

## 2023 Kansas Statutes

**38-1707. Other transfer by fiduciary.** (a) Subject to subsection (c), a personal representative or trustee may make an irrevocable transfer to another adult or trust company as custodian for the benefit of a minor pursuant to K.S.A. 38-1710, and amendments thereto, in the absence of a will or under a will or trust that does not contain an authorization to do so.

(b) Subject to subsection (c), a conservator may make an irrevocable transfer to another adult or trust company as custodian for the benefit of the minor pursuant to K.S.A. 38-1710, and amendments thereto.

(c) A transfer under subsection (a) or (b) may be made only if:

- (1) The personal representative, trustee or conservator considers the transfer to be in the best interest of the minor;
- (2) the transfer is not prohibited by or inconsistent with provisions of the applicable will, trust agreement or other governing instrument; and
- (3) the transfer is authorized by the court if such transfer exceeds \$25,000 in value.

**History:** L. 1985, ch. 143, § 6; L. 2023, ch. 65, § 2; July 1.