



Financial Counseling for Pension Clients

INSTITUTE FOR
FINANCIAL LITERACY®



Leslie Linfield, Esq
AoA Pension Counseling & Info Program
September 20, 2010

1

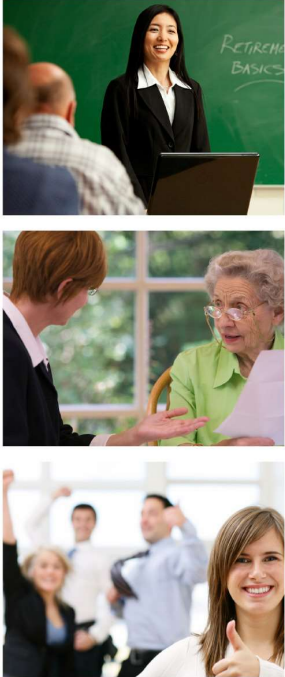


Forms of Communication

- Nonverbal
 - Facial
 - Body Language
 - Visual Aids
- Telephone Counseling
 - Try smiling
 - Use hand gestures
 - Check posture

© 2010, Institute for Financial Literacy

2

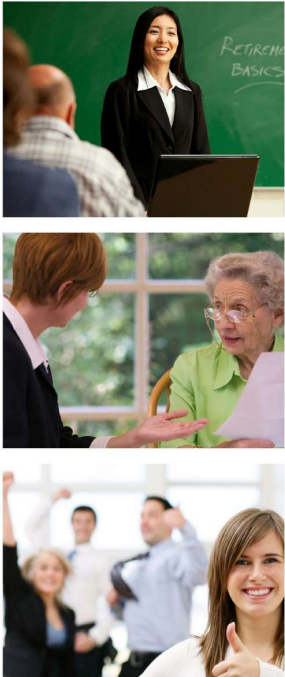


Forms of Communication

- Verbal
 - Pitch, tone, inflection
 - Breathing, pace of speaking
 - Volume
- Telephone Counseling
 - Choice of words
 - No eye contact

© 2010, Institute for Financial Literacy

3

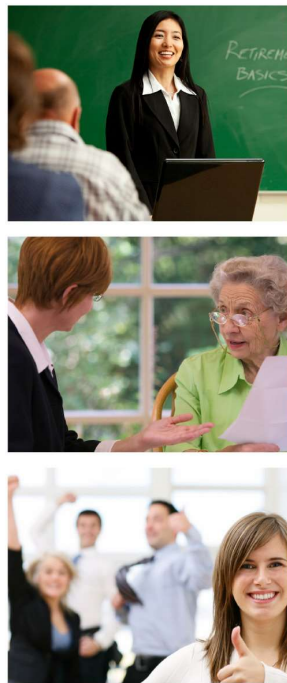


Communication

- Listening Skills
 - Non-Reflective Listening
 - Telephone counseling can do this by nodding your head, minimal verbal responses
 - Reflective Listening
 - “It sounds like what you are saying is...”
 - “If I what I understand you are experiencing is...”

© 2010, Institute for Financial Literacy

4

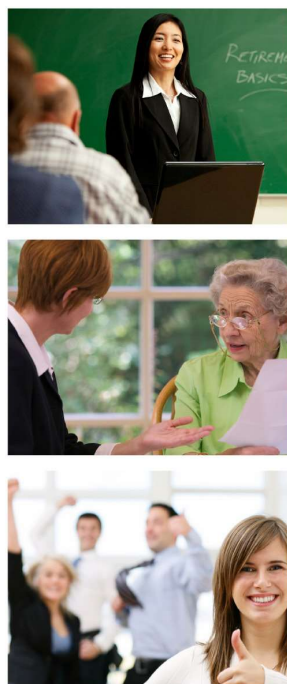


Obstacles

- Not being prepared for the call
- Being Preoccupied
- Daydreaming during call
- Playing Solitaire
- Not responding to client

