

House Judiciary Committee

March 11, 2025

By: Carrie K. Krause, Wells County Recorder

RE: SB 2127 Relating to the  
Uniform Electronic Estate  
Planning Documents Act;  
and to provide for  
application.

Chairman Klemin and House Judiciary Committee Members.

I am Carrie K Krause, Wells County Recorder. I am writing to you as neutral of SB 2127. There is only one section of this bill that I have a concern with on page 6 lines 16 through 19:

**59 - 22 - 11. (209) Certification of paper copy.**

An individual may create a certified paper copy of an electronic nontestamentary estate planning document by affirming under penalty of perjury that the paper copy is a complete and accurate copy of the document.

As a Recorder, how would we know the “individual” “affirming under penalty of perjury” is the person they are claiming to be? Who do they affirm it to? Who is verifying that the individual is who they say they are and what does this process look like on paper?

For this reason, I ask for an **amendment** recommendation for clarification on the process of the certifying and affirming of these electronic documents and also to clarify the recordability of the certified instrument for SB 2127.

Thank you again for your time and consideration.

Carrie K. Krause

Wells County Recorder

[ckrause@nd.gov](mailto:ckrause@nd.gov)