

390.080 Exception to presumption of unlimited authority.

Unless the terms of the instrument creating a power of appointment manifest a contrary intent, the power is nongeneral if:

- (1) The power is exercisable only at the powerholder's death; and
- (2) The permissible appointees of the power are a defined and limited class that does not include the powerholder's estate, the powerholder's creditors, or the creditors of the powerholder's estate.

Effective: July 15, 2020

History: Created 2020 Ky. Acts ch. 41, sec. 7, effective July 15, 2020.