

Bill Summary
1st Session of the 59th Legislature

Bill No.:	SB 468
Version:	INT
Request No.:	227
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Date:	01/17/2023

Bill Analysis

SB 468 creates the Uniform Electronic Estate Planning Documents Act. The measure shall apply to all electronic non-testamentary estate planning documents and electronic signatures on non-testamentary estate planning documents unless the document specifically precludes electronic signatures. The measure specifies that principles of equity applicable to a non-testamentary estate planning document shall apply to an electronic non-testamentary estate planning document unless specified otherwise in the measure. No electronic signature may be denied legal effect or enforceability solely because it is in electronic form. Electronic documents may be attributed to a person by showing the efficacy of a security procedure applied to determine the person to which the electronic record or electronic signature was attributable. Any document that must be notarized or witnessed may be satisfied if an individual authorized to perform the notarization, acknowledgment, verification, or oath attaches or logically associates the individual's electronic signature on the document together with all other information required to be included under law. The requirement that documents must be presented shall be satisfied with an electronic record that reflects the information in the document and remains accessible. A person may create a certified document by affirming under penalty of perjury that the paper copy is a complete and accurate copy of the document. Electronic documents may be used in evidentiary proceedings.

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