PUTTING YOUR HOUSE IN ORDER

WORKSHOP

Presented By:

Stewardship Committee

First United Methodist Church
Marble Falls

May 25, 2022

Introduction

- ✓ Welcome
- ✓ Opening Prayer
- ✓ Logistics
  - Workshop Timeline
  - Rest Rooms
  - Break Time
  - Lunch
- ✓ Safety Moment

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Workshop Schedule

TIME	TOPICS	SPEAKER	ORGANIZATION
10:00	Welcome and Introduction	Gregg Blake	Stewardship Comm FUMC MF
10:10	Estate Planning	Tom Stanton	Texas Methodist Foundation
10:35	Wills and Legal Documents	Mandy McCary	McCary & McCary P.C.
11:05	BREAK		
11:15	Family Records	Ken Blake	Stewardship Comm FUMC MF
11:35	Bank Accounts and Financial Accounts	Jeff Bingham	Pres - Security State Bank
11:55	What To Do When A Loved One Dies	Kim Kankel	Stewardship Comm FUMC MF
12:15	**LUNCH**		
1:00	Funeral Services Information	Eddie Snider	Clements - Wilcox
1:30	Memorial or Church Services	Rev Tommie Tucker	Visitation Pastor FUMC MF
2:00	BREAK		
2:10	Hospice Care	Audra Cunningham	Generations Hospice
2:40	Healing and Forgiveness	Rev Ellen Ely	Senior Pastor FUMC MF

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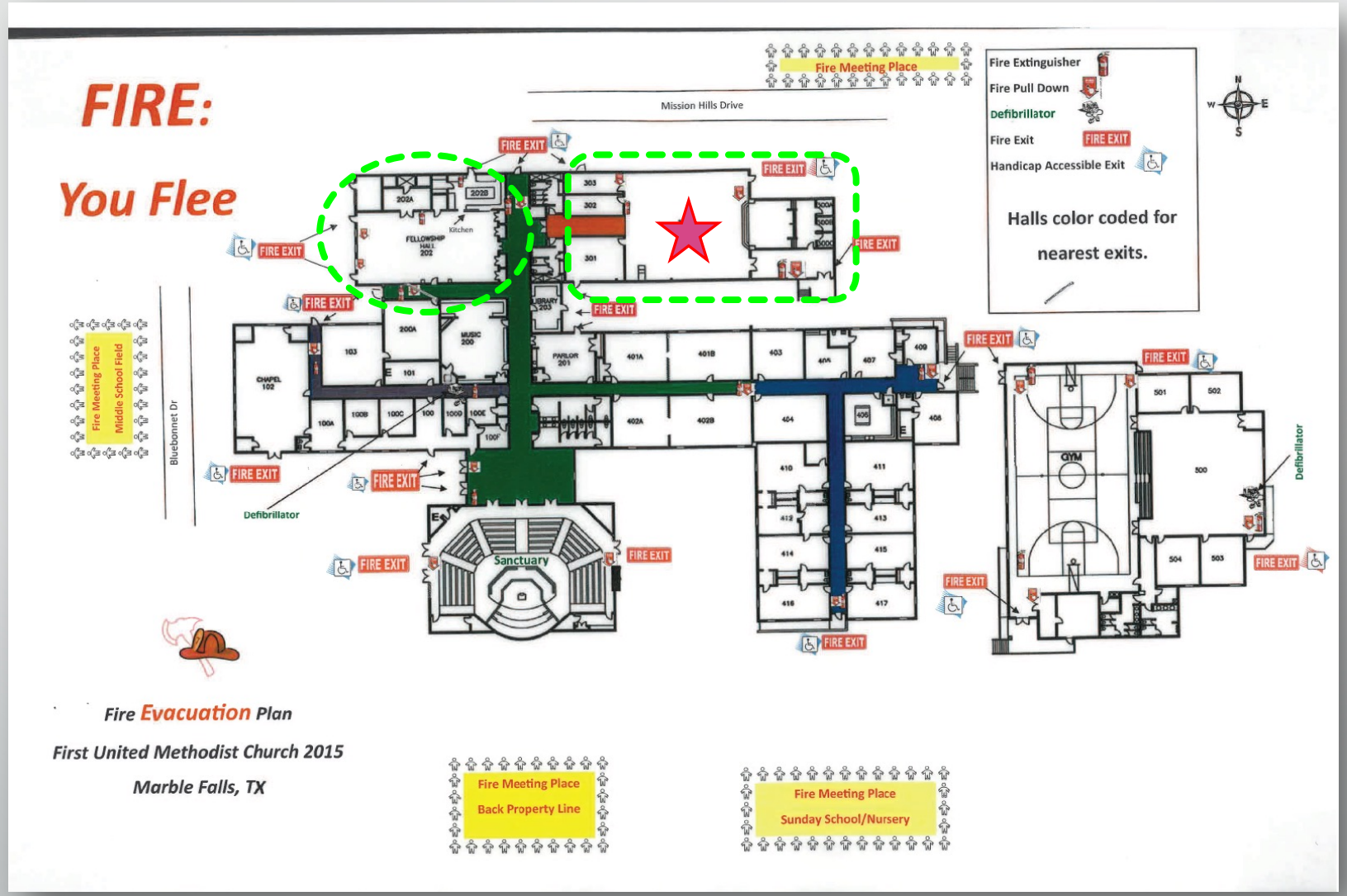
Safety Moment



