## 2021 · WHAT ISSUES SHOULD I CONSIDER WHEN MOVING OUT OF STATE?



CASH FLOW ISSUES	YES	NO
> Do you need to examine how your move will affect your regular budget/recurring expenses?		
Do you need to fund any significant costs in the near term?  If so, consider what resources to tap when covering any short-term shortfall (e.g. cash, borrowed funds, etc.).		
Do you need to review what state-specific benefits you might gain and/or lose on account of your move?  If so, consider the following:  Review how your legal rights change under your new state's laws (e.g. property rights, creditor protection, family law, probate and intentage etc.)		
<ul><li>intestacy, etc.).</li><li>If you are eligible for social benefits at the state level, review your new rights and take any steps necessary to enroll.</li></ul>		
Do you have dependent children for whom you are (or will be) funding educational expenses?  If so, consider how your change in residency may affect your funding plan and costs (such as 529 plan funding and tuition costs).		

ESTABLISHING DOMICILE	YES	NO
<ul> <li>Do you need to distinguish domicile and residency, as defined by your new and prior states?</li> <li>If so, consider the following:</li> <li>■ You can have only one legal "domicile" (the permanent home where you intend to remain or return), and the definition varies by state.</li> </ul>		
<ul> <li>Domicile determines what state's laws apply to you, including income and estate tax.</li> <li>You are automatically a resident of the state where you claim domicile.</li> <li>You can also trigger residency in your non-domiciliary state, potentially exposing you to dual taxation.</li> </ul>		
Does your new state allow you to file a declaration of domicile? (continue on next column)		

ESTABLISHING DOMICILE (CONTINUED)	YES	NO
<ul> <li>Are you a part-time resident of another state?         If so, consider the following:         <ul> <li>Understand how this can complicate the interpretation of your true legal domicile and resident status, and be mindful that your actions support your domicile claim.</li> </ul> </li> <li>Track the time spent in your claimed domicile and elsewhere, and review other factors considered by the states when asserting resident status.</li> </ul>		
Do you own real property in your former state (or another state)?  If so, consider conveying such real property to a revocable living trust to avoid ancillary probate.		
<ul> <li>Do you need to update your records and status with appropriate agencies?</li> <li>If so, consider the following:</li> <li>Notify the USPS, IRS, financial institutions, SSA, Medicare, VA, the Office of Federal Student Aid, etc., as applicable.</li> <li>Update your driver's license, vehicle registration, passport, voter registration, etc.</li> </ul>		
Are your estate planning documents from your prior domicile?  If so, consider updating your estate plan (wills, trusts, POAs, living wills, etc.) to conform with your new state's laws. Although your documents may be honored in your new state it is a best practice to update them upon changing domicile.		
Will you continue to have other ties to your former state (such as maintaining doctors)?  If so, be mindful how your actions might be construed if your domicile or residency is ever challenged. You may need to proactively sever ties to your prior state if there is a risk that the state will aggressively assert residency and seek to tax you.		

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TAX ISSUES	Y	/ES	NO
Is your move tax-motivated (i.e., are you exposure under your prior state's incom laws, and instead to be subject to the la lf so, it is critical that your domicile and res you do not provide a basis for dual taxation	ws of your new state)? dency are clear and that		
<ul> <li>Are you relocating because of your job?</li> <li>If so, consider the following:</li> <li>Expenses reimbursed by your employer for federal income tax purposes (except duty service members).</li> <li>Unreimbursed expenses that you cover deductible, so be sure to keep records of</li> </ul>	are no longer deductible in limited cases for active on your own may be		
Did you sell your prior home, and was it residence for two of the past five years? If so, you may be eligible to exclude from f \$250,000 of gains (\$500,000 if MFJ).	your principal [		
Do you need to review your state and fe and/or estimated payments?	deral withholdings		
Do you need to file state income tax ret (e.g., resident, non-resident)?	urns in multiple states [		
Are there other state or local taxes to consider sales, deed transfer)?	onsider (e.g., property,		
<ul> <li>Are you subject to income taxes in your own municipal bonds issued in your for If so, consider the following:</li> <li>Out-of-state municipal bonds will remain federal income taxes but will likely be su local income taxes.</li> <li>Review your investment strategy, and se alternatives with comparable ratings and</li> </ul>	exempt from oject to state and ek in-state, tax-free		
Are you married, and will you and your different states?	spouse be residents of [		

MISCELLANEOUS ISSUES	YES	NO
Is your prior state aggressive with residency audits and challenging changes of domicile (such as CA, CT, and NY)?		
Do you need to update your insurance policies (e.g., homeowners, renter's, auto, umbrella, etc.)?		
<ul> <li>Do you have Medicare Advantage, a Medicare Supplement, or Medicare Part D?</li> <li>If so, consider the following:</li> <li>Check whether your plan covers you in your new service area, what new options are available, and what action is needed to ensure that you are adequately covered.</li> <li>Your move opens a Special Enrollment Period for Advantage and Part D, during which you can make changes.</li> </ul>		
Will your healthcare coverage or needs change?		
Do you have an irrevocable trust?  If so, review what state laws apply to your trust and whether moving the trust is possible and beneficial.		
Do you work remotely?  If so, notify your employer of your move so they can update your state tax withholding.		
Are there unique state laws of which you need to be aware (e.g., community property, homestead exemption, etc.)?		



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## Wealth Management with Wisdom and Care



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