References are to sections, not pages.

A

Aggregate Value, 4.9, 11.51, 12.55–.56, 13.8

Agreement, see also Property Agreement, Postmarital Agreement, Premarital Agreement Property Classification, generally, chs. 2, 5 Provisions -adverse, 2.102, 6.30, 6.34, 6.40, 9.64, 10.36, 10.81 -dispositive, 5.103, 5.106, 12.52, 12.62, 13.5, 13.9, 13.80 12.141 Terms, 4.65, 5.104-.105, 5.112, 5.117, 5.134, 5.139-.140, 8.37 Written, 5.165-.166, 8.39, 11.29 Assets Business, 4.76-.78, 5.2, 6.23, 9.10, 9.42, 10.75, 12.94, 12.109 Former marital property assets, 8.24, 8.27, 10.79, 10.81, 10.108, 11.35, 11.50-.52, 12.31, 12.54, 13.31, 13.33, 13.43-.45 And income, 5.107, 5.126 Inherited, 5.140, 8.15, 12.21, 12.164, 13.172, 14.41 And liabilities, 5.48, 5.169 Mixed, 2.53, 2.56, 2.61-.62, 3.25, 4.72, 13.48, 13.58, 13.129.13.172 Nondivisible, 8.8, 8.12–.16, 12.155 Passing, 12.23, 12.36, 12.39 Reclassifying, 10.14, 12.16, 12.25-.27, 12.101, 12.114-.115, 12.121 Transferred, 8.4, 8.32, 10.81, 12.76, 12.159, 13.87, 13.91, 13.97 Value, 2.63-.64, 8.13, 8.15, 8.21, 8.24

B

Bankruptcy

Generally, 4.39, 10.69–.111 Court, 5.10, 8.26, 10.80–.81, 10.89, 10.104, 10.107, 10.109, 14.16, 14.35 Estate, 5.10, 8.26–.27, 10.74–.75, 10.80–.81, 10.83, 10.85–.86, 10.89, 10.92, 10.103–.104 Beneficiary

Designation, 2.101, 4.20, 4.23, 5.100, 5.104–.105, 6.49, 6.52, 11.80, 12.64, 12.67–.68, 12.123 12.132–.135, 12.140–.142, 13.5, 13.22 Third-party, 5.100, 5.104, 6.49, 6.50, 6.52, 6.57, 11.113, 11.115, 12.68

Bona Fide Purchaser Status, 4.47, 4.66–.67, 4.69

Business

Assets, *see* Assets, business Interests, 4.58, 4.76, 4.80–.83, 6.24, 6.33, 8.21, 10.74–.75, 10.77, 12.79, 12.109, 12.118

С

Child Support, 5.57, 6.4, 6.15, 8.1, 8.30, 8.32–.33, 8.36, 8.38–.39, 10.23

Children, Minor, 5.13, 6.4–.5, 6.30, 6.49, 6.71, 8.30–.31, 9.84, 10.5, 10.110, 13.162

Choice of Laws

Principles, 14.1, 14.3, 14.10, 14.16, 14.21, 14.23, 14.35–.36 Rules, 12.120, 14.3, 14.8, 14.18, 14.20

Classification

Initial classification, 3.14–.20, 3.23–.27, 3.31
Interim classification, 3.14–.18, 3.20–.27, 3.31
Rules, 2.10, 2.75–.76, 3.32, 4.84, 8.18, 12.91, 12.102–.103, 12.139, 12.155
Special, 2.25, 2.73, 2.90–.91, 3.32, 3.33, 12.22, 12.90–.91, 12.103, 12.123, 12.139
Status, final, 3.14–.31

Common Law

Jurisdictions, 9.24, 11.95, 12.120, 14.14, 14.16, 14.18–21, 14.25, 14.30, 14.33–.34 Property states, 4.21, 8.5, 9.4, 12.120, 13.164, 14.36 State, 8.10, 9.3, 9.79, 14.13, 14.16, 14.18, 14.21, 14.24–.25, 14.30, 14.36

Community

- Assets, 4.21, 4.30–.32, 4.46, 9.10, 9.11 Claims, 10.86, 10.92–.93, 10.95–.96, 10.98–.103, 10.107, 10.109 Debts, 4.31, 4.32, 4.53, 9.8, 9.11, 9.31, 10.15, 10.107,
- 14.16 Funds, 2.64, 4.21, 4.30, 4.32, 4.37, 14.36

