

**CONVERSION TABLES**  
**Copyright 2009. Mark K. Harder. All Rights Reserved.**  
**Michigan Trust Code to EPIC Article VII**

<b>Michigan Trust Code</b>		<b>EPIC</b>
<i>Part 1 - General Provisions and Definitions</i>		
7101	Short title	none
7102	Scope	none
7103	Definitions	none
7104	Knowledge	none
7105	Default and mandatory rules	none
7107	Governing law	none
7108	Principal place of administration	7101, 7305
7109	Methods and waiver of notice	none
7110	Others treated as qualified beneficiaries	none
7111	Nonjudicial settlement agreements	7207
7112	Rules of construction	none
7113	Penalty clause for contest of trust	none
<i>Part 2 - Judicial Proceedings and Trust Registration</i>		
7201	Role of court in administration of trust	7201(2)
7202	Jurisdiction over trustee and beneficiary	7103, 7104
7203	Subject-matter jurisdiction	7201(1)
7204	Venue	7202
7205	Trust proceedings; dismissal of matters relating to foreign trusts	7203
7206	Court; concurrent jurisdiction of litigation involving trusts and third parties	7204
7207	Proceedings for review of employment of agents and review of compensation of trustee and employees of trust	7205
7208	Trust proceedings; initiation by notice; interested persons	7206
7209	Registration of trusts	7101
7210	Registration procedures	7102
7211	Registration; qualification of foreign trustee	7105
<i>Part 3 - Representation</i>		
7301	Representation: basic effect	none
7302	Representation by holder of power of revocation or amendment or power of appointment	none
7303	Representation by fiduciaries and parents	none

<b>Michigan Trust Code</b>		<b>EPIC</b>
7304	Representation by person having substantially identical interest	none
7305	Appointment of representative	none
<i>Part 4 - Creation, Validity, Modification, and Termination of Trust</i>		
7401	Methods of creating trust	none
7402	Requirements for creation	none
7403	Trusts created in other jurisdictions	none
7404	Trust purposes	none
7405	Charitable purposes; enforcement	none
7406	Creation of trust induced by fraud, duress, or undue influence	none
7407	Evidence of oral trust	none
7410	Modification or termination of trust; proceedings for approval or disapproval	none
7411	Modification or termination of noncharitable irrevocable trust by consent	none
7412	Modification or termination because of unanticipated circumstances or inability to administer trust effectively	none
7413	Cy pres	none
7414	Modification or termination of uneconomic trust	none
7415	Reformation to correct mistakes	none
7416	Modification to achieve settlor's tax objectives	none
7417	Combination and division of trusts	7401(2)(ff), 7401(3)
<i>Part 5 - Creditor's Claims, Spendthrift and Discretionary Trusts</i>		
7501	Application; general provisions	none
7502	Spendthrift provision	none
7503	Trust for support	none
7504	Exceptions to spendthrift provision or trust for support	none
7505	Discretionary trust; effect of standard	none
7506	Creditor's claim against settlor	none
7507	Overdue distribution	none
7508	Personal obligations of trustee	none
<i>Part 6 - Revocable Trusts</i>		
7601	Capacity of settlor of revocable trust	none
7602	Revocation or amendment of revocable trust	none

<b>Michigan Trust Code</b>		<b>EPIC</b>
7603	Settlor's powers; powers of withdrawal	7303(2), 7308(1), (2)
7604	Limitation on action contesting validity of revocable trust; distribution of trust property	none
7605	Liability of trust for expenses, claims, and allowances	7501
7606	Trustee's duty to pay expenses and obligations of settlor's estate	7502
7607	Rules regarding payment of expenses and obligations	7503
7608	Trustee's duty to give notice	7504
7609	Presentation of claims against revocable trust	7505
7610	Limitation of time for presentation of claims to assert liability against revocable trust	7506
7611	Allowance and disallowance of claims against revocable trust	7507
7612	Payment of claims by trustee	7508
7613	Secured claims	7509
7614	Claims not due and contingent or unliquidated claims	7510
7615	Counterclaims of trustee	7511
<i>Part 7 - Office of Trustee</i>		
7701	Accepting or declining trusteeship	none
7702	Trustee's bond	7304
7703	Cotrustees	7405, 7406(2), (3), (4)
7704	Vacancy in trusteeship; appointment of successor	none
7705	Resignation of trustee	7307(4), 7308, 7405, 7407
7706	Removal of trustee	7104, 7305
7707	Delivery of property by former trustee	none
7708	Compensation of trustee	none
7709	Reimbursement of expenses	none
<i>Part 8 - Duties and Powers of Trustee</i>		
7801	Duty to administer trust	7301
7802	Duty of loyalty	7401(2)(v), 7403
7803	Impartiality	7302
7808	Settlor's power to direct	none
7809	Trust protectors; exercise of powers	none
7810	Control and protection of trust property	none
7811	Recordkeeping and identification of trust property	none
7812	Enforcement and defense of claims	none
7813	Collecting trust property	7410
7814	Duty to inform and report	7303
7815	Discretionary powers; tax savings	none

