

395.105 Fiduciary must have letters of appointment -- General duties -- When appointment effective.

- (1) Every fiduciary, before entering upon the execution of the trust, shall receive letters of appointment from the District Court having jurisdiction as fixed by law.
- (2) The duties of a fiduciary shall be those required by law, and any additional duties as the court may order.
- (3) The appointment of the personal representative shall be effective upon the signing of an order by the judge, the presentation to the clerk of an executed surety bond when required under KRS 395.130, and either the administration of any oaths required in KRS 395.120, or the filing of the declaration in KRS 395.120 if no hearing is required.

Effective: July 15, 2026

History: Amended 2026 Ky. Acts ch. 134, sec. 9, effective July 15, 2026. -- Amended 1976 (1st Extra. Sess.) Ky. Acts ch. 14, sec. 384, effective January 2, 1978. -- Amended 1970 Ky. Acts ch. 257, sec. 1. -- Created 1942 Ky. Acts ch. 167, sec. 3.