Community Property

- Generally, 5.105, 5.141, 10.15, 10.75, 10.107, 10.109, 11.29, 11.32, 11.45, 11.49–52, 11.77, 12.120, 14.16, 14.18, 14.47
- Assets, 2.64, 4.30, 4.32, 8.43, 9.8, 9.9, 10.89, 10.107, 10.109, 11.67, 12.10, 12.15, 12.107, 12.114, 12.120
- Jurisdictions, 4.32, 4.57, 12.120–.121, 14.14–.15, 14.20–.21, 14.25, 14.33, 14.35–.36
- Laws, 5.105, 6.12, 9.3, 9.24, 11.8, 11.14, 11.22–.23, 11.27, 11.43, 11.80, 12.102, 14.9, 14.13, 14.33
- Principles, 4.29, 5.21, 8.43, 9.9, 10.20, 13.2
- Rights, 4.21, 5.47, 5.141, 11.1, 11.32, 11.84, 11.89, 11.115, 12.26, 12.102, 14.19, 14.46–.47
- States, 2.56, 2.64, 4.30, 4.32, 6.11–.12, 9.7–.8, 9.10, 9.24, 11.14, 14.1, 14.14–.15, 14.36
- Consent, Informed, 5.53, 7.1, 7.5–.6, 7.14, 7.15
- **Contracting Parties**, 5.51, 5.53, 10.83, 12.130, 12.141, 12.147
- **Contracting Spouse**, 4.72, 5.112, 12.139, 12.142– .143, 12.145, 12.147–.150, 14.16
- **Contractual Freedom**, 5.4, 5.38, 5.111–.112, 5.117, 5.132, 5.144

Control, see Management and Control

Court

Approval, 4.58, 4.73, 6.22, 8.36, 11.51, 12.149 Judgment, in future, 5.163 Order, 4.18, 4.69, 10.14, 10.40–.41, 10.75, 10.77,

10.79–.81, 10.83, 13.52

Trial court, 4.21, 4.30–.32, 4.52

Credit

- Equal access to, 9.4–.5, 9.11, 9.19, 9.42, 9.60, 9.79, 10.34
- Extending, 4.72, 6.14, 6.30, 9.35, 9.39, 9.57, 9.76, 9.79, 10.10–.11
- Extension of, 4.2, 6.65, 9.63, 9.69–.70, 9.76, 9.84, 10.8, 10.10, 10.32, 10.34, 10.40, 10.46, 10.54, 10.74, 13.88

- Granting, 9.3–.4, 9.7–.9, 9.13, 9.19, 9.26, 9.55, 9.76, 9.77, 9.79, 9.99, 10.81
- Nonapplicant spouse, creditworthiness, 9.55, 9.63– .64, 9.69–.70, 9.101, 9.103, 9.105, 10.37, 10.39, 10.54–.55, 10.68
- Obtaining, 9.4–.5, 9.13, 9.22, 9.26, 9.40, 9.42, 9.71, 9.96
- Provisions, 9.59, 9.95
- Transactions, 7.17–.18, 7.20, 9.13, 9.15, 9.17, 9.19, 9.42, 9.46, 9.49–.50, 9.64

Credit Cards, 6.40, 9.66, 9.70, 9.102-.103

Creditors

- Claim, 10.95, 10.107, 12.166, 13.102, 14.13, 14.16, 14.18, 14.35 Creditor-debtor relationship, 9.13, 9.34, 9.42, 9.112,
- 10.24, 10.35
- Recovery by, 10.5, 10.32, 10.44–.46, 10.107
- Rights, 3.26–3.28, 6.40, 9.47, 9.64, 9.70, 10.35, 10.36, 10.41–.42, 10.45–.46, 10.54

Unsecured, 9.19, 9.79, 10.10, 10.87, 12.66, 13.91

Creditworthiness

Attribution of, 9.19, 9.22, 9.40, 9.51, 9.76 Evaluating, 9.22, 9.49, 9.55, 9.99, 9.101

D

Death Act, 11.32, 12.102, 12.120, 14.19, 14.40, 14.46-.47

Death Benefits, 2.24, 2.75, 4.7, 4.13, 8.12, 11.53, 13.11, 13.67, 13.156, 13.160

Debt, see Obligations

Debtor

- Generally, 10.66, 10.71, 10.74–.77, 10.81, 10.85–.89, 10.92–.93, 10.98, 10.101, 10.103, 10.107, 10.111
- Debtor spouse, 8.27, 9.3, 10.75, 10.77, 10.83, 10.92, 10.95, 10.99–.100, 10.103, 10.109, 13.94, 14.35
- Debtor's spouse, 8.26–.27, 10.59, 10.61, 10.74–.75, 10.86, 10.87, 10.89, 10.90, 10.97–.98, 10.109
- Incurring spouse, 4.53, 4.55–.56, 6.34, 8.23, 9.67, 10.8, 10.10, 10.29, 10.40, 10.46–.47, 10.52, 10.61, 10.68
- Interest, 9.113, 10.75–.76, 10.81, 10.86, 10.89, 10.101, 10.103, 10.107

Deceased Spouse

- Generally, 2.18, 6.46, 6.56–.57, 13.10–.11, 13.33– .34, 13.36, 13.55–.57, 13.59, 13.62, 13.86–.87, 14.14
- Death of, 11.69, 11.72–.73, 13.54, 13.57, 13.76, 13.79, 13.88, 13.136–.138, 13.140, 13.150–.151, 13.154, 13.156, 14.24
- Estate, 4.60, 4.83, 5.32, 5.64, 5.117, 5.132, 9.76, 11.50, 11.84, 11.88–.89, 11.91, 12.39, 12.44, 12.84, 12.112, 12.115–.116, 12.121, 13.5, 13.9, 13.36, 13.61, 13.87, 13.91–.92, 13.125
- Interest, 4.83, 5.101, 5.104, 6.57, 10.57, 11.51, 11.88, 11.126, 12.31, 12.35, 12.39, 12.55, 12.66, 12.106, 12.147–.148, 13.14, 13.51–.52, 13.66–.67, 13.71, 13.75, 13.172
- Probate estate, 13.70, 13.98, 13.100, 13.149-.150
- Property, 11.84, 12.44, 13.14, 13.51, 13.54, 13.71, 13.73, 13.148, 13.154, 13.156, 14.40