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Introduction

- *Several dictionaries define the phrase **"to put your house in order"** as someone who gets their house in order or puts their house in order by arranging their affairs and solving their problems.*

- *In the Bible, there are several verses dealing with putting one's house in order, including "**This is what the LORD says: "Put your affairs in order, for you are about to die" (2 Kings 20:1)"**.*

- *Another part of arranging our affairs is planning for when we are gone. We all have something of value to leave our family, not always financial. Sentimental value is as essential to some people as monetary value. Yet, more than half (55%) of all Americans will die without a will or trust, according to the American Bar Association.*

- *This lack of planning is also covered by the Scriptures, **"If anyone does not provide for his own, that is his own household, he is denied the faith and is worse than an unbeliever" (1 Timothy 5:8)".***

Workbook Contents

Section 1 (Blue Sheets)

Estate Planning
Wills and Legal Documents
Long-term Care

Section 2 (White Sheets)

Family Records
Bank Accounts – Best Designation
What To Do If a Loved One Passes

Section 3 (Yellow Sheets)

Funeral Services Information
Memorial and/or Church Services

Section 4 (Green Sheets)

Hospice Care
Healing and Forgiveness

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Section 1

ESTATE PLANNING

Tom Stanton
Texas Methodist Foundation

- Did you know that more than 50% of all people do not have a will or living trust at the time of their death? You may have heard that you need to make an "estate plan," but what does an estate plan cover, and how do to make one?

- When reviewing the information from several websites that discuss the estate planning process, there are around six steps that are necessary as a framework to document your wishes. These steps include but are not limited to the following:

  - *Creating an inventory of what you own and what you owe ….*
  - *Develop a contingency plan for your assets ….*
  - *Providing for your children and dependents ……*
  - *Protecting your assets ….*
  - *Documenting your wishes …….*
  - *Appointing fiduciaries…..*

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Section 1

- Procrastination associated with estate planning is often due to a lack of knowledge. Today there are many resources covering estate planning and how to start the process. These resources range from financial experts and estate attorneys to various websites and books explaining the various economic, legal, and tax aspects.

- A current study has confirmed that 50 to 60 percent of most adults do not have their estate plan in place or up to date. An estate plan must be current, especially with the changing estate tax code and changing family dynamics.

- Have you remembered your church in your will? Noting a bequest in your will doesn't have to be complicated. You can share your faith beyond your lifetime by careful estate planning, including your church in your will.

- As good Christian stewards, we must provide for our church not only now but in the future. Through your estate planning, you can be sure the assets you worked a lifetime to acquire are used to help our church, an organization meaningful to you and your family.

