

## STATE DECANTING STATUTES PASSED OR PROPOSED

**As of August 20, 2018<sup>1</sup>**  
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	<b>State</b>	<b>Statutory Cite</b>	<b>Effective Date/Status</b>
1.	Alabama	HB 163 <a href="https://openstates.org/al/bills/2018rs/HB163/">https://openstates.org/al/bills/2018rs/HB163/</a>	1/1/19
2.	Alaska	Alaska Stat. §§ 13.36.157-13.36.159 (original § 13.36.157 repealed 9/9/13 and replaced with new 13.36.157-.159)	9/15/98; amended 2006, 9/9/13
3.	Arizona	Ariz. Rev. Stat. § 14-10819	9/30/09; amended 7/20/11
4.	Colorado	CRS 15-16-901, et seq.	8/10/2016
5.	Delaware	12 Del. Code § 3528	6/30/03; amended 6/24/04, 6/27/06, 7/5/07, 7/6/09, 7/13/11, 8/6/13, 8/1/14, 8/1/15
6.	Florida	Fla. Stat. § 736.04117	1/1/07
7.	Georgia	HB 121; Ga. Stat. §53-12-62 <a href="http://www.legis.ga.gov/Legislation/20172018/177916.pdf">http://www.legis.ga.gov/Legislation/20172018/177916.pdf</a>	7/1/2018
8.	Illinois	760 Ill. Comp. Stat. 5/§ 16.4	1/1/13; amended 7/27/15
9.	Indiana	Ind. Code 30-4-3-36	7/1/10; amended 7/1/14
10.	Kentucky	Ky. Rev. Stat. § 386.175	7/11/12; amended 7/15/14
11.	Michigan	Mich. Comp. Laws § 700.7820a Mich. Comp. Laws § 556.115a Mich. Comp. Laws § 700.7103 (definitions)	12/28/12
12.	Minnesota	Minn. Stat. §502.851	1/1/16
13.	Missouri	Mo. Rev. Stat. § 456.4-419	8/28/11
14.	Nevada	Nev. Rev. Stat. 163.556	10/1/09; amended 10/1/11, 10/1/15
15.	New Hampshire	N.H. Rev. Stat. § 564-B:4-418	9/9/08; amended 7/1/14, 10/1/15

<sup>1</sup> The author has attempted to make this list as accurate and as current as possible with the assistance of other fellows of the American College of Trust and Estate Counsel (ACTEC). This most recent version may not include updates for amendments to existing statutes since 1/1/18. Other statutes may be under consideration. Thanks to Susan Bart of Schiff Hardin LLP for 2017-2018 updates.

	<b>State</b>	<b>Statutory Cite</b>	<b>Effective Date/Status</b>
16.	New Mexico	Uniform Trust Decanting Act (first state to pass it) N.M.S. §§46-12-101 through 46-12-129	1/1/2017
17.	New York	N.Y. Est. Powers & Trusts § 10-6.6(b)-(s)	7/24/92; amended 8/17/11, 11/13/13, 7/22/14, 11/21/15
18.	North Carolina	N.C. Gen. Stat. 36C-8B-1 through 36C-8B-26	10/1/09; amended 7/20/10, 6/12/13, 10/1/15, 7/18/17
19.	Ohio	Ohio Rev. Code § 5808.18	3/22/12; amended 3/27/13
20.	Rhode Island	R.I. Gen. Laws § 18-4-31.	6/23/12; amended 7/15/13
21.	South Carolina	S.C. Code §62-7-816A	1/1/14
22.	South Dakota	S.D. Codified Laws §§ 55-2-15 through 55-2-21	3/5/07; amended 2008, 2008, 2009, 2011, 2013
23.	Tennessee	Tenn. Code § 35-15-816(b)(27)	7/1/04; amended 7/1/13
24.	Texas	Texas Prop Code §§112.071-112.087	9/1/13
25.	Virginia	Va. Code § 64.2-779.1 through 64.2-779.25	7/1/12; amended 10/1/12, 3/27/14, 7/1/17
26.	Washington	RCW 11.107.010-.080; <a href="http://app.leg.wa.gov/RCW/default.aspx?cite=11.107">http://app.leg.wa.gov/RCW/default.aspx?cite=11.107</a>	7/23/17
27.	Wisconsin	Wisconsin Trust Code §701.0418	7/1/14
28.	Wyoming	W.S. 4-10-816(a)(xxviii)	7/1/13; amended 7/1/15