Deferred-Employment-Benefit Plans, 2.16, 2.26– .27, 3.5, 4.7, 4.20, 4.24–.25, 5.85, 5.115, 5.151, 6.52–.53, 6.56–.57, 11.80, 12.123, 12.139, 12.147, 13.62–.64, 13.66–.67

- **Deferred Marital Property Election**, 2.18, 4.81, 5.81–.82, 5.141, 13.16, 13.34, 13.36, 13.49, 13.133, 13.136–.138, 13.141–.145
- **Designated Beneficiary**, *see* Beneficiary, designation

Determination Date

Definition 2.3

Disclaimer, Qualified, 11.122, 11.126, 12.62, 12.106, 12.134, 12.142

Disclosure, Reasonable, 5.40, 5.46, 5.48, 5.79, 5.89, 5.126, 5.136, 5.139–.140, 5.150, 5.160, 5.163, 5.166

Dissolution

Action, 6.49, 6.59–.60, 8.4–.5, 8.17, 8.21, 8.23–.24, 8.26, 8.34, 8.38, 10.74, 10.79 Decree, 8.21, 8.24, 8.27, 10.5, 10.45, 10.92

Divorce

Action, 4.30–.32, 5.38, 5.105, 5.107, 5.136, 5.140, 7.6, 8.21, 14.25, 14.34 Court, 5.139, 6.6, 6.43, 8.18, 8.26, 14.15, 14.25, 14.33 Decree, 5.10, 5.105, 8.21, 9.97, 10.87–.88, 10.92, 11.5, 11.59, 11.120, 14.20 Effect at, 2.19 Judgment, 5.65, 8.17, 9.85, 10.16, 11.6, 11.59, 12.72

- **Domicile, Wisconsin**, 2.4, 3.31–.33, 5.26, 5.77, 5.87, 5.120, 9.112, 12.18, 12.167, 13.142, 14.23, 14.36, 14.46
- Duty, Fiduciary, 4.29, 4.30, 6.12, 6.14, 12.111

E

Equal Credit Opportunity Act (ECOA), 9.31, 9.42, 9.54, 9.58, 9.79, 9.95, 10.68

Estate

Administration, 12.167, 13.1, 13.9, 13.11, 13.15, 13.23-.24, 13.45, 13.49, 13.53, 13.87, 13.91, 13.157, 13.160 Divisible, 4.30, 8.8, 8.15, 8.21, 12.101 Plan, 5.144, 7.11, 7.12, 12.5, 12.10, 12.13, 12.18, 12.22-.23, 12.31, 12.35, 12.71, 12.84-.86, 12.94, 12.121, 12.123 Planners, 5.104, 11.80, 11.91, 12.1, 12.18, 12.21, 12.35, 12.101, 12.118 Planning, 5.104, 7.9-.12, 12.1-.2, 12.44, 12.45, 12.85, 12.86, 12.90-.91, 12.119-.121, 12.123 Survivor's, 12.23, 12.78, 12.79, 12.90, 12.135, 12.143 Tax, 3.32, 11.65-.66, 11.80, 11.120, 11.128, 12.23, 12.39, 12.78, 12.107, 12.116, 12.121 -federal estate tax, 11.66-.67, 11.71-.73, 11.76-.77, 11.80, 11.83-11.84, 12.23 -planning, 12.23, 12.78, 12.83, 12.85-.86, 12.118

Ethical Issues, ch. 7

F

Family Purpose Creditors, 5.104, 8.21, 10.11, 10.42, 10.46–.47, 12.25, 12.66, 12.157, 12.163, 12.166 Obligations, 6.34, 6.39, 8.24, 9.19, 9.67–.68, 9.70, 10.8, 10.15, 10.40, 10.45–.47, 10.97 Statement, 9.70–.71, 10.8, 10.21, 10.54

Fiduciary Duty, see Duty, fiduciary

Financial Disclosure Forms, 5.74, 5.77–.78, 5.84, 5.87–.88, 5.172, 5.175, 5.178

Financial Provisions, 5.46, 5.64, 5.111–.112, 5.128, 5.141, 5.144, 11.97

Fraudulent Transfers, 5.20, 10.80–.82, 10.85–.88, 12.166

G

Gifts

- Interspousal, 2.33, 3.4, 8.4, 8.32, 10.77
- Lifetime, 11.125, 12.13, 12.69, 12.71, 12.104, 13.55– .56
- Of marital property, 4.9, 4.37, 4.39, 4.41, 4.61, 4.73, 6.36, 6.43, 7.20, 10.21, 11.104–.105, 11.108, 12.7, 12.48, 12.73, 12.75, 12.107, 13.8–.10, 13.57, 13.59
- Property acquired by both parties, 8.4, 8.10, 8.12, 12.155, 14.9, 14.15 Recoveries, 13.48, 13.54, 13.57–58, 13.62, 13.129
- Taxable, 3.32, 11.101, 11.116, 11.118, 12.107, 13.45
- **Good-Faith Obligation**, 4.9, 4.21–.22, 4.29–30, 4.31–.33, 7.20