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Section 1

WILLS, LEGAL DOCUMENTS, AND LONG-TERM CARE ISSUES

The Basics

by

Mandy McCary

McCary & McCary PC
P.O. Box 275 (600 Avenue G)
Marble Falls, Texas 78654

What Documents do I need?

You don't "need" a Will. The probate court has rules under the Estates Code it can use to decide what happens with your assets after you die.

You WANT a Will. So you can decide what happens with your assets and who's in charge of your estate.

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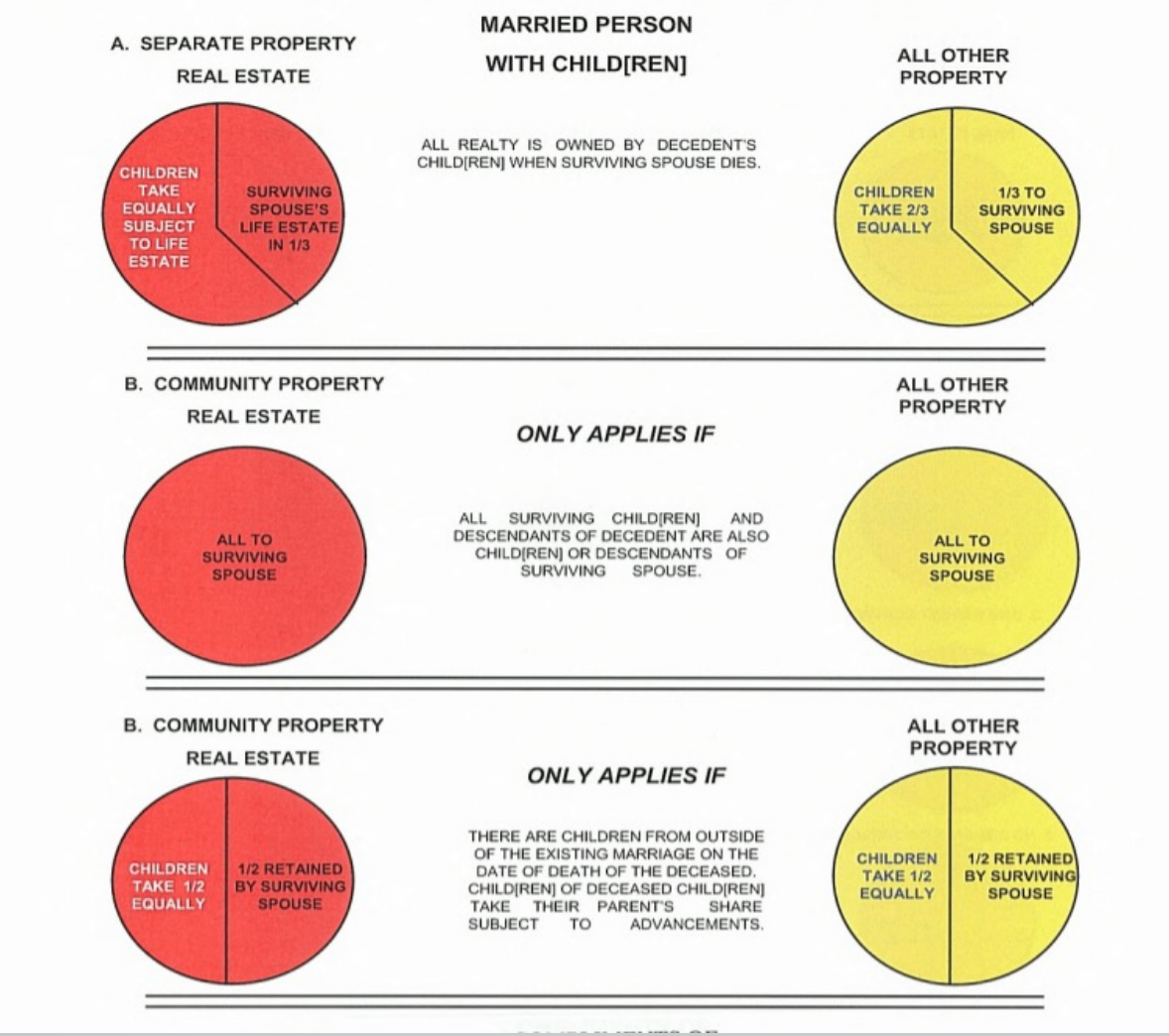
INTESTATE SUCCESSION



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POWERS OF ATTORNEY

These are documents that decide who takes care of you while you are still alive.

