

386B.6-030 Settlor's powers -- Powers of withdrawal. (Effective July 15, 2026)

- (1) While a trust is revocable:
 - (a) And, in the reasonable belief of the trustee, the settlor has capacity to revoke the trust, rights of the beneficiaries are subject to the control of, and the duties of the trustee are owed exclusively to, the settlor; and
 - (b) The trustee may follow a direction of the settlor that is contrary to the terms of the trust.
- (2) During the period the power may be exercised, the holder of a power of withdrawal has the rights of a settlor of a revocable trust under this section to the extent of the property subject to the power.

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History: Amended 2026 Ky. Acts ch. 134, sec. 120, effective July 15, 2026. -- Created 2014 Ky. Acts ch. 25, sec. 48, effective July 15, 2014.