© 2010, Institute for Financial Literacy

5

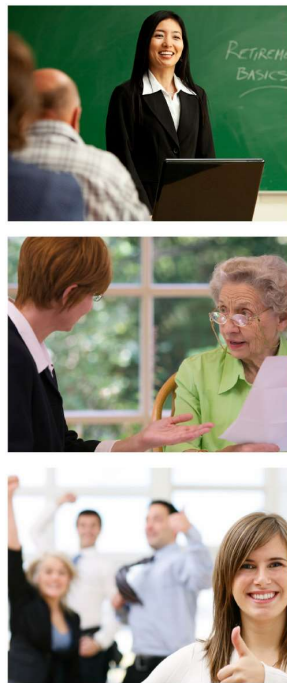


Cognitive Issues

- Visual Learners
 - Visual aids, charts, brochure
 - “Can I see that again?”
- Auditory Learners
 - Hearing and analyzing words
 - “I can you say that again?”
- Kinesthetic Learners
 - Hands on learning, feeling
 - “I’m happy you are helping me.”

© 2010, Institute for Financial Literacy

6

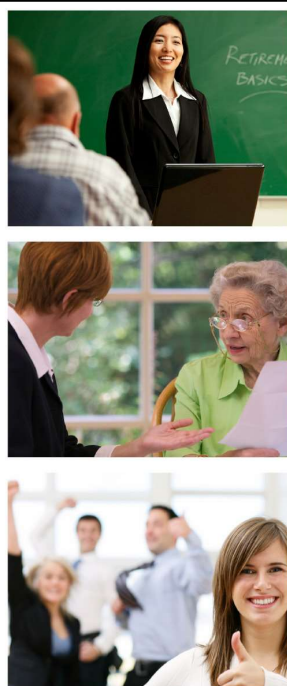


Emotional Issues

- Maslow's Hierarchy of Needs
 - Physiological Needs
 - Food, water, air, warmth, intimacy
 - Safety Needs
 - Shelter and transportation
 - Need for Love, Affection and Belonging
 - Emotional spending
 - Need for Self-Esteem
 - “Bling” Factor
 - Need for Self-Actualization
 - Over spending to fill the void

© 2010, Institute for Financial Literacy

7

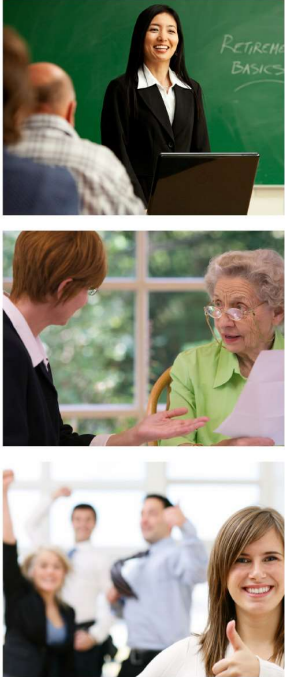


Information Gathering

- Open-ended Questions
 - “Can you tell me how you spent the over-payment?”
- Closed-ended Questions
 - “How old are you?”

© 2010, Institute for Financial Literacy

8



Ethical Pit Stop

- What happens when the client owes a large amount and refuses to give you information?
 - The reluctant client

© 2010, Institute for Financial Literacy

9

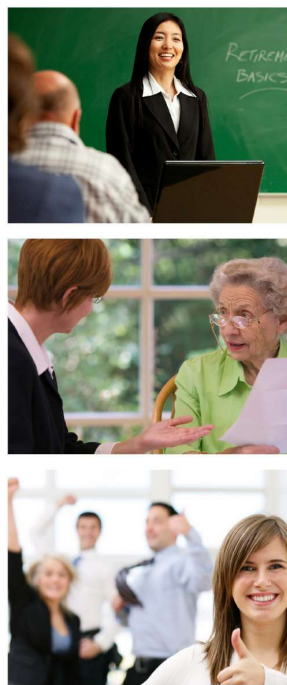


Ethical Pit Stop

- What happens when the client wins a large amount, and you are concerned with their capacity/ability to move the funds?
 - The exuberant client

