

BILL SUMMARY
2nd Session of the 58th Legislature

| | |
|------------------------|--|
| Bill No.: | SB 1340 |
| Version: | Engrossed |
| Request Number: | |
| Author: | Rep. Kannady |
| Date: | 4/14/2022 |
| Impact: | No direct fiscal impact anticipated |

Research Analysis

SB 1340 provides that a will may validly devise property to the trustee of a trust established or to be established during the testator's lifetime by the testator, by the testator and some other person, or by some other person including a funded or unfunded life insurance trust. The device shall not be invalid because the trust is amendable or revocable, or because the trust was amended after the execution of the will or the testator's death. The CS provides that unless the testator's will says otherwise, property devised to a trust shall become a part of the trust to which it is devised, and shall be administered and disposed of in accordance with the provisions of the governing instrument setting forth the terms of the trust including any amendments thereto made before or after the testator's death.

Prepared By: Brad Wolgamott

Fiscal Analysis

The measure, as engrossed, would modify the ability of an individual to devise their property to certain trusts.

Upon review, no direct fiscal impact to the state is anticipated from passage of the measure.

Prepared By: Clayton Mayfield

Other Considerations

None.