Governmental Benefits, 4.85-.92

- Grantor Retained Annuity Trusts, 12.114–.115, 13.152
- **Gross Income**, 4.87, 8.33, 11.8, 11.14–.15, 11.39, 11.44, 11.110

Η

Homestead Property, 2.29, 4.12, 10.8, 10.62, 12.72–.73, 12.113

I

Income

And assets, 4.53, 4.90, 5.13, 6.30, 9.3, 9.73, 9.97 Stream, 8.17, 9.5, 9.22, 9.42, 9.77, 9.79, 9.96–.97 Unearned, 2.33, 2.53, 4.91, 8.24, 9.26–.27

Income Taxes

Generally, 2.6, 8.16, 10.15, 10.18, 11.12, 11.14, 11.45, 11.59, 11.63, 12.88, 12.114, 12.123, 12.150, 12.164, 14.45 Purposes, 5.14, 11.15, 11.53, 11.55, 11.88, 11.110, 12.24, 12.56, 12.96, 12.114–.115, 12.117

Incurring Spouse, see Debtor

Individual Property, 2.9, 2.31-.33

Individual Retirement Accounts (IRAs)

Generally, 2.92, 4.20, 5.151, 8.12, 10.46, 11.22–.23, 11.79–.80, 12.88, 12.123–.124, 12.130, 12.139, 12.141–.143, 12.145, 12.147–.149 Assets, 12.88, 12.141–.142, 12.148 Planning for, 12.136–.137

Insurance

Insured spouse, 2.75, 2.77, 2.79–.80, 2.83–.85, 4.23, 4.84, 12.90, 12.107, 14.36

- Life insurance, 2.83, 4.7, 4.13, 4.84, 5.151, 11.52– .53, 11.73, 12.90, 12.165, 13.63–.64, 13.66, 13.160
- Noninsured spouse, 2.81, 2.85, 5.91, 6.49–.50, 6.57, 12.35, 12.90, 12.107
- Policy, 2.75, 4.84, 5.100, 5.115, 5.151, 12.69, 13.11, 13.151, 14.36
- **Interest in Marital Property**, 5.141, 6.31, 7.11, 11.51, 11.57, 12.64, 13.7, 13.170, 14.8

Interspousal Gifts, see Gifts, interspousal

Intestate Succession, 6.7, 12.73, 12.147, 13.14, 13.132, 14.24, 14.40

Invalid Marriages, 8.1, 8.40, 8.42-.43

- Irrevocable Life Insurance Trust, 2.88, 4.23, 5.146, 11.75, 12.90, 12.106–.107
- Irrevocable Trust, 4.61, 4.73, 5.19, 11.50, 11.56, 11.112–.114, 12.96, 12.107, 12.114, 13.45, 13.79

J

Joint Revocable Trust, 5.103, 11.38, 11.55, 11.57, 11.93–.94, 12.31, 12.47, 12.84–.86, 12.149

Joint Tenancy

- Joint tenants, 6.55–.56, 10.75, 10.77, 11.32, 12.29– .31, 12.83, 12.85–.86, 12.121 Property, 6.56, 10.46, 11.32, 11.38, 12.31, 12.66–.67, 12.83–.84, 12.106, 12.165–.166, 13.87, 13.91
- Judgment Debtor, 4.54–.55, 9.77, 9.110, 10.56–.57, 10.59–.61, 12.167
- Judgment Lien, 4.54, 9.76, 9.110, 10.56–.57, 12.166, 13.87, 13.91

L

- Life Estate, 5.27, 11.84, 11.92, 11.95, 11.100, 11.116
- Limited Marital Property Agreements, 4.83–.84, 5.48, 5.115, 5.154, 7.14, 7.21, 8.36

Loss of Future Income, 2.16, 2.29, 5.115

Μ

Management and Control

- Generally, ch. 4
- Joint, 9.16-.17, 10.73-.75, 12.31
- Of marital property, 10.34–.35, 11.105, 12.119, 12.158, 13.43
- Provisions, 4.7, 4.11, 4.36, 4.64, 4.69, 4.76, 4.83, 5.92, 12.158
- Rights, 4.7, 4.9, 4.21, 4.51, 4.58, 4.69, 4.72, 4.76, 6.28, 9.28, 10.8
- Rules, 4.2, 4.4, 4.7–.8, 4.61, 4.76, 7.20, 9.19, 9.42, 9.108, 11.45, 13.27, 14.36
- Marital Deduction, 5.114, 5.150, 11.84, 11.89, 11.91–.92, 11.94, 11.100, 12.39–.40, 12.76, 12.79, 12.85, 12.121
- Marital Estate, 2.18, 6.6, 6.12, 6.56, 8.21, 8.37, 8.43, 9.24