<b>Michigan Trust Code</b>		<b>EPIC</b>
7816	General powers of trustee	7401(1)
7817	Specific powers of trustee	7401(2)
7818	Trustee authority regarding environmental matters	7407
7819	Trustee authority regarding tax matters	7408
7820	Facility of payment provisions	7409
7821	Distribution upon termination	none
<i>Part 9 - Liability of Trustees and Rights of Persons Dealing with Trustee</i>		
7901	Remedies for breach of trust	none
7902	Damages for breach of trust	none
7903	Damages in absence of breach	none
7904	Attorney's fees and costs	none
7905	Limitation of action against trustee	7307
7906	Reliance on trust instrument	none
7907	Event affecting administration or distribution	none
7908	Exculpation of trustee	none
7909	Beneficiary's consent, release or ratification	none
7910	Limitation on personal liability of trustee	7306
7911	Interest as general partner	none
7912	Protection of person dealing with trustee	7404
7913	Certification of trust	none
8201	Uniformity of application and construction	none
8202	Electronic records and signature	none
8204	Effective date	none
8206	Application to existing relationships	none

**CONVERSION TABLES**  
**Copyright 2009. Mark K. Harder. All Rights Reserved.**  
**EPIC Article VII to Michigan Trust Code**

EPIC	Michigan Trust Code
<i>Part 1 - Trust Registration</i>	
7101 (Registration of Trusts)	7209
7102 (Registration procedures)	7210
7103 (Effect of registration)	7202
7104 (Effect of failure to register)	7202, 7706
7105 (Registration; qualification of foreign trustee)	7211
<i>Part 2 – Court Jurisdiction Concerning Trusts</i>	
7201 (Court; exclusive jurisdiction of trusts)	7201, 7203
7202 (Trust proceedings; venue)	7204
7203 (Trust proceedings; dismissal of matters relating to foreign trusts)	7205
7204 (Court; concurrent jurisdiction of litigation involving trusts and third parties)	7206
7205 (Proceedings for review of employment of agents and review of compensation of trustee and employees of trust)	7207
7206 (Trust proceedings; initiation by notice; interested persons)	7208
7207 (Approval of agreements adjusting beneficial interests)	7111(5), 7301, 7305
<i>Part 3 – Duties and Liabilities of Trustees</i>	
7301 (General duties not limited)	7801
7302 (Trustee’s standard of care and performance)	7803
7303 (Duty to inform and account to beneficiaries)	7604, 7814
7304 (Duty to provide bond)	7702
7305 (Trustee’s duties; appropriate place of administration; change)	7108, 7201, 7202, 7706
7306 (Personal liability of trustee)	7910
7307 (Limitations on proceedings against trustees)	7705, 7905
7308 (Duties and liabilities of successor trustees)	7603, 7705, 7812
<i>Part 4 – Powers of Trustees</i>	
7401 (Specific powers of trustee; exceptions)	7417, 7802, 7816, 7817
7402 (Relief from restrictions; court order)	7201, 7411, 7412, 7414, 7415
7403 (Conflict of interest; court authorization)	7802

<b>EPIC</b>	<b>Michigan Trust Code</b>
7404 (Persons dealing with trustee)	7912
7405 (Powers of remaining trustees)	7703, 7705
7406 (Powers exercisable by 1 or more trustees)	7105, 7703
7407 (Trustee authority regarding environmental matters)	7705, 7818
7408 (Trustee authority regarding tax matters)	7819
7409 (Payment provisions)	7820
7410 (Improper distribution or payment)	7813
<i>Part 5 – Claims Against a Decedent’s Revocable Trust</i>	
7501 (Liability of trust for expenses, claims, and allowances)	7605
7502 (Trustee’s duty to pay expenses and obligations of settlor’s estate)	7606
7503 (Rules regarding payment of expenses and obligations)	7607
7504 (Trustee’s duty to give notice)	7608
7505 (Presentation of claims against revocable trust)	7609
7506 (Limitation of time for presentation of claims to assert liability against revocable trust)	7610
7507 (Allowance and disallowance of claims against revocable trust)	7611
7508 (Payment of claims by trustee)	7612
7509 (Secured claims)	7613
7510 (Claims not due and contingent or unliquidated claims)	7614
7511 (Counterclaims of trustee)	7615

HD94493-1