

SENATE BILL NO. 131—SENATOR CEGAVSKE

FEBRUARY 18, 2013

JOINT SPONSOR: ASSEMBLYWOMAN KIRKPATRICK

Referred to Committee on Judiciary

SUMMARY—Establishes provisions governing the disposition of a decedent's accounts on electronic mail, social networking, messaging and other web-based services. (BDR 12-563)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to personal representatives; authorizing a personal representative to direct the termination of a decedent's account on certain Internet websites; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 Existing law sets forth the powers and duties of a personal representative in the
- 2 administration of the estate of a decedent. (Chapter 143 of NRS) This bill
- 3 authorizes a personal representative to direct the termination of any account of the
- 4 decedent on any Internet website providing social networking or web log,
- 5 microblog, short message or electronic mail service.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** Chapter 143 of NRS is hereby amended by adding
- 2 thereto a new section to read as follows:
- 3 *1. Except as otherwise provided in subsection 2, subject to*
- 4 *such restrictions as may be prescribed in the will of a decedent or*
- 5 *by an order of a court of competent jurisdiction, a personal*
- 6 *representative has the power to direct the termination of any*
- 7 *account of the decedent, including, without limitation:*



- 1 (a) *An account on any:*
2 (1) *Social networking Internet website;*
3 (2) *Web log service Internet website;*
4 (3) *Microblog service Internet website;*
5 (4) *Short message service Internet website; or*
6 (5) *Electronic mail service Internet website; or*
7 (b) *Any similar electronic or digital asset of the decedent.*
8 2. *The provisions of subsection 1 do not authorize a personal*
9 *representative to direct the termination of any financial account of*
10 *the decedent, including, without limitation, a bank account or*
11 *investment account.*