Statutory Durable Power of Attorney - this document gives an individual, and alternate individuals, the power to handle all financial and business matters you have. This person can sell your house, argue with Medicare, clean out your bank accounts, etc.

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POWERS OF ATTORNEY

Medical Power of Attorney with HIPAA Release - this document gives an individual the power to make medical decisions for you when you cannot make them. This is also the person who will sign the orders to have life support shut off, in the event that a decision has to be made. The HIPAA release allows doctors to tell them what is wrong with you.

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OTHER MISCELLANEOUS DOCUMENTS

Living Will/Directive to Physicians - this is the document used to convey your end-of-life decisions concerning life support. It conveys your wishes in writing to your family. However, it can be overridden by your medical power of attorney.

Declaration of Guardian - this document tells a Court who you do NOT want to serve as your Guardian in the event you need one appointed.

OTHER MISCELLANEOUS DOCUMENTS

DNRs- "do not resuscitate" orders. There are two kinds:

- **In-hospital DNR** - must be signed by a physician and keeps the hospital from reviving you if you quit breathing.

- **Out-of-hospital DNR** - keeps EMS from performing CPR or intubating you if you quit breathing. Must be easily found. Freezer?

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TRUSTS

<u>Please do NOT go to a hotel ballroom and get conned into setting up a Living Trust!</u>

Probate is easy and inexpensive in Texas, and very few people really need a trust.

Here's when we recommend a trust:

1. Estate Tax Concerns - current cap is $11.58 million per person.
2. Own Real Property in another state.
3. Questionable Heirs-they need protecting.

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WHAT IF I HAVE NONE OF THESE DOCUMENTS?

A Texas County Judge will decide who makes these decisions for you while you are still alive through a Guardianship proceeding.

A Texas County Judge has to approve every action taken by your guardian on your behalf $$$$$

Typically costs $5,000, to $10,000 just to set up.

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Long-Term Care Vocabulary

- LTC=Long Term Care
- DADS=Texas Department of Aging and Disability Services
- IS=Institutionalized Spouse (the one in the nursing home)
- CS=Community Spouse (the one not in a nursing home)
- UTMA=Uniform Transfer to Minors Act
- MERP=Medicaid Estate Recovery Program

Why should I do any planning?

- Lifetime probability of needing some type of long-term care if you reach age 65 is 70%.
- Average cost for care for 1 month in Texas:

  Homemaker (non-medical) Services=$21/per hour

  Home Health Aides=$18/per hour

  Adult Day Care (Respite Care)=$70 per day

  Assisted Living Facility=$3,795

  Nursing Home Care=$4,502 ($6,540 for a private room)
- The average middle-class individual is indigent within 6-months of paying for care.
- The majority of in-home care is provided by spouses and daughters and 70% of all caregivers die before the person they are caring for.

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"Here's the deal: we call the shots when you're young, you call the shots when we're old, and everything in between is a non-stop battle for control."

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How will I pay for my care?

1) Long term care insurance. If you don't already have it, it's probably too late to get it.

2) Self-pay. You have enough monthly income or assets to pay for it. $10,000 or so a month, if you stay in your own home and approximately $3,000 to $4,000 a month for assisted living. $5,500 to $8,000 a month for nursing home care.

3) Your kids pay for it.

4) The government/taxpayers pay for it.

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How do you qualify for LTC Medicaid Benefits? (or get the government to pay for my care?