Marital Property

- Generally, 4.46, 4.51–.53, 4.59–.62, 4.68–.69, 10.34– .35, 10.52, 10.75, 10.96–.101, 10.103, 12.13–.15, 12.34–.35, 12.75–.76, 12.120, 12.157–.158 Agreement, 4.66, 5.8–.14, 5.18–.21, 5.23–.27, 5.29–
- .38, 5.62–.65, 5.100, 5.116–.118, 7.13–.16, 8.37– .39, 9.63–.64, 10.35–.37, 11.62–.63, 12.58, 13.59–.62
- Definition, 2.8, 5.150
- Funds, 4.39–.40, 4.76, 4.81, 4.84, 8.13–.14, 8.18, 8.21, 10.21, 10.23, 10.47, 12.102, 12.107
- Interest, 2.49–.50, 4.13, 4.81, 4.83–.84, 5.141, 5.151, 6.49, 6.57, 7.20, 10.23, 11.67, 13.23
- Law, 2.5, 2.8–.9, 2.22–.23, 2.81, 2.83–.84, 2.92, 2.94–.96, 6.6, 8.16, 12.1–.2, 12.5, 12.123, 12.162
- One-half interest in, 6.34, 6.36, 11.123, 13.9, 13.23, 13.173
- Ownership interest, 4.7, 4.83, 5.141, 5.172, 8.13, 10.23, 10.89
- Recover, 6.12, 6.34, 10.10, 10.21, 10.59, 10.111, 11.77
- Rights, 5.20, 5.141, 5.144, 7.16, 12.5, 12.104, 12.147, 14.16, 14.29

Rules, 4.86, 8.1, 8.4

Security interest in, 6.34, 9.105–.106, 10.35 Spouse's interest in, 6.34, 7.11, 9.102, 10.8, 13.104 Transfer of, 4.41, 6.43, 6.49, 11.53, 11.77, 11.112, 12.114, 13.10

Marital Property Act, 2.1–.2, 2.19, 3.33, 8.4–.5, 8.32, 9.51, 9.70, 9.91, 9.99, 9.105–.108, 10.68, 11.1, 14.13

Marital Status, 9.57-.58, 9.62-.63, 9.92-.93, 10.32

Marriage

Agreements, 5.2, 5.30, 5.36, 5.60, 5.82, 5.120–.121, 5.132, 5.140–.141, 5.144–.147, 5.175, 5.178, 13.60–.62, 14.36–.38 Prior, 2.85–.86, 3.32–.33, 4.37, 5.13, 5.38, 5.43, 6.34, 6.43, 8.32, 13.47, 14.36 Same-sex, 1.1, 2.4 Subsequent, 5.100, 5.104, 6.34, 6.49, 8.31–.33, 10.23

Mismanagement, 4.58, 4.77, 6.22, 6.27–.29, 6.33, 6.38, 6.71, 8.21

Mixed Property, 2.39-.50

N

Nonmarital Property

Generally, 4.8, 8.16, 10.29, 10.40, 10.47, 10.72, 10.103, 12.9, 12.84, 12.120, 12.153–.157 Components, 2.44, 2.53, 2.61, 4.8, 10.47, 11.38, 13.38 Funds, 4.40, 10.47, 11.12, 12.87, 12.121

Nonprobate Assets, 5.2, 12.16, 13.16, 13.87, 13.91, 13.116, 13.132–.133, 13.135, 13.157, 14.14

Notice Requirements, 9.50, 9.68, 9.70, 10.39, 11.9

0

OASDI Benefits, 4.87–.88

Obligated Spouse

Generally, 6.5, 8.24, 8.31, 9.76, 9.112, 10.23–.24, 10.52, 13.84, 13.86–.88, 13.92, 13.97–.98, 13.101–.102, 13.115–.116, 13.124–.125 Nonprobate transfers, 13.86, 13.96, 13.106, 13.115 Probate property, 13.85, 13.95, 13.105, 13.114

Obligations

- Contractual, 4.83, 5.121, 10.8, 11.92
- Non-family-purpose, 4.53, 9.31, 9.68, 10.16, 10.86, 10.93, 10.103, 10.109, 11.15
- Other, 10.27, 10.29, 13.119–.121
- Pre-Act, 9.67-.68, 9.112, 13.92, 13.94, 13.96
- Predetermination date, 8.32, 9.34–.35, 9.110, 9.112, 10.10, 10.21, 10.27, 13.94, 13.98, 13.100, 13.106, 13.108, 13.110, 13.112
- Property and financial, 5.48, 5.82, 5.92, 5.150, 5.160, 5.163, 5.166, 5.169
- **Open-End Credit Plans**, 5.10, 6.40, 9.50, 9.64, 9.70, 10.39–.40, 10.68
- **Overpayments**, 10.16, 10.17, 11.6, 11.8, 11.15, 11.63

