

395.410 Curator -- Grounds for appointment -- Bond.

- (1) During the contest about the probate of a will, or when the court for any valid cause is delayed in granting letters testamentary or of administration, it may appoint a curator to collect and preserve the estate of the decedent until probate of the will is granted, or until the cause for which the order was made is removed.
- (2) When any resident of this state or person owning property in this state has been absent from his or her last known place of residence for a period of one (1) year and is not known to have been living during that time, the District Court of any county in which a personal representative could be appointed for that person's estate if deceased, may appoint a curator to collect and preserve the estate of that absent person.
- (3) The court shall take a surety bond payable to and with the Commonwealth from the person appointed curator. The surety bond shall be subscribed to by the principal and sureties in the presence of a notary or as may be otherwise authorized by the court, for the full and faithful performance of the trust confided in him or her.
- (4) The surety bond shall be kept by the clerk of the court in his or her office in a record to be maintained for that purpose.

Effective: July 15, 2026

History: Amended 2026 Ky. Acts ch. 134, sec. 19, effective July 15, 2026. -- Amended 1976 (1st Extra. Sess.) Ky. Acts ch. 14, sec. 389, effective January 2, 1978. -- Recodified 1942 Ky. Acts ch. 208, sec. 1, effective October 1, 1942, from Ky. Stat. secs. 3901, 3902a-1.