© 2010, Institute for Financial Literacy

10

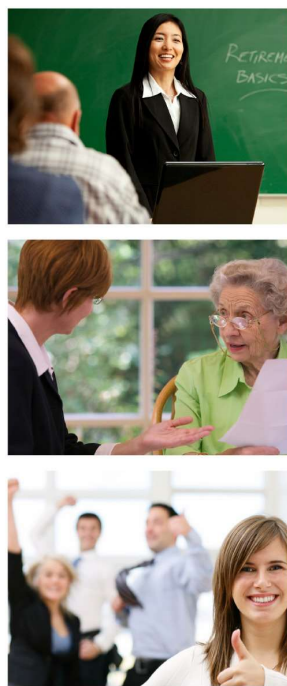


Money Management

- Six Parts to a Budget
 - Income
 - Taxes
 - Monthly Fixed Expenses
 - Monthly Variable Expenses
 - Periodic Expenses
 - Discretionary Expenses

© 2010, Institute for Financial Literacy

11



Money Management

- Income & Taxes

Gross = Pre-tax

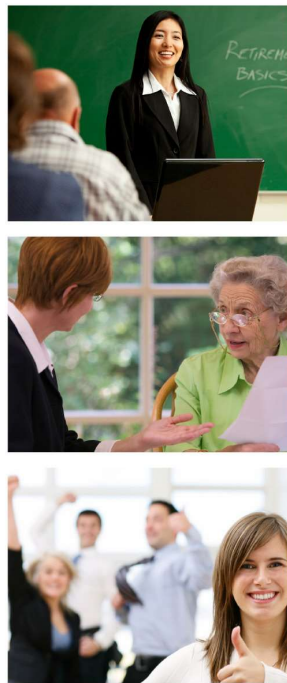
vs.

Net = “Take Home Pay”

 - Important to account for all taxes withheld from income

© 2010, Institute for Financial Literacy

12

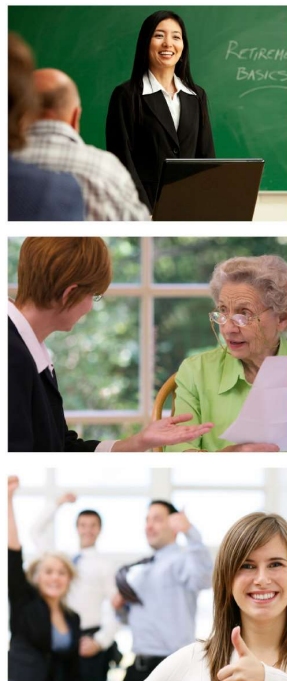


Money Management

- Fixed Exp-don't change
 - Rent, car pmt, loan pmt,
- Variable Exp-vary each month
 - Utilities, food, gas, medicines
- Periodic Exp-few times a year
 - Car & Home maintenance, taxes
- Discretionary Exp-occasional
 - Gifts, cloths, charitable giving, travel, personal care