1. You have to be over 65 or disabled.
2. You need to be at least a permanent resident of the US and a resident of Texas.
3. You need a doctor's order saying you have a medical reason for being in a skilled nursing facility, nursing home.
4. You have resided in a nursing home for at least 30-days prior to applying for Medicaid and the facility has a "Medicaid Bed."
5. You complete the 19-page Medicaid Application for Long-Term Care Benefits.
6. You have to pass an income and an asset/resource test.

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Income Test

- The maximum amount of monthly income is $2,523 as of Jan. 1, 2022. This amount goes up every year based on the Social Security cost of living increase.
- Income is only attributed to the person who's name is on the check (Name on the check rule.)
- Only consists of regular monthly income, not irregular income like mineral interest lease payments, etc.

Asset Test

- If you are unmarried, you can have $2,000 in countable assets, this is the same amount since 1989.
- If you are married you can have $137,400 in countable assets, and this amount may be increased under certain circumstances, for example, if the CS has less than $3,435 a month income.
- The key to this test is "countable assets."

Assets That Are NOT Counted

- Your homestead (MEDICAID DOES NOT WANT YOUR HOUSE) up to $636,000 in value, or an unlimited value if you are married.
- Burial spaces or prepaid funeral or burial contracts.
- Automobile for each driver who needs an automobile at your house, even if they have no driver's license. (No cap in value.)
- Household goods and personal effects.
- Life Insurance Policies with no cash value.
- Property essential to self-support, eg. Livestock, business property, ranch leased for grazing.
- UTMA Gifts and gifts to Adult Disabled Children.

ASSUME EVERYTHING ELSE COUNTS

- Cash in the bank, annuities, CDs, IRAs, etc.
- Stocks, investment accounts, etc.
- Gifts to anyone in the past 5-years (except UTMA gifts and gifts to Adult Disabled Children).
- Any transfer of property for less than fair market value to any person or entity in the past 5-years.
- Medicaid will add up all of these gifts and transfers and divide the amount by $213.71 and the resulting number is the number of days you will NOT qualify for Medicaid.
- Second homes, lots, RVs, boats, etc.
- Mineral interests.

SPENDING DOWN

YOU CAN NOT GIVE YOUR MONEY AWAY! But you can spend it:

- Improvements to your house, or kid's house if you live there.
- A car that makes it easier for you to be taken to Dr.'s visits (and a Lamborghini is fine).
- A prepaid burial plan.
- Transfers to your grandchildren who are under 21, UTMA gifts.
- A trip around the world. It's your money, you just have to get fair market value for whatever you spend it on.
- Care that Medicaid LTC will not pay for, eg. Home health and assisted living.

Medicaid Estate Recovery Program

- THESE ARE THE GUYS WHO WANT YOUR HOUSE.
- After you pass away, your family gets a bill from the Medicaid Estate Recovery Program "MERP" for the amount of LTC benefits paid on your behalf.
- There are hardship exceptions that keep the bill from being paid from your estate.
- There are also deeds that can be used to prevent you from having an estate at all. Lady Bird Deed or Transfer on Death Deed (TODD).

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Other Ways to Pay for LTC Besides Medicaid

- Veterans and their surviving spouses may be eligible for Aid and Attendance Benefit up to $1,800 a month to pay for home health, assisted living, or nursing home care.
- Medicare will pay for the first 20-days or so of nursing home care if you are in the hospital for at least 3-days immediately prior to entering a nursing home. A supplement may pay for more days.
- Long-term care insurance may pay for all or a portion of your nursing home care.
- You can always be self-pay, it's your money, not your kids.

