

Index for SB 100, Estate Planning Recodification

Crosswalk of Recodified Statutes of SB 100 | 2025 General Session

The table below provides an index for statutes recodified in <u>SB 100</u>, <u>Estate Planning</u> <u>Recodification</u>, which will become effective on May 7, 2025. For more detailed information regarding the recodification, please contact the Office of Legislative Research and General Counsel.

*Disclaimer: The Office of Legislative Research and General Counsel prepares this document solely to facilitate the legislative process. OLRGC makes every effort to ensure that the information is accurate and complete but cannot guarantee its accuracy or completeness. The most accurate and complete information about legislation is the legislation itself. The official version of legislation and the Utah Code are on the legislative website at https://le.utah.gov.

Title 75, Utah Uniform Probate Code

Old Section	Title	New Section			
Number		Number			
Chapter 7, Utah Uniform Trust Code					
Part 1, General Provisions					
75-7-101	Title.	Repealed			
75-7-102	Scope.	75B-2-102			
75-7-103	Definitions.	75B-2-103			
75-7-104	Knowledge.	75B-2-104			
75-7-105	Default and mandatory rules.	75B-2-105			
75-7-106	Common law of trusts Principles of equity.	75B-2-106			
75-7-107	Governing law.	75B-2-107			
75-7-108	Principal place of administration.	75B-2-108			
75-7-109	Methods and waiver of notice.	75B-2-109			
75-7-110	Nonjudicial settlement agreements.	75B-2-110			
75-7-111	Rules of construction.	75B-2-111			
75-7-112	Penalty provisions.	75B-2-112			
Part 2, Jurisd	iction of Court Concerning Trusts				
75-7-201	Court Exclusive jurisdiction of trusts.	75B-2-201			
75-7-202	Effect of administration in this state Consent to jurisdiction.	75B-2-202			
75-7-203	Subject matter jurisdiction.	75B-2-203			
75-7-204	Trust proceedings Dismissal of matters relating to foreign	75B-2-204			
	trusts.				
75-7-205	Venue.	75B-2-205			
Part 3, Repres					
75-7-301	Basic effect.	75B-2-301			
75-7-302	Representation by holder of general testamentary power of appointment.	75B-2-302			
75-7-303	Representation by fiduciaries and parents.	75B-2-303			
75-7-304	Representation by person having substantially identical interest.	75B-2-304			
75-7-305	Appointment of guardian ad litem or other representative.	75B-2-305			
Part 4, Creati	on, Validity, Modification, and Termination of a Trust				
75-7-401	Methods of creating trust.	75B-2-401			
75-7-402	Requirements for creation.	75B-2-402			
75-7-403	Trusts created in other jurisdictions.	75B-2-403			
75-7-404	Trust purposes.	75B-2-404			
75-7-405	Charitable purposes Enforcement.	75B-2-405			



Old Section Number	Title	New Section Number
75-7-406	Creation of trust induced by fraud, duress, or undue influence.	75B-2-406
75-7-407	Evidence of oral trust.	75B-2-407
75-7-408	Trust for care of animal.	75B-2-408
75-7-409	Noncharitable trust without ascertainable beneficiary.	75B-2-409
75-7-410	Modification or termination of trust Proceedings for approval or disapproval.	75B-2-410
75-7-411	Modification or termination of noncharitable irrevocable trust by consent.	75B-2-411
75-7-412	Modification or termination because of unanticipated circumstances or inability to administer trust effectively.	75B-2-412
75-7-413	Cy pres.	75B-2-413
75-7-414	Modification or termination of uneconomic trust.	75B-2-414
75-7-415	Reformation to correct mistakes.	75B-2-415
75-7-416	Modification to achieve settlor's tax objectives.	75B-2-416
75-7-417	Combination and division of trusts.	75B-2-417
	or's Claims - Spendthrift and Discretionary Trusts	
75-7-501	Rights of beneficiary's creditor or assignee.	75B-2-501
75-7-502	Spendthrift provisions for beneficiaries other than the settlor.	75B-2-502
75-7-503	Exceptions to spendthrift provision.	75B-2-503
75-7-504	Discretionary trusts Effect of standard.	75B-2-504
75-7-505	Creditor's claim against settlor.	75B-2-505
75-7-506	Overdue distribution.	75B-2-506
75-7-507	Personal obligations of trustee.	75B-2-507
75-7-508	Notice to creditors.	75B-2-508
75-7-509	Limitations on presentation of claims.	75B-2-509
75-7-510	Manner of presentation of claims.	75B-2-510
75-7-511	Classification of claims.	75B-2-511
75-7-512	Allowance of claims.	75B-2-512
75-7-513	Payment of claims.	75B-2-513
75-7-514	Secured claims.	75B-2-514
75-7-515	Claims not due and contingent or unliquidated claims.	75B-2-515
75-7-516	Counterclaims.	75B-2-516
75-7-517	Execution and levies prohibited.	75B-2-517
75-7-518	Compromise of claims.	75B-2-518
75-7-519	Encumbered assets.	75B-2-519
Part 6, Revoc	able Trusts	
75-7-604	Capacity of settlor of revocable trust.	75B-2-601
75-7-605	Revocation or amendment of revocable trust.	75B-2-602
75-7-606	Settlor's powers Powers of withdrawal.	75B-2-603
75-7-607	Limitation on action contesting validity of revocable trust Distribution of trust property.	75B-2-604
Part 7, Office		
75-7-701	Accepting or declining trusteeship.	75B-2-701
75-7-702	Trustee's bond.	75B-2-702
75-7-703	Cotrustees.	75B-2-703
75-7-704	Vacancy in trusteeship Appointment of successor.	75B-2-704



