

No. 377

## AN ACT

Amending the act of April 24, 1947 (P. L. 100), entitled "An act relating to the incidents of legal and equitable interests in real and personal property, including the validity thereof, the powers, rights, and duties of persons with respect thereto, and the disposition of interests which fail, and containing provisions concerning termination of trusts; releases and disclaimers of powers and interests, perpetuities, accumulations, charitable estates, rights of a surviving spouse in property as to which the decedent has retained certain powers; spendthrift trusts, limited estates in property, rules of interpretation, estates pur autre vie, estates in fee tail, and the Rule in Shelley's Case," clarifying the status of designations of beneficiaries of life insurance and of funds or other property passing under a will to a trust.

Estates Act of  
1947.

Act of April 24,  
1947, P. L. 100,  
amended by add-  
ing a new  
section 8.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. The act of April 24, 1947 (P. L. 100), known as the "Estates Act of 1947," is amended by adding, after section 7, a new section to read:

*Section 8. Designation of Insurance Beneficiaries Not Testamentary.—The designation of beneficiaries of life insurance shall not be considered testamentary, regardless of whether the insurance contract designates the ultimate beneficiaries or makes the proceeds payable, directly or indirectly, to a trustee of a trust under a will or under a separate trust instrument which designates the ultimate beneficiaries, and regardless of whether any such trust is amendable or revocable; or both, or is funded or unfunded, and notwithstanding a reservation to the settlor of all rights of ownership in the insurance contracts. Unless otherwise expressly provided in the conveyance, funds or other property so passing to a trust under a will shall become and be a part of the testamentary trust to be administered and disposed of in accordance with the provisions thereof, without forming any part of the testator's estate for administration by his personal representative.*

Act effective  
immediately.

Section 2. This act shall take effect immediately.

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

GEORGE M. LEADER