



Responsive | Reliable | Respected



Graduation, now what?

Presented by Paula Clarkson, J.D., LL.M and Cassidy Russell, Esq.

About Merhab Robinson & Clarkson

Business and Estate Planning

Practice Areas

- ❖ Estate Tax Planning
- ❖ Probate & Estate Administration
- ❖ Business Succession Planning
- ❖ Asset Protection
- ❖ Charitable Planning
- ❖ Business Law
- ❖ Entity Formation
- ❖ Employment Law
- ❖ Mergers & Acquisitions
- ❖ Employment Document Audits

Our Panelists



Paula Clarkson


Paula Clarkson manages Merhab Robinson & Clarkson's Estate Planning practice and has more than 20 years of Estate Planning experience. She is a Certified Specialist in Estate Planning, Probate, and Trust Law as designated by the State Bar of California Board of Legal Specialization and has an LL.M. in Taxation.



Cassidy Russell

Cassidy Russell earned her Juris Doctor from Dale E. Fowler School of Law at Chapman University in 2014. She has been practicing in Estate Planning for 8 years. Her areas of specialty include Estate Planning, Trust Administration, Probate and Conservatorships.

What can you do when you turn 18?



- get married
- sign a contract
- buy a car
- manage your own money
- make a will
- vote
- consent to your own medical treatment

What could go wrong?

They can marry without the consent of a parent.

They can sue someone or get sued.

They have medical privacy rights that exclude their parents from care.

They can manage property/money without supervision.

They can join the military without parental consent.

Hypothetical:

- Your child goes to Texas for spring break. They drive across the country with friends and have a car accident. You get the call from their friends that they were taken by ambulance to a hospital in Texas. They don't know where they were taken. How do you find out where they are and what treatment they are receiving or their prognosis?

The reality:

- Hospitals are not legally allowed to release medical information related to your child now that they are 18.
- They may not say if your child is even being treated at their hospital.
- Calling around trying to find your child may not result in actually getting any information.

What can you do to protect them?

- Set up a Foundational Plan
 - Advance Health Care Directive
 - HIPAA Authorization
 - Durable Power of Attorney

Advance Healthcare Directive

- Nominates your choice for medical decision-making
- States your wishes for:
 - pain relief;
 - life support;
 - donations of organs; and
 - burial

What is HIPAA?

- HIPAA stands for the Health Insurance Portability and Accountability Act.
- HIPAA keeps medical information private for anyone over the age of 18.
- Healthcare providers, health plans, and healthcare clearinghouses (entities that process healthcare information) are governed by HIPAA
- It does not matter if they are on your health insurance until they are 26.
- It doesn't matter if you pay the medical bill.

HIPAA Authorization

- Names those permitted to access healthcare information
- Names those able to communicate with their doctors
- Allows the release of medical information

Durable Power of Attorney

- Nominates your choice for financial decision-making.
- Covers assets held outside of a Trust
 - Joint Tenancy Accounts
 - Individually Held Accounts
 - Taxes
 - Social Security Payments
 - Medical/Medi-Care
 - Safe Deposit Boxes

What about accessing educational information?

FERPA

The Family Educational Rights and Privacy Act (FERPA), 20 U.S.C. § 1232g is a federal law enacted in 1974. FERPA is designed to protect the privacy of students' educational records. All educational institutions that receive federal funding must comply with FERPA.

These privacy rights belong to the eligible student, not the parent, regardless of age.

Examples include, but are not limited to, the following:

- Transcripts
- Class schedules
- Daily attendance
- Degree audit reports
- Class rosters
- Grades
- Advising notes
- Financial records
- Student conduct files

A photograph of a happy family of four. A woman on the left and a man in the center are smiling. A young girl is in the foreground, also smiling. A toddler is being held by the woman on the right. The background is a soft, light blue. The text 'Developing a Foundational Plan' is overlaid in a teal serif font.

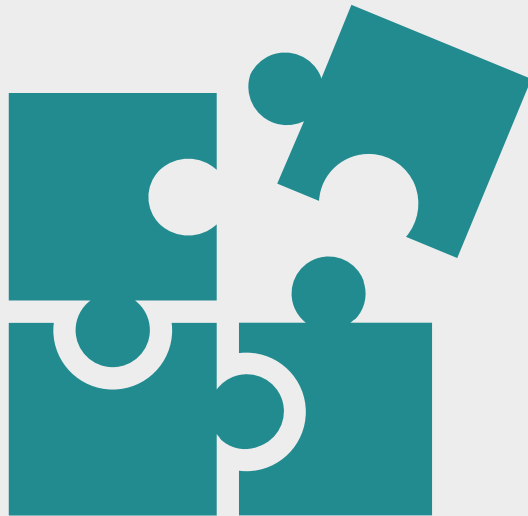
Developing a Foundational Plan

What is the process?

- Schedule a 30 min appointment with us for your teenager and us.
- Fill out and turn in our worksheet in advance of the meeting.
- Discuss with us their wishes about finances and health and the documents.
- Review the draft documents.
- Come in to sign or sign at your convenience.
- Provide documents to doctors and financial institutions

Your World

Understanding the Pieces



Finances

Assets

Liabilities

Access

Income Needs

Responsibilities

Family

Protecting our children

Preparing them for their futures

Setting up for success

Understanding preferences

About Merhab Robinson & Clarkson

Business and Estate Planning

❖ Any questions?



Responsive | Reliable | Respected

TEL (714) 972-2333

EstatePlan@MRCLawCorp.com

Visit us at:

MRCLAWCORP.COM