Р

Postmarital Agreements, 5.2, 5.10, 5.16, 5.40, 5.55, 5.116, 5.123, 5.125, 5.127, 5.136, 5.140–.141, 11.63

- **Power of Management and Control**, 4.31, 4.73, 9.10, 11.77, 12.75
- Pre-Act Marriage Agreements, 5.48, 5.124–.129, 5.131–.132, 5.134, 5.136, 5.139–.141, 5.143–.146

Pre-Act Obligations, see Obligations, pre-Act

Predetermination Date

- Obligations, 8.32, 9.34–.35, 9.110, 9.112, 10.10, 10.21, 10.27, 13.94, 13.98, 13.100, 13.106, 13.108, 13.110, 13.112
- Property, 4.37, 4.43, 10.23, 10.103, 11.102, 11.124– .125, 12.9, 12.13, 12.23, 12.25, 12.35–.36, 12.72– .73, 12.155, 12.159
- Premarital Agreements, 5.2, 5.16, 5.20, 5.25, 5.38, 5.40, 5.43, 5.47–.48, 5.55, 5.60, 5.123, 5.125–.128, 5.136, 5.137, 5.140
- Premarriage Obligations, 8.31–.32, 10.23–.24, 10.27, 10.29, 10.35, 10.93, 10.97–.98, 13.92
- **Probate Estate**, 4.83, 5.12, 5.104, 9.76, 10.46, 13.86, 13.92, 13.96, 13.110, 13.119

Property

- Acquisitions of, 4.46, 5.30, 5.104–.105, 5.117, 6.68, 6.70, 9.28, 10.81
- After-acquired, 5.24, 5.35, 5.100, 5.106, 10.35, 12.58, 14.38
- Assets, 4.43, 10.41–.42, 10.74, 10.79, 10.81, 10.103, 12.36, 12.52, 12.72–.73, 12.107, 12.155, 12.163
- Classification, 2.2, 2.4, 2.17, 2.19, 2.101, 2.103, 3.1– .2, 3.8, 3.10, 3.16–.17, 10.80–.81, 12.147
- Debtor's, 10.86, 10.90, 10.92-.93, 10.103, 13.94
- Disposition of, 2.97, 2.100–.101, 5.24, 5.32, 5.34, 5.43, 5.82, 5.100, 5.163, 7.14, 9.76, 12.1
- Distribution of, 2.19, 5.134, 5.139, 12.56, 13.1, 13.43
- Divisible, 4.32, 8.4, 8.8, 8.13, 8.14–.15, 8.21
- Division, 2.19, 5.43, 5.107, 5.140, 8.4–.5, 8.12, 8.15– .19, 8.21, 8.27, 8.36, 10.81
- Exempt, 4.55, 6.37, 10.67, 10.71, 10.88–.89, 10.107, 13.155
- Funds, 4.23, 10.47, 11.18, 11.100, 12.107, 12.155
- Inherited, 5.104, 5.140, 8.12, 8.14, 8.37, 12.104, 12.164, 14.36
- Interest in, 2.7, 4.48, 5.20, 5.104, 9.28, 10.23, 10.52, 11.70, 11.95–.96, 11.120, 13.71, 14.24
- Interests
- -decedent's marital, 4.23, 4.84, 6.50, 13.52, 13.54, 13.75

- —nonholding spouse's marital, 4.76, 4.83, 12.92, 12.95, 12.99, 12.118

- -surviving spouse's marital, 2.84, 5.100, 10.46,
 - 11.23, 12.54, 12.68, 1983, 13.34, 13.43
- Nondivisible, 8.4, 8.8, 8.12-.16, 12.155
- Ownership, 5.75, 5.111, 5.112, 5.141, 5.143–.144, 8.5, 10.41, 10.79, 13.1, 14.16, 14.36, 14.47
- Passing, 5.101, 7.16, 9.76, 11.96, 11.127, 12.62, 12.106, 12.121
- Reclassification of, 2.10, 2.102, 5.100, 5.150, 8.12, 10.36, 11.63
- Rights and obligations, 5.1–.2, 5.29, 5.30, 5.140– .141, 5.146, 8.27, 10.30, 11.120, 12.5, 14.36, 14.43, 14.47
- Transfer, 5.23, 11.100, 12.45, 12.69, 13.168-.169

Transfer of, 5.32, 6.7, 6.9, 10.46, 11.21, 11.37-.38, 11.84, 11.120, 12.48, 12.72, 12.106, 13.152, 14.35 - .36Transferred, 6.7, 6.46, 6.55, 8.32, 10.87, 11.21, 12.13, 12.73 **Property Agreement** Anticipatory marital, 5.2, 5.25-.26, 5.120, 5.124, 5.145 Comprehensive marital, 5.82, 5.104, 12.22, 12.44, 14.41 Nonstatutory marital, 5.23, 5.74, 5.76, 5.82, 5.84, 5.86, 5.92, 5.95 Opt-in marital, 5.115, 11.101, 12.30, 12.103, 12.120, 12.163-.164 Statutory terminable individual property classification agreement (STIPCA), 5.72, 5.74-.82, 5.91, 5.112, 5.147 Statutory terminable marital property classification agreement (STMPCA), 5.82, 5.84-.92, 5.115 Subsequent marital, 2.99, 5.79, 5.81, 5.89, 5.98, 5.104, 5.178 Will-substitute marital, 5.19, 5.23-.24, 5.35, 5.100-.101, 9.76, 14.40

