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Special Needs Planning News is a monthly e-newsletter that brings you legal developments and trends of vital interest to individuals with special needs and their advocates. This Newsletter is brought to you by Donald Vanarelli, Attorney at Law.



Trial Court Exceeded Authority In Refusing To Fully Fund Special Needs Trust Based On Disagreement With Legislative Policy

After a trial court, expressing its disagreement with the legislative policy underlying special needs trusts, placed only a portion of the net settlement proceeds of a lawsuit brought on behalf of a severely disabled person into a special needs trust and ordered the remaining funds be paid directly to the disabled person, resulting in the termination of his SSI and Medicaid benefits, the Court of Appeals of Indiana reversed.

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Say a Little Prayer: Aretha Franklin Had No Will, and a Child With Special Needs

According to court documents, legendary singer Aretha Franklin did not have a will when she died, meaning there are no specific protections for a son with special needs.

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Can a Special Needs Trust Pay for Housing Without Reducing SSI Benefits?

Trustees of special needs trusts generally have wide discretion in determining whether to distribute funds to trust beneficiaries. But if the person with disabilities receives SSI, care should be taken when using trust funds to pay for housing.

DETAILS



Senate Bill Would Set Up Federal Office of Disability Policy

A new Senate bill would create an Office of Disability Policy to analyze the impact of proposed federal legislation, regulations and guidance documents on individuals with disabilities.

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Deadline for Electronic Check-in for Home Care Workers Pushed Back

Congress has passed and President Trump has signed a law delaying by one year the requirement that providers of home health care services clock in electronically with Medicaid prior to performing services.

FULL STORY



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