Choosing the Correct Trust Jurisdiction:
An Objective Comparison

	South Dakota	Texas
Dynasty Trusts	**Yes** *Ranked as #1* [1]	**Yes** *Up to 300 years*
State Income Taxation	**No**	**No**
Community Property Trusts	**Yes** [3]	**No**
Domestic Asset Protection Statute	**Yes** [4] *2 year statute of limitations* *Exception for child support*	**No**
Trust Protector	**Yes**	**Yes**
Directed Trusts	**Yes**	**Yes**
Decanting Statute	**Yes** *Ranked as #1* [5]	**Yes** *Ranked as #12* [5]
Trust Privacy Provision	**Yes - Total Privacy Seal Forever** [2] *Automatically attaches*	**No Privacy Provisions** *Trust documents, provisions, and amendments are open to the public; no quiet trust provisions*
Special Purpose Entity	**Yes** [2] *Codified by statute*	**No**
Family Advisor	**Yes**	**No**
State Fiscal Health	**Ranked as #1** [6]	**Ranked as #28** [6]

** Denotes superior distinction among jurisdictions.*

[1] Attorney Steve Oshins' "Dynasty Trust State Rankings Chart - Updated January 2025"
[2] Worthington, Daniel G. and Merric, Mark "Which Situs is Best in 2024?" Trusts & Estates January 2024
[3] South Dakota Special Spousal Trusts, House Bill 1039 (2016) (Sections 29-42)
[4] Attorney Steve Oshins' "11th Annual Domestic Asset Protection Trust State Rankings Chart"
[5] Attorney Steve Oshins' "8th Annual Trust Decanting State Rankings Chart"
[6] Murphy, Mary; Iyengar, Akshay; and Zhang, Alexandria "Tax Revenue Volatility Varies Across States, Revenue Streams" PEW August 2018

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