5:32  
Specific bequests, § 5:23  
Storing, § 5:40  
Tangible personal property, § 5:24  
Tax return requirements, § 6:10  
Taxes, death, § 5:22  
Testamentary trusts, § 5:37  
Trustee, appointment of, § 5:29  
Trusts, testamentary, § 5:38

**WISCONSIN SENIORCARE**

Medicare Part D, § 8:83