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BREAK TIME

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Section 2

FAMILY RECORDS AND INFORMATION

Ken Blake

Stewardship Committee

FUMC MF

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Family Records

- Vital Statistics
- Estate Inventory
- Critical Online UserNames and Password
- Asset Information
- Investments
- Insurance
- Liabilities

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Important Information Spouses Should Know

- Userids and Passwords
- Location of Important Documents & Items
- Payment of Monthly Bills
- Federal Tax Refunds Information

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Section 2

BANKING ACCOUNT OWNERSHIP

Jeff Bingham

Security State Bank

Account Ownership Information

The type of account you select may determine how property passes on your death. Your Will may not control the disposition of funds held in some of the following accounts. You may choose to designate one or more convenience signers on an account, even if the account is not a convenience account. A designated convenience signer may make transactions on your behalf during your lifetime, but does not own the account during your lifetime. The designated convenience signer owns the account on your death only if the convenience signer is also designated as a P.O.D. payee or trust account beneficiary.

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Bank Account Ownership Types

Ownership Types:

- **SINGLE-PARTY ACCOUNT WITHOUT "P.O.D." (PAYABLE ON DEATH) DESIGNATION:**
  The party to the account owns the account. On the death of the party, ownership of the account passes as a part of the party's estate under the party's Will or by intestacy.

- **SINGLE-PARTY ACCOUNT WITH "P.O.D." (PAYABLE ON DEATH) DESIGNATION:**
  The party to the account owns the account. On the death of the party, ownership of the account passes to the P.O.D. beneficiaries of the account. The account is not a part of the party's estate.

- **MULTIPLE-PARTY ACCOUNT WITHOUT RIGHT OF SURVIVORSHIP:**
  The parties to the account own the account in proportion to the parties' net contributions to the account. The financial institution may pay any sum in the account to a party at any time. On the death of the party, the party's ownership of the account passes as a part of the party's estate under the party's Will or by intestacy.

- **MULTIPLE-PARTY ACCOUNT WITH RIGHT OF SURVIVORSHIP:**
  The parties to the account own the account in proportion to the parties' net contributions to the account. The financial institution may pay any sum in the account to a party at any time. On the death of the party, the party's ownership of the account passes to the surviving parties.

Bank Account Ownership Types

- **MULTIPLE-PARTY ACCOUNT WITH RIGHT OF SURVIVORSHIP AND P.O.D. (PAYABLE ON DEATH) DESIGNATION:**
  The parties to the account own the account in proportion to the parties' net contributions to the account. The financial institution may pay any sum in the account to a party at any time. On the death of the last surviving party, the ownership of the account passes to the P.O.D. beneficiaries.

- **CONVENIENCE ACCOUNT:**
  The parties to the account own the account. One or more convenience signers to the account may make account transactions for a party. A convenience signer does not own the account. On the death of the last surviving party, ownership of the account passes as a part of the last surviving party's estate under the last surviving party's Will or by intestacy. The financial institution may pay funds in the account to a convenience signer before the financial institution receives notice of the death of the last surviving party. The payment to a convenience signer does not affect the parties' ownership of the account.

- **TRUST ACCOUNTS:**
  The parties named as trustees to the account own the account in proportion to the parties' net contributions to the account. A trustee may withdraw funds from the account. A beneficiary may not withdraw funds from the account before all trustees are deceased. On the death of the last surviving trustee, the ownership of the account passes to the beneficiary. The trust account is not a part of a trustee's estate and does not pass under the trustee's Will or by intestacy, unless the trustee survives all of the beneficiaries and all other trustees.

Section 2

WHAT TO DO WHEN A LOVED ONE DIES

Kim Kandel

Stewardship Committee

FUMC MF

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Action Steps

- Contact individuals on the Personal Contact list
- Locate the list of usernames and passwords for all internet accounts
- Locate important financial papers
- Contact pharmacy to cancel any recurring prescriptions
- Access a calendar to cancel any planned or recurring appointments, such as doctor appointments, dental appointments, etc.
- Make an appointment with a lawyer to begin the probate

Action Steps

Government Agencies

- Contact the Social Security Administration (www.ssa.gov)
- Contact Veterans' Administration (www.va.gov)
- Contact County Recorder Office

Businesses & Companies

- Contact company about pensions and retirement plans
- Notify life insurance companies and file claims
- Notify banks and brokerage companies and remove the deceased's name from any joint accounts
- Close credit card accounts in the deceased's name & destroy cards

