

394.706 Execution of electronic wills.

- (1) Subject to KRS 394.710(3), an electronic will shall be:
 - (a) A record that is readable as text at the time of signing under paragraph (b) of this subsection;
 - (b) Signed by:
 1. The testator; or
 2. Another individual in the testator's name, in the testator's physical presence, and by the testator's direction; and
 - (c) Signed in the physical or electronic presence of the testator by at least two (2) individuals, each of whom is a resident of this Commonwealth and physically located in this Commonwealth at the time of signing and within a reasonable time after witnessing:
 1. The signing of the will under paragraph (b) of this subsection; or
 2. The testator's acknowledgment of the signing of the will under paragraph (b) of this subsection or acknowledgment of the will.
- (2) An electronic symbol of a testator or witness shall consist of an electronic image of the testator's or witness's signature in his or her handwriting affixed to the electronic will.
- (3) A testator's intent that the record under subsection (1)(a) of this section be the testator's electronic will may be established by extrinsic evidence.

Effective: July 15, 2026

History: Created 2026 Ky. Acts ch. 134, sec. 35, effective July 15, 2026.