© 2010, Institute for Financial Literacy

13



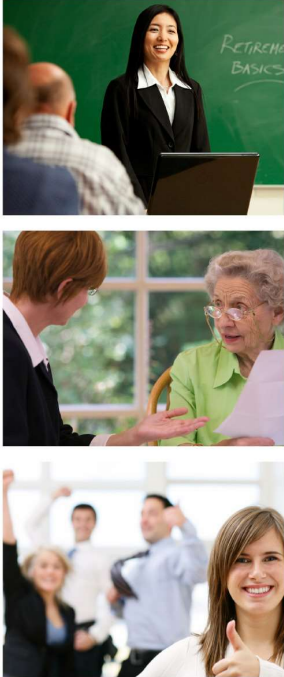
Money Management

MONTHLY BUDGET WORKSHEET

MONTHLY FIXED EXPENSES (FE)	CURRENT	REVISED
Rent/Mortgage (FE-1)		
Savings (FE-2)		
Fixed Debt Payments (FE-3)		
Medical Insurance Premiums (FE-4)		
Childcare (FE-5)		
Alimony/Child Support Paid (FE-6)		
Internet/Cable/Satellite (FE-7)		
MONTHLY VARIABLE EXPENSES (VE)		
Food & Household Items (VE-1)		
Utilities (VE-2)		
Gasoline & Transportation Expense (VE-3)		
Phone (VE-4)		
Variable Debt Payments (VE-5)		
MONTHLY PERIODIC EXPENSES (PE)		
Automobile Insurance (PE-1)		
Auto Maintenance (PE-2)		
Home Maintenance (PE-3)		
Auto & Personal Property Taxes (PE-4)		
Life Insurance and Disability Insurance (PE-5)		
Medical Expenses (PE-6)		
Membership and Dues (PE-7)		
MONTHLY DISCRETIONARY EXPENSES (DE)		
Gifts (DE-1)		

© 2010, Institute for Financial Literacy

14



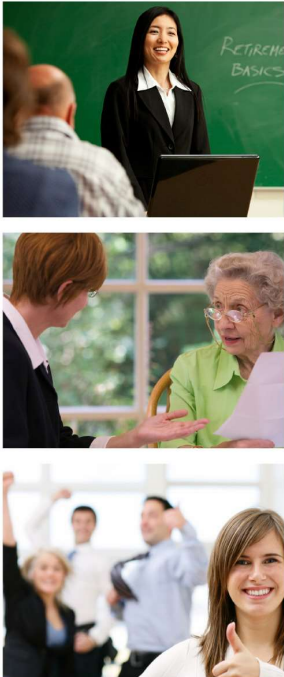
Money Management

DAILY SPENDING LOG

CATEGORY	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
Mortgage/Rent															
Savings															
Debt Payments															
Medical Insurance															
Childcare															
Child Support/Alimony															
Cable/Internet/Satellite															
Food															
Utilities															
Groceries															
Phone															
Variable Debt Payments															
Auto Insurance															
Auto Maintenance															
Home Maintenance															
Auto & Property Taxes															
Life & Disability Ins.															
Medical Expenses															
Memberships & Dues															
Gifts															
Vacations															
Clothes															
Entertainment															
Subscriptions															
Personal Care															
Charitable Giving															

© 2010, Institute for Financial Literacy

15



Debt Management

- Tools to determine what Clients can afford to Repay Plan Administrator
- Debt-to-Income Ratio:
 - 28/36 Ratio
 - Front End=28%
 - Gross Income X 28% = maximum amount of new debt client can afford to support
 - Back End=36%
 - Gross Income X 36% = maximum amount of total debt client can afford to support

© 2010, Institute for Financial Literacy

16



Debt Management

SAMPLE CLIENT

Monthly gross income: \$3,500

Current monthly obligations:

Mortgage payment: \$800

Auto payment: \$240

Credit card payment: \$125

TOTAL monthly debt: \$1,165

© 2010, Institute for Financial Literacy



17



Debt Management

Front End Ratio (28%)

$$\$3,500 \times 28\% = \$980$$

This is the maximum amount of monthly income that should go to the new debt.

© 2010, Institute for Financial Literacy



18



Debt Management

Back End Ratio (36%)

$$\$3,500 \times 36\% = \$1,260$$

This is the maximum amount of monthly income that should support all debt.



© 2010, Institute for Financial Literacy

19



Debt Management

SAMPLE CLIENT

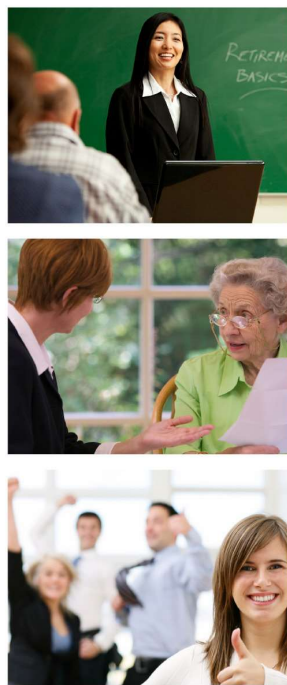
$$\$1,260 - \$1,165 = \$95$$

Maximum amount of new debt payment your client could afford.