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LUNCH BREAK

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Section 3

FUNERAL SERVICES

Eddie Snider

Clements - Wilcox

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Funeral Services

- Pre-paid selections and at-death choices
- What services are available from a funeral home
- Traditional funerals, graveside services, or cremation

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Section 3

MEMORIAL AND/OR CHURCH SERVICES

Rev. Tommie Tucker

Visitation Pastor

Funeral/Memorial Service Wishes

- ✓ Desired Services:
  - A traditional funeral service (with body/ashes followed by graveside service)
  - Memorial Service (soon after or later; without body or ashes present)
  - Graveside Service only; Graveside service for family only
  - Veteran Service
- ✓ What type of Obituaries, who to write it and where should it be published
- ✓ Send Flowers or in lieu of flowers, memorial gifts may be sent
- ✓ Selection of Favorite Scripture Passages
- ✓ Selection of Favorite Hymns and Songs
- ✓ Favorite Organ or Other Instrumental Music:
- ✓ Who to conduct the Service? (Current Pastor or a previous Pastor)
- ✓ Selecting people to be invited to speak/share remembrances

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BREAK TIME

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Section 4

HOSPICE CARE

Audra Cunnington

Generations Hospice

Hospice Care

- Provides support and care for those in the last phases of life-limiting illness.
- Recognizes dying as part of the normal process of living.
- Focuses on comfort and quality of life for individuals and their family caregivers

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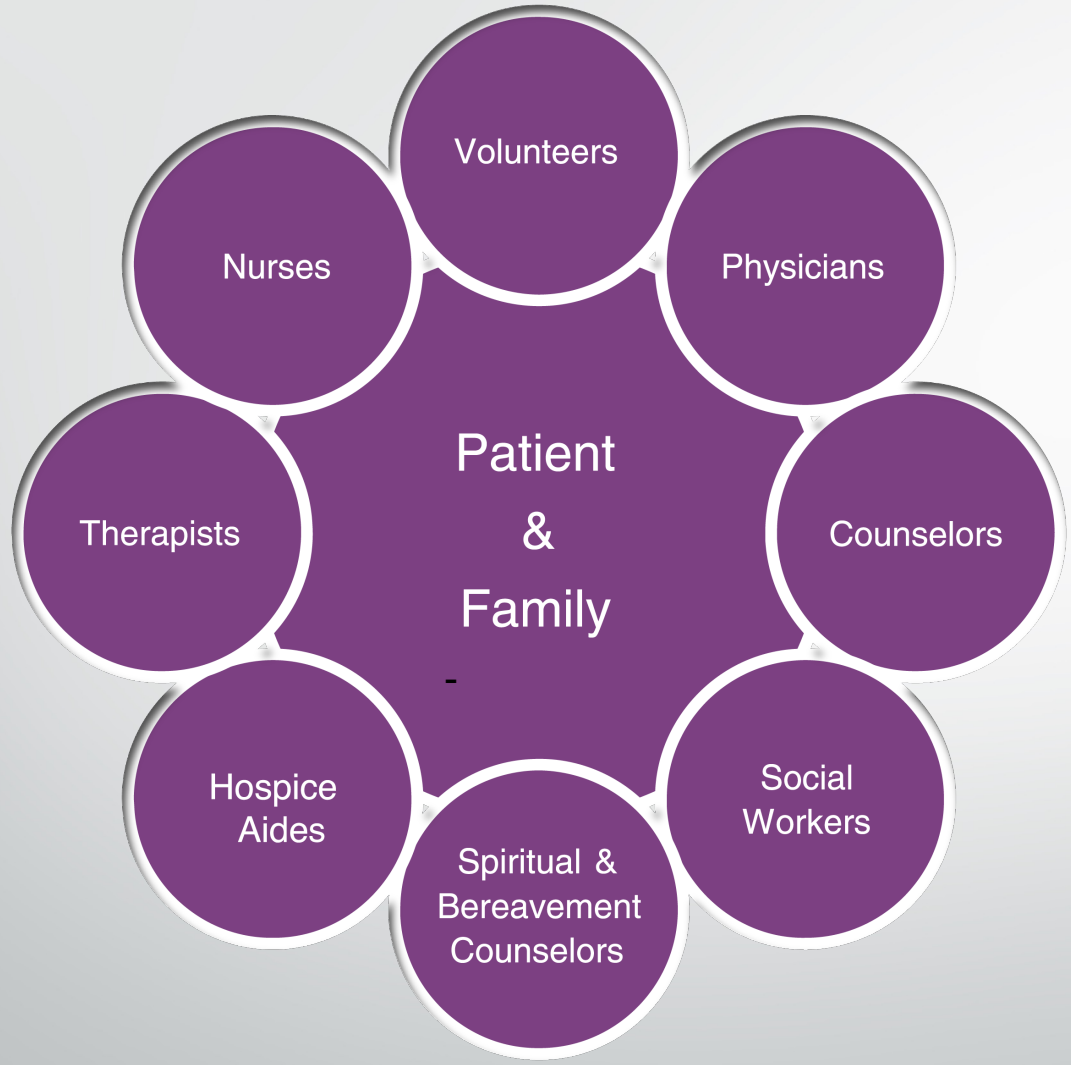
Core Aspects of Hospice Care

