

386B.13-240 Settlor

- (1) For purposes of law of this Commonwealth other than KRS 386B.13-010 to 386B.13-280 and subject to subsection (2) of this section, a settlor of a first trust is deemed to be the settlor of the second trust with respect to the portion of the principal of the first trust subject to the exercise of the decanting power.
- (2) In determining settlor intent with respect to a second trust, the intent of a settlor of the first trust, a settlor of the second trust, and the authorized fiduciary may be considered.

Effective: July 15, 2026

History: Created 2026 Ky. Acts ch. 134, sec. 110, effective July 15, 2026.