Old Section	Title	New Section
Number		Number
75-7-705	Resignation of trustee.	75B-2-705
75-7-706	Removal of trustee.	75B-2-706
75-7-707	Delivery of property by former trustee.	75B-2-707
75-7-708	Compensation of trustee.	75B-2-708
75-7-709	Reimbursement of expenses.	75B-2-709
,	and Powers of Trustee	_
75-7-801	Duty to administer trust.	75B-2-801
75-7-802	Duty of loyalty.	75B-2-802
75-7-803	Impartiality.	75B-2-803
75-7-804	Prudent administration.	75B-2-804
75-7-805	Costs of administration.	75B-2-805
75-7-806	Trustee's skills.	75B-2-806
75-7-807	Control and protection of trust property.	75B-2-807
75-7-808	Recordkeeping and identification of trust property.	75B-2-808
75-7-809	Enforcement and defense of claims.	75B-2-819
75-7-810	Collecting trust property.	75B-2-810
75-7-811	Duty to inform and report.	75B-2-811
75-7-812	Discretionary powers Tax savings.	75B-2-812
75-7-813	General powers of trustee.	75B-2-813
75-7-814	Specific powers of trustee.	75B-2-814
75-7-815	Distribution upon termination.	75B-2-815
75-7-816	Recitals when title to real property is in trust Failure.	75B-2-816
75-7-817	Marital deduction formulas Trusts.	75B-2-817
Part 9, Uniform	m Prudent Investor Act	
75-7-901	Prudent investor rule.	75B-2-901
75-7-902	Standard of care Portfolio strategy Risk and return objectives.	75B-2-902
75-7-903	Diversification.	75B-2-903
75-7-904	Duties at inception of trusteeship.	75B-2-904
75-7-905	Reviewing compliance.	75B-2-905
75-7-906	Investment direction.	75B-2-906
75-7-907	Language invoking standard of chapter.	75B-2-907
Part 10, Liabil	ity of Trustees and Rights of Persons Dealing with Trustee	
75-7-1001	Remedies for breach of trust.	75B-2-1001
75-7-1002	Damages for breach of trust.	75B-2-1002
75-7-1003	Damages in absence of breach.	75B-2-1003
75-7-1004	Attorney's fees and costs.	75B-2-1004
75-7-1005	Limitation of action against trustee.	75B-2-1005
75-7-1006	Reliance on trust instrument.	75B-2-1006
75-7-1007	Event affecting administration or distribution.	75B-2-1007
75-7-1008	Exculpation of trustee.	75B-2-1008
75-7-1009	Beneficiary's consent, release, or ratification.	75B-2-1009
75-7-1010	Limitation on personal liability of trustee.	75B-2-1010
75-7-1011	Interest as general partner.	75B-2-1011
75-7-1012	Protection of person dealing with trustee.	75B-2-1012
75-7-1013	Certification of trust.	75B-2-1013
Part 11, Miscel	laneous Provisions	



Old Section Number	Title	New Section Number			
	Uniformity of application and construction				
75-7-1101	Uniformity of application and construction.	75B-2-1101			
75-7-1102	Electronic records and signatures.	75B-2-1102			
75-7-1103	Application to existing relationships.	75B-2-1103			
Part 12, Forei	Part 12, Foreign Trustees				
75-7-1201	Foreign trustees.	75B-2-113			
Chapter 8, Ef	Chapter 8, Effective Date				
75-8-101	Time of taking effect – Provisions for transition.	75-1-111			
Chapter 12, Uniform Directed Trust Act					
75-12-101	Title.	Repealed			
75-12-102	Definitions.	75B-3-102			
75-12-103	Application Principal place of administration.	75B-3-103			
75-12-104	Common law and principles of equity.	75B-3-104			
75-12-105	Exclusions.	75B-3-105			
75-12-106	Powers of trust director.	75B-3-106			
75-12-107	Limitations on trust director.	75B-3-107			
75-12-108	Duty and liability of trust director.	75B-3-108			
75-12-109	Duty and liability of directed trustee.	75B-3-109			
75-12-110	Duty to provide information to trust director or trustee.	75B-3-110			
75-12-111	No duty to monitor, inform, or advise.	75B-3-111			
75-12-112	Application to cotrustee.	75B-3-112			
75-12-113	Limitation of action against trust director.	75B-3-113			
75-12-114	Defenses in action against trust director.	75B-3-114			
75-12-115	Jurisdiction over trust director.	75B-3-115			
75-12-116	Office of trust director.	75B-3-116			
75-12-117	Uniformity of application and construction.	75B-3-117			
75-12-118	Electronic records and signatures.	75B-3-118			