- Person- and family-centered
- Interdisciplinary team care
- Provides a range of services:
- Interdisciplinary case management

- Pharmaceuticals
- Durable medical equipment
- Supplies
- Volunteers
- Grief support
- Respite



HOSPICE TEAM MEMBERS

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What Does the Hospice Team Do?

- Develops the plan of care
- Manages pain and symptoms
- Attends to the emotional, psychosocial, and spiritual aspects of dying and caregiving
- Teaches the family how to provide care
- Advocates for the patient and family
- Provides bereavement care and counseling

Where can Hospice Services be Provided?

- Home – the patient's or loved one's home
- Nursing Facility
- Assisted Living Facility
- Hospital
- Hospice residence or unit
- Correctional setting, homeless shelter – wherever the person is located

Who Pays?

- Medicare
- Medicaid
- Insurance and HMOs
- Private pay
- Sometimes a combination of these…

Admission Criteria

To qualify for hospice care, these are the general requirements:

- Life-limiting illness, the prognosis is 6 months or less if the disease takes the normal course
- Live in the service area
- Consent to accept services
- Forgo other medical interventions for the terminal illness

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Who do I ask for help with Hospice?

- Primary Care Physician
- Local Hospice Providers
  - Generations Hospice 737-240-3003
  - Comforts of Home Healthcare 512-535-3355
- Social Workers in your care team

Section 4

HEALING & FORGIVENESS

Rev. Ellen Ely

FUMC MF

Resources for Grief and Healing

- The pastors of First UMC are always eager to pray with and help walk through grief with members and friends of the congregation.

- We welcome the opportunity to pray with and help plan appropriate memorial and funeral services, but we are not equipped to do in-depth counseling.

- We are blessed to have many gifted counseling resources in the Highland Lakes.

Galyon Counseling Services, LLC
Marble Falls
www.galyoncounselingservices.com
830-201-3028

First Baptist Church Counseling Services
Marble Falls
www.discoverfirst.com
830-693-4381

Cari Foote & Associates
Marble Falls
www.professionalcounseling.us
830-693-0530

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Resources for Grief and Healing

- Several area grief recovery groups: FUMC Marble Falls
  - hosts various grief groups twice a year.

- Grief share is a copyrighted grief recovery curriculum.

  First Baptist Church
  901 LaVentana, Marble Falls
  www.discoverfirst.com
  830-201-4450

  Fellowship Baptist Church
  2702 Mormon Mill Rd, Marble Falls
  www.fmf.life
  830-693-0710

- Grief books:

  Healing After Loss
  by Martha Whitmore Hickman

  Good Grief
  by Granger E. Westberg

  Journeying Through Grief (4-Book set)
  by Kenneth C. Haugk

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