

Medicaid Payback Trusts

1st party

Individual/d(4)(A)	Pooled d(4)(C)
Individually Attorney Drafted Trust Agreement for each specific situation	Master Trust Agreement, beneficiary “joins” the pool by execution of a Joinder Agreement
One Trust Account	The Trust Corpus consists of sub-accounts or trust shares, each for a specific beneficiary
Contributions and disbursement are made to or from one single account	Contributions and disbursement are tracked separately for each sub-account or share
Single investment account managed by trustee or individual investment manager	Assets are pooled for investment management purposes
Can be established by Family Member	Non-Profit Trustee and Administrator