

CUSTODIAN ACKNOWLEDGEMENT AND RELEASE ON UTMA/UGMA FUNDED ACCOUNTS INTENT

Fax completed form to 1-800-519-4652 or mail to MPACT, P.O. Box 120, Jackson, MS 39205. Questions should be directed to Customer Service at our toll free number: 1-800-987-4450, option 2.

I, _____ hereby inform Mississippi Prepaid Affordable College Tuition Program, in writing, that I am purchasing a MPACT contract as a Custodian using *UTMA* (Uniform Transfer to Minors Act) or *UGMA* (Uniform Gift to Minors Act) funds on behalf of _____ (Beneficiary). MPACT Account Number: _____

As Custodian of the MPACT account I understand and acknowledge that the following will apply:

- Any and all contributions to this MPACT account will be considered *UTMA/UGMA* funds (custodial funds) and become an asset of the child.
- If I desire to invest assets that are not *UTMA/UGMA* assets in a MPACT account, a separate MPACT contract may be established with such funds.
- I understand that as Custodian of an *UTMA/UGMA* account, many of my rights under the MPACT contract are limited, including but not limited to the following:
 - I am not the owner; rather I hold the account as Custodian for the Beneficiary.
 - I may not change the designated Beneficiary.
 - If I cancel the contract, I personally will not receive a refund. Rather, a refund will be issued to the Beneficiary in order to comply with the intent of the *UTMA/UGMA* and provide for proper taxing of earnings.
 - It is my responsibility to refrain from exercising my rights under the MPACT contract in order to maintain the *UTMA/UGMA* qualified status.
 - It is my responsibility to notify the program when the custodianship terminates (the minor reaches the legal age of majority), at which time the Beneficiary becomes the account owner.
 - At the age of majority the Beneficiary will own the contract and will have all of the rights of the contract Purchaser and Beneficiary, including but not limited to, the right to cancel the contract and receive a refund pursuant to the terms of the contract, or to use the benefits for educational purposes upon enrollment in an eligible institution.
- Maintaining *UTMA/UGMA* status of the assets in the MPACT account is my responsibility as the Custodian of the account, and I hereby release MPACT from any liability for any loss of *UTMA/UGMA* qualified status due to the purchase, servicing, cancellation of or exercise of the rights under the MPACT contract.
- Every situation is unique and MPACT does not give tax advice, nor does MPACT endorse the use of *UTMA/UGMA* assets to fund a MPACT contract.
- I understand and acknowledge that MPACT highly recommends that I speak to a professional tax advisor before liquidating and/or investing the *UTMA/UGMA* account(s) in a MPACT contract.

I, UNDERSIGNED, HAVE READ AND UNDERSTAND ALL OF THE ABOVE STATEMENTS AND AFFIRM THAT THEY ARE TRUE AND CORRECT AND AGREE TO COMPLY WITH THEM.

UTMA/UGMA Custodian Name: _____

Custodian Primary Phone Number: (_____) _____

UTMA/UGMA Custodian Signature

Date



Lynn Fitch
STATE TREASURER
COLLEGE SAVINGS MISSISSIPPI
| MPACT |