Q

Qualified Terminable Interest Property (QTIP) Marital Trust, 11.70, 11.92, 11.94, 12.39, 12.78, 12.79, 12.111, 12.159

R

Remarriage, 5.2, 5.103, 5.111, 8.32, 10.23, 11.96

Remedies

Control, 4.76 Creditors', 10.47, 10.75 Interspousal, 4.48, 6.19, 6.36, 6.40, 6.60, 8.21, 10.10, 10.21, 10.23, 10.35, 10.75 Statutory, for nondonor spouse, 11.106

- **Revocable Living Trust**, 4.61, 11.77, 11.113, 12.45, 12.47–.48, 12.51–.52, 12.55, 12.102, 13.5, 13.32, 13.42–.45
- **Revocation**, 5.21, 5.23, 5.104–.106, 5.117, 5.130, 5.163, 5.166, 11.57

S

SSI, see Supplemental Security Income (SSI)

- Sample Agreements, 5.112, 5.141, 5.147–.148, 5.151, 5.154, 5.157, 5.160, 5.163, 5.175, 5.178
- Sample Forms, 5.166, 5.169, 5.172, 6.65, 6.68, 6.71, 7.21, 7.22, 10.114

Spouse

Death of, 4.12, 4.83, 5.20, 5.23, 5.63, 5.64, 5.80-.81, 5.90, 5.100, 5.104, 5.126, 5.128, 5.141, 5.144, 6.43, 7.14, 10.39, 10.45, 11.75, 11.77, 12.23, 12.79, 12.88, 12.120, 13.11-.12 -former, 12.52, 13.77 Estate, 4.81, 5.19, 5.33-.34, 5.104, 5.111-.112, 5.132, 8.38, 10.109, 11.50, 11.66, 13.8 First, 5.103-.105, 11.51, 11.66, 11.95-.96, 11.115, 12.51, 12.59, 12.78, 12.85-.86, 12.111 Former, 4.21, 4.54-.55, 5.10, 5.24, 5.65, 5.105, 8.24, 8.31-.32, 9.85, 10.5, 10.14, 10.57, 10.64, 10.75, 10.80-.81, 10.87, 10.89, 10.92, 10.108, 10.110-.111, 11.6, 11.15, 11.21 Income, 4.86, 5.111, 5.141, 7.18, 7.20, 9.3, 9.24, 10.14-.15, 11.5, 11.14-.15 Name, 4.5, 4.51, 4.73, 4.76-.77, 5.111-.112, 5.141, 9.16, 12.12, 12.18, 12.23, 12.158 New, 5.13, 5.100, 5.104, 8.31, 8.33 Noncitizen, 11.92, 11.101, 12.120-.121 Noncontracting, 12.88, 12.139, 12.142-.143, 12.145, 12.147-.150, 14.16 Nonemployee, 2.95, 4.14, 4.18, 4.20–.23, 5.30, 5.91, 5.115, 6.37, 10.61, 11.79, 12.123 Nonincurring, 4.53, 8.23–.24, 8.26, 9.3, 9.37, 9.40, 10.8, 10.47, 10.52, 10.57, 10.59, 10.61, 10.64, 10.68, 10.71, 10.75, 10.81, 10.86, 10.89, 10.98, 10.101, 10.103, 10.107, 10.108 Nonmarital property, 2.13, 2.47, 5.141, 6.36, 7.11, 10.8 Nonowner, 4.13, 4.81, 11.30, 11.67, 12.91, 14.1 Nonparticipant, 11.79, 11.80, 12.123, 12.126, 12.128, 12.130, 12.136 Nontitled, 5.31, 6.12, 6.22, 6.33, 8.21, 9.74, 9.108, 10.62, 11.80, 12.39, 14.18, 14.34 Obligations, 4.30, 4.61, 6.4, 8.39, 9.113, 10.41, 13.84 Property, 4.77, 5.48, 5.141, 7.11, 9.3, 9.97, 10.54 Spousal support, 2.97, 2.101, 5.32-.33, 5.57, 5.141, 8.36, 8.38

Social Security, 4.87, 4.91

State Law, 10.15, 10.75, 10.77, 10.80–.81, 10.83, 10.85–.86, 10.89, 11.23, 11.29, 11.96, 12.72, 12.139, 12.149

Statutes

- Financial disclosure forms, 5.150, 5.160, 5.163, 5.166
- Forms, 5.72, 5.74, 5.76, 5.82, 5.84, 5.86, 5.92, 5.174, 5.177
- Provisions, 5.2, 5.4, 5.10, 5.100, 5.105, 5.107, 5.144, 9.64, 9.68, 14.13–.15
- Requirements, 4.72, 5.23, 5.139, 10.71, 11.62, 11.97 Rules, 5.30, 5.95, 5.112, 5.151, 11.125, 14.16, 14.46

