

**381.9159 Rights of secured lenders.**

The declaration may require that all or a specified number or percentage of the mortgagees encumbering the units approve specified actions of the unit owners or the association as a condition to the effectiveness of those actions, but a requirement for approval shall not operate to:

- (1) Deny or delegate control over the general administrative affairs of the association by the unit owners or the executive board; or
- (2) Prevent the association or the executive board from commencing, intervening in, or settling any litigation or proceeding, or receiving and distributing any insurance proceeds except as provided in KRS 381.9187.

**Effective:** January 1, 2011

**History:** Created 2010 Ky. Acts ch. 97, sec. 30, effective January 1, 2011.