© 2010, Institute for Financial Literacy

20

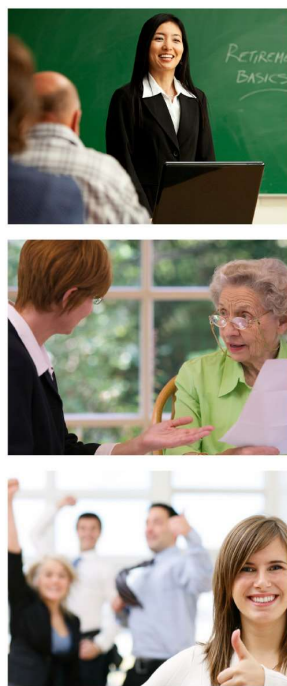


Ethical Pit Stop

- What happens when the client owes a large amount and the Plan Administrator refuses to renegotiate a reasonable repayment option;
 - Do you advise non-repayment?
 - Do you advise bankruptcy?

© 2010, Institute for Financial Literacy

21

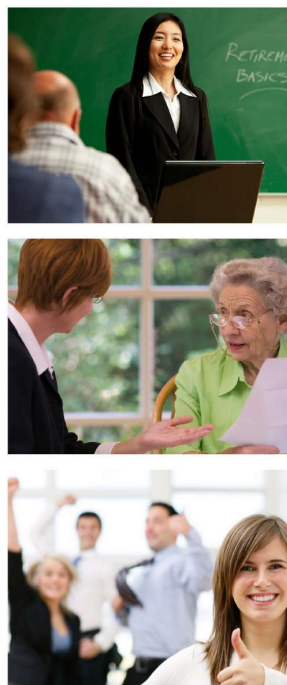


Ethical Pit Stop

- What happens when the client owes a large amount and you are working a repayment option with the Plan Administrator when the client discloses that they just won the lottery but haven't yet cashed the ticket?

© 2010, Institute for Financial Literacy

22

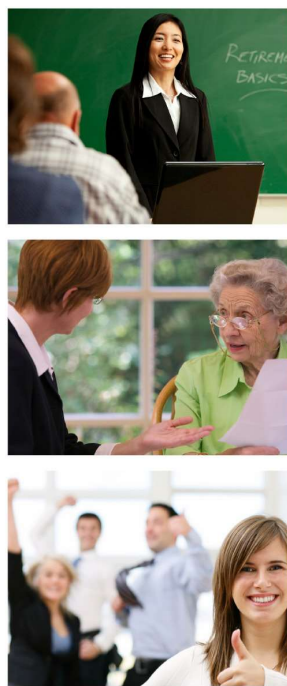


Financial Social Services

- Credit Counseling
 - AICCCA, ACCPros, NFCC
- Housing Counseling
 - HUD, HOPE Hotline, State
- Pro-Bono Bankruptcy
 - Low Income

© 2010, Institute for Financial Literacy

23



BAPCPA of 2005

- Means Test to determine if debtor can file Chap 7 or Chap 13
- Random Auditing of debtors documents in Chap 7 cases
- Credit Counseling for all consumer cases filed
- Debtor Education required for discharge in consumer cases

© 2010, Institute for Financial Literacy

24



BAPCPA of 2005

- Chapter 7 may be filed once every 8 year
- Chap 13 timeline varies depending on previous filings
- Automatic Stay provisions may be lost if previous case has been filed

© 2010, Institute for Financial Literacy

25



Thank You!

Questions? Please contact me:

Leslie Linfield, Esq.

