

1 AN ACT relating to the recording of wills.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 394.300 is amended to read as follows:

- 4 (1) Every will or authenticated copy admitted to record by any court shall be recorded
5 by the county clerk, and **a copy** remain in his office **and the original returned to**
6 **the circuit clerk**~~[, except during such time as it may be carried to another court~~
7 ~~under subpoena duces tecum].~~
- 8 (2) (a) A will probated in the court of one Kentucky county and recorded in the office
9 of the county clerk for that county may be recorded in the office of the county
10 clerk for other counties without the process of probate in the other county.
- 11 (b) Production of an attested copy of the will together with an attested copy of the
12 order of probate shall be required by the county clerk of the other county
13 before recordation.
- 14 (c) The **county** clerk shall make the same charge for recordation as is otherwise
15 provided for recording a will.

16 ➔Section 2. The following KRS section is repealed:

17 394.110 Will may be deposited with clerk for safekeeping.