

394.710 Attestation and self-proving upon execution.

- (1) An electronic will may be simultaneously executed, attested, and made self-proving by acknowledgment of the testator and affidavits of witnesses.
- (2) The acknowledgment and affidavits under subsection (1) of this section shall be:
 - (a) Made before a notary public authorized to administer oaths under the law of the state in which execution occurs or, if fewer than two (2) attesting witnesses are physically present in the same location as the testator at the time of signing under KRS 394.706(1)(b), before a notary public authorized under KRS 423.455;
 - (b) Evidenced by the notary public's certificate under official seal affixed to or logically associated with the electronic will; and
 - (c) In a form substantially similar to KRS 394.225(1) and (2).
- (3) A signature physically or electronically affixed to an affidavit that is affixed to or logically associated with an electronic will under KRS 394.700 to 394.715 is deemed a signature of the electronic will under KRS 394.706(1).

Effective: July 15, 2026

History: Created 2026 Ky. Acts ch. 134, sec. 37, effective July 15, 2026.