No. 378

AN ACT

Amending the act of April 24, 1947 (P. L. 89), entitled "An act
relating to the form, execution, revocation, operation, and in-
terpretation of wills; to nuncupative wills; to the appointment
of testamentary guardians; to elections to take under or against
wills and the procedure in reference thereto," clarifying the law
with regard to devises and bequests to trusts.

The General Assembly of the Commonwealth of Penn-
sylvania hereby enacts as follows:

Wills Act
of 1947.

Section 1. The act of April 24, 1947 (P. L. 89),
known as the "Wills Act of 1947," is amended by add-
ing, after section 14, a new section to read:

Act of April 24,
1947, P. L. 89,
amended by add-
ing a new
section 14.1.

*Section 14.1. Devise or Bequest to Trust.—A devise
or bequest in a will may be made to the trustee of a
trust (including an unfunded life insurance trust, al-
though the settlor has reserved any or all rights of
ownership in the insurance contracts) established, in
writing, by the testator or any other person before or
concurrently with the execution of such will, or to such
a trust to be established, in writing, at a future date:
Provided, That any such future trust instrument or
amendment thereto shall be signed by the settlor. Such
devise or bequest shall not be invalid because the trust
is amendable or revocable, or both, or because the trust
was amended after execution of the will. Unless the will
provides otherwise, the property so devised or bequeathed
shall not be deemed held under a testamentary trust of
the testator but shall become and be a part of the princi-
pal of the trust to which it is given to be administered
and disposed of in accordance with the provisions of the
instrument establishing such trust and any amendment
thereof. An entire revocation of the trust prior to the
testator's death shall invalidate the devise or bequest
unless the will directs otherwise.*

Section 2. This act shall take effect immediately.

Act effective
immediately.

APPROVED—The 11th day of July, A. D. 1957.

GEORGE M. LEADER