(207) 221-3613

LLinfield@FinancialLit.org

www.FinancialLit.org

26

MONTHLY BUDGET WORKSHEET

MONTHLY INCOME (I)	CURRENT	REVISED
Gross Monthly Income (I-1)	_____	_____
Gross Monthly Income (I-2)	_____	_____
Rental Income (I-3)	_____	_____
Self-Employment Business Income (I-4)	_____	_____
Interest & Dividend Income (I-5)	_____	_____
Child Support & Alimony (I-6)	_____	_____
Other Income (I-7)	_____	_____
TOTAL GROSS INCOME		

MONTHLY TAXES (T)	CURRENT	REVISED
Federal Taxes (T-1)	_____	_____
State Taxes (T-2)	_____	_____
Social Security (T-3)	_____	_____
Medicare (T-4)	_____	_____
TOTAL TAXES		

NET INCOME =		
TOTAL GROSS INCOME - TOTAL TAXES		

CASH FLOW =		
NET INCOME - TOTAL EXPENSES (FROM BACK)		

MONTHLY BUDGET WORKSHEET

MONTHLY FIXED EXPENSES (FE)	CURRENT	REVISED
Rent/Mortgage (FE-1)	_____	_____
Savings (FE-2)	_____	_____
Fixed Debt Payments (FE-3)	_____	_____
Medical Insurance Premiums (FE-4)	_____	_____
Childcare (FE-5)	_____	_____
Alimony/Child Support Paid (FE-6)	_____	_____
Internet/Cable/Satellite (FE-7)	_____	_____
MONTHLY VARIABLE EXPENSES (VE)		
Food & Household Items (VE-1)	_____	_____
Utilities (VE-2)	_____	_____
Gasoline & Transportation Expense (VE-3)	_____	_____
Phone (VE-4)	_____	_____
Variable Debt Payments (VE-5)	_____	_____
MONTHLY PERIODIC EXPENSES (PE)		
Automobile Insurance (PE-1)	_____	_____
Auto Maintenance (PE-2)	_____	_____
Home Maintenance (PE-3)	_____	_____
Auto & Personal Property Taxes (PE-4)	_____	_____
Life Insurance and Disability Insurance (PE-5)	_____	_____
Medical Expenses (PE-6)	_____	_____
Membership and Dues (PE-7)	_____	_____
MONTHLY DISCRETIONARY EXPENSES (DE)		
Gifts (DE-1)	_____	_____
Vacations (DE-2)	_____	_____
Clothing (DE-3)	_____	_____
Entertainment (DE-4)	_____	_____
Subscriptions (DE-5)	_____	_____
Personal Care (DE-6)	_____	_____
Charitable Giving (DE-7)	_____	_____
Other (DE-8)	_____	_____
TOTAL EXPENSES		

DAILY SPENDING LOG

CATEGORY	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
Mortgage/Rent															
Savings															
Debt Payments															
Medical Insurance															
Childcare															
Child Support/Alimony															
Cable/Internet/Satellite															
Food															
Utilities															
Gasoline															
Phone															
Variable Debt Payments															
Auto Insurance															
Auto Maintenance															
Home Maintenance															
Auto & Property Taxes															
Life & Disability Ins.															
Medical Expenses															
Memberships & Dues															
Gifts															
Vacations															
Clothes															
Entertainment															
Subscriptions															
Personal Care															
Charitable Giving															



DAILY SPENDING LOG

CATEGORY	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	TOTAL
Mortgage/Rent																
Savings																
Debt Payments																
Medical Insurance																
Childcare																
Child Support/Alimony																
Cable/Internet/Satellite																
Food																
Utilities																
Gasoline																
Phone																
Variable Debt Payments																
Auto Insurance																
Auto Maintenance																
Home Maintenance																
Auto & Property Taxes																
Life & Disability Ins.																
Medical Expenses																
Memberships & Dues																
Gifts																
Vacations																
Clothes																
Entertainment																
Subscriptions																
Personal Care																
Charitable Giving																



DEBT TO INCOME RATIO WORKSHEET

MONTHLY GROSS INCOME (annual income divided by twelve) \$ _____

MONTHLY CREDIT OBLIGATIONS

Rent/Mortgage \$ _____

Auto loan pmt \$ _____

Student loan \$ _____

Credit card (min) \$ _____

Other loans pmts \$ _____

Child support \$ _____

Total \$ _____

MONTHLY GROSS INCOME x 28% = \$ _____

(max income to support new debt)

MONTHLY GROSS INCOME x 36% = \$ _____

(max income to support new debt and existing debt)

Notes: _____
