Oregon State Bar

Basic Estate Planning for Oregon Taxable Estates

Cosponsored by the Estate Planning and Administration Section

Register now at www.osbar.org/seminars (search for BEP19)

Friday, November 15, 2019

8:30 a.m.–5 p.m.

Multnomah Athletic Club
1849 SW Salmon Street, Portland

CLE credits: 6 Practical Skills and 1 Ethics

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With the Oregon estate tax exemption remaining at $1,000,000, more estates are becoming subject to Oregon tax. Estate planners need to know how to advise their clients. This comprehensive program covers the basics of planning for Oregon taxable estates. Examine the elements of estate planning and aspects such as credit shelter trusts and marital deductions. Take a look at disclaimer planning, portability and estate tax apportionment. Learn about Oregon taxation of nonresidents and non-Oregon assets and using gifting as an estate planning tool. Find out how to name a trust as a beneficiary of a retirement plan. Also included in the program is an hour of ethics for estate planning attorneys. Aimed at recent admittees and new lawyers, these topics build a foundation of knowledge regarding estate tax planning in Oregon. This program is also suitable for more experienced lawyers who plan nontaxable estates and would like to make the leap into taxable estates, or those who need a refresher on Oregon taxable estate planning.

Register by 11/11/19 and save $20.

Estate Planning and Administration Section members save $20 off registration rates.

LIVE EVENT

Early registration discount
Register by 11/11/19 and save $20.

$125	ONLD member
$180	Estate Planning and Administration Section member *(enter coupon code **BEP19SM** at checkout to receive discount.)*
$200	OSB member
$210	Non-OSB member
$25	Plated lunch
$15	Print course materials

(Electronic materials are included with your registration.)

LIVE WEBCAST

Includes online access to recorded seminar for 60 days after the live event.

$125	ONLD member
$180	Estate Planning and Administration Section member *(enter coupon code **BEP19SM** at checkout to receive discount.)*
$200	OSB member
$210	Non-OSB member

Questions or need help with registration?
Call the OSB CLE Service Center:
(503) 431-6413 *or* **(800) 452-8260, ext. 413**

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7:30 Registration

8:25 Introduction

8:30 Just the Facts—Basic Elements of Federal and Oregon Transfer Taxes

- What are transfer taxes?
- Who pays?
- How much?

Margaret Vining, *Davis Wright Tremaine LLP, Portland*

9:00 Credit Shelter Trusts: Then and Now

- Elements and funding of a credit shelter trust
- Continued relevance (or irrelevance) of credit shelter trusts
- When to use a credit shelter trust
- Options for fixing older estate plans when credit shelter trusts no longer serve their original purpose

Amelia Heath, *Bank of America, Seattle*

9:45 Marital Deductions: The "I Dos, Don'ts, and Undos"

- Marital deductions
- QTIPs
- Oregon special marital property trusts
- Inconsistent elections
- Income tax considerations

Eric Wieland, *Samuels Yoelin Kantor LLP, Portland*

10:30 Break

10:45 Portability

- Preserving the federal unified credit
- Portability vs. bypass trust planning
- Making the portability election

Erin MacDonald, *Karnopp Petersen LLP, Bend*

11:15 Disclaimer Planning—The Good, the Bad, and the Ugly

- Theory vs. reality with mixed assets
- $1–$3 million estates case studies
- Comparing wills and trust
- Joint disclaimer trust form with corresponding disclaimer form

Barbara Smith, *Heltzel Williams PC, Salem*

Noon Estate Planning and Administration Annual Business Meeting

12:05 Lunch

1:00 Naming a Trust as a Beneficiary of a Retirement Plan

- Minimum distribution rules
- See-through trusts
- Drafting considerations
- Alternative planning strategies
- Case examples

Melanie Marmion, *Fitzwater Law, Portland*

2:00 Estate Tax Apportionment in Oregon

- Comparing allocation methods
- Allocation effects
- Allocation clause as a planning tool
- Malpractice traps and recent cases

Ian Richardson, *Gleaves Swearingen Potter & Scott LLP, Eugene*

2:45 Break

3:00 Oregon Taxation of Nonresidents and Non-Oregon Assets

- Planning for Oregon residents with out-of-state assets
- Planning for nonresidents with Oregon assets
- How to calculate the fractional formula
- Using LLCs to the best advantage

Philip Jones, *Duffy Kekel LLP, Portland*

3:30 The Role of Gifting in the Taxable Estate

- Federal vs. Oregon
- Reduction of estate taxes
- Income tax traps

Robin Smith, *Butcher & Smith Law LLC, Portland*

4:00 Legal Ethics for Estate Planning Attorneys

- Conflicts of interest representing multiple family members and multiple generations
- Confidentiality considerations in family representation
- Can an individual have a "client representative?"
- Related estate planning conflicts

Peter Jarvis, *Holland & Knight LLP, Portland*

5:00 Adjourn

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Planning Committee

Philip Jones, *Duffy Kekel LLP, Portland*

Robin Smith, *Butcher & Smith Law LLC, Portland*

Margaret Vining, *Davis Wright Tremaine LLP, Portland*

Katharine West, *Wyse Kadish LLP, Portland*

Eric Wieland, *Samuels Yoelin Kantor LLP, Portland*

Products

BEP19.CD
Audio CDs with electronic materials $200

BEP19.DVD
DVDs with electronic materials $230

This seminar will be available on-demand after the live program. Please visit www.osbar.org/seminars and search for BEP19. On-demand access is available for 60 days after the date of purchase.

General Information

Cancellations: Cancellation requests must be received by the OSB CLE Service Center at least 72 hours prior to the date of the seminar to qualify for a refund. Refunds are subject to a $25 cancellation fee.

Tuition Assistance: Email a request stating your financial situation to cle@osbar.org no later than one week before the seminar.

Dietary Restrictions or Accessibility Accommodations: Please call (503) 431-6326 or (800) 452-8260, ext. 326, at least 72 hours before the date of the seminar.

OSB CLE Seminars

Upcoming Seminars

September 6
All Day PowerPlay (ADPP19)
- Nobody Told Me There'd Be Days Like These (DLT19)
- Mandatory Abuse Reporting for Oregon Lawyers (AR19)
- Wrestling with Ethical Dilemmas (WED19)

September 20-21
Solo and Small Firm Conference (SSFC19)

September 26-27
Fundamentals of Oregon Civil Trial Procedure (CTP19)

October 3
Broadbrush Taxation: Tax Law for Non-Tax Lawyers (BBT19)

October 4
Elder Law 2019: Delving Deeper into the Current Issues (ELD19)

Register now at **www.osbar.org/seminars** and search by program code.

Save the Date for Upcoming Fall Seminars

October 24-25
Oregon Trial Advocacy College

November 8
Business Law

November 22
Alzheimer's Disease and Other Dementia: The Pandemic Affecting Your Practice—2019 Update

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