



SOUTH DAKOTA



WYOMING

STATE INCOME AND CAPITAL GAINS RATES

0%

0%

DEBT LOOKBACK PROTECTIONS

2-year lookback for both future and preexisting creditor.
Preexisting creditor can be shortened to 6 months

4-year lookback for both future and preexisting creditor.
Preexisting creditor can be shortened to 1 year

RULE AGAINST PERPETUITIES

No rule against perpetuities

A trust must expire after 1,000 years.

COMMUNITY PROPERTY SPECIAL SPOUSAL TRUST STATUTE

State statute that helps married couples in non-community property states avoid federal capital gains taxation

No Community Property Special Spousal Trust Statute

PRIVACY

Attorneys filing any court proceedings can seal all trust documents from the public record.
The permanent seal of trust proceedings automatically attaches.

There is no total seal of trust related filings. The proceedings are subject to the judge's discretion.

PRIVATE PLACEMENT INSURANCE PREMIUM TAX

8 bps

75 bps

SPECIAL PURPOSE ENTITIES

Yes

Yes

STRENGTH OF STATE

Pension liability 103% funded
Unemployment rate 3.1%
Credit rating AAA

Pension liability 75.9% funded
Unemployment rate 3.7%
Credit rating AAA

NUMBER OF STATE-CHARTERED TRUST COMPANIES

62

14

DATE STATE BECAME TRUST FRIENDLY

1983

2003

LEGISLATIVE SUPPORT

Governor trust task force and state legislators work together in order to proactively monitor and adjust state laws to be attractive to trusts.

Unaware of any task force of lawmakers and professionals within the trust industry to collaborate on creating modern trust legislation