



BUYNAK LAW FIRM

Statutory Directed Trust (New Statute)

For a portion of your Trust, you may desire a separate trust, distinct from your main testamentary trust for end-of-life beneficiaries. These separate trusts, called “Directed Trusts” are for continuing activities you would like to put into play now before your passing or upon your passing – such as management of a business, disabled child’s trust, specific assets, specific investments, for which you want a separate trustee or trust protector.

A Statutory Trust entitlement was enacted by the California Legislature and is now effective as Probate Codes, Sections 16600-16632. This sets forth the general terms of a Directed Trust – **if you adopt these provisions in writing into your trust!**

This statutory setup can be easy (general setup by which these Directed Trusts are governed). Your specific directives must be set forth in the trust – your directives on operating a business, selling it, converting it, etc. must be set forth in your own terms; the statute sets for the general terms.

This is a new statute and is intended to simplify the way trusts are drawn so that all the various standard provisions of a special directed trust do not need to be restated in a “100 page” trust document.

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S. Timothy Buynak, Principal