Statutory Terminable Individual Property Classification Agreement (STIPCA), see Property Agreement

Statutory Terminable Marital Property Classification Agreement (STMPCA), see Property Agreement

Stock, Shares of, 3.14-.16, 8.16, 12.115, 13.23

Supplemental Security Income (SSI), 4.89–.90, 4.92

Support Obligations, 6.4–.5, 8.30–.31, 8.33, 8.40, 10.5–.6, 10.95–.96, 13.82, 13.91

Surviving Spouse

- Death of, 5.23, 5.100, 5.103–.104, 5.106, 12.111 Estate, 5.104, 12.23, 12.39, 12.111, 12.147, 12.150
- Interest, in property, 2.18, 5.100, 6.7, 6.46, 7.16, 11.50, 11.88, 11.115, 12.8, 12.68, 12.149, 13.9, 13.23, 13.88
- Property of, 13.27, 13.88, 13.108, 13.117, 13.121, 13.153-.154, 13.156
- —nonobligated spouse, 13.87, 13.97, 13.107, 13.116—obligated spouse, 13.91, 13.101, 13.111, 13.120
- Survivorship Marital Property, 4.12, 4.72, 5.85, 5.151, 9.76, 10.57, 11.32–.33, 11.125–.126, 12.30, 12.66, 12.83, 12.121, 12.165–.166, 13.80
- Survivorship Rights, 2.29, 5.118, 5.151, 12.30–.31, 12.67, 12.82–.86, 12.120–.121

Т

Tax

- Deceased spousal unused exclusion amount, 11.66
- Income, 2.6, 8.16, 10.15, 10.18, 11.12, 11.14, 11.45, 11.59, 11.63, 12.88, 12.114, 12.123, 12.150, 12.164, 14.45
- Innocent-spouse relief, 11.6, 11.8, 11.14–.15, 11.62
- Liens, 10.15, 10.16, 10.18-.19, 10.103
- Obligations, 5.10, 8.23, 10.15–.16, 10.18, 11.6, 13.81, 13.88
- Returns, joint, 9.60, 11.4–.9, 11.12, 11.14, 11.50, 11.108, 11.110
- Returns, separate, 10.16–.17, 11.6, 11.9, 11.12, 11.14–.15, 11.18, 11.50, 11.63
- Transfer, 11.6, 11.8, 11.10, 11.14–.15, 11.32, 11.35, 11.44, 11.47, 11.51, 11.53, 11.59, 11.62, 11.75, 11.77
- Wisconsin income tax
- --treatment, 11.5, 11.8, 11.11, 11.14, 11.17, 11.23-.24, 11.56, 11.59

Title

- Document of, 2.69–.70, 4.5–.6, 4.12, 4.18, 4.47, 4.67, 5.31, 5.118, 5.151, 5.160
- Name, 12.43, 13.30–.31, 13.33, 13.39–.40, 13.54, 13.75
- **Tort Obligations**, 4.53, 4.78, 6.34, 9.31, 10.23–.24, 10.27, 10.29, 10.36, 10.99–.100, 10.103, 13.108, 13.110

Tracing, 2.51–.65

Transferees, 4.83, 5.24, 5.105–.106, 10.15, 10.81, 10.86, 11.21, 12.64, 12.67–.68, 13.137, 14.14, 14.24

Transfers

Gratuitous, 2.19, 4.39, 10.42, 11.75, 12.72, 12.106 Nontestamentary, 5.160, 11.32, 13.66, 13.172, 14.40

Transfer Taxes, 11.6, 11.8, 11.10, 11.14–.15, 11.32, 11.35, 11.44, 11.47, 11.51, 11.53, 11.59, 11.62, 11.75, 11.77

Trust, *see also* Irrevocable Life Insurance Trust, Irrevocable Trust, Joint Revocable Trust, Revocable Living Trust, Qualified Terminable Interest Property (QTIP) Marital Trust Constructive, 6.49, 8.21, 8.42, 14.18

Grantor, 8.13, 11.50, 11.56, 12.96, 12.114–.115, 12.117, 13.45

U

UMPA, see Uniform Marital Property Act (UMPA)

Unclassified Property, 2.10, 2.34-.38

Uniform Disposition Act, 12.102, 12.120, 14.19, 14.30, 14.41

Uniform Marital Property Act (UMPA), 4.11-.15,

5.6, 5.40, 5.100, 5.121, 8.4–.5, 9.5, 9.7–.9, 9.19, 9.23, 9.31, 9.74, 13.1–.2

Uniform Premarital Agreement Act, 5.43

Unilateral Statements, 9.35, 9.63, 11.62

W

Will-Substitute Agreement

Generally, 5.11–.12, 5.100, 5.101, 5.103–.104, 5.106, 11.95, 11.115, 11.127, 12.35, 12.61–.62, 12.118, 14.40

Provisions, 5.12, 5.32, 5.34–.35, 5.100, 5.106, 12.59– .60, 12.62, 12.106, 12.120