

386B.12-060 Limitations on trust director.

A trust director is subject to the same rules as a trustee in a like position and under similar circumstances in the exercise or nonexercise of a power of direction or further power under KRS 386B.12-050(2)(a) regarding:

- (1) A payback provision in the terms of a trust necessary to comply with the reimbursement requirements of Medicaid law in Section 1917 of the Social Security Act, 42 U.S.C. sec. 1396p(d)(4)(A), as amended, and regulations issued thereunder, as amended; and
- (2) A charitable interest in the trust, including notice regarding the interest to the Attorney General.

Effective: July 15, 2026

History: Created 2026 Ky. Acts ch. 134, sec. 75, effective July 15, 2026.