Senate Bill No. 131–Senator Cegavske

Joint Sponsor: Assemblywoman Kirkpatrick

CHAPTER.........

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

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

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

Section 1. Chapter 143 of NRS is hereby amended by adding thereto a new section to read as follows:

1. Except as otherwise provided in subsection 2, subject to such restrictions as may be prescribed in the will of a decedent or by an order of a court of competent jurisdiction, a personal representative has the power to direct the termination of any account of the decedent, including, without limitation:
   (a) An account on any:
      (1) Social networking Internet website;
      (2) Web log service Internet website;
      (3) Microblog service Internet website;
      (4) Short message service Internet website; or
      (5) Electronic mail service Internet website; or
   (b) Any similar electronic or digital asset of the decedent.

2. The provisions of subsection 1 do not authorize a personal representative to direct the termination of any financial account of the decedent, including, without limitation, a bank account or investment account.

3. The act by a personal representative to direct the termination of any account or asset of a decedent pursuant to subsection 1 does not invalidate or abrogate any conditions, terms of service or contractual obligations the holder of such an account...
or asset has with the provider or administrator of the account, asset or Internet website.