**§10-108. Disclosure of other digital assets of deceased user**

Unless the user prohibited disclosure of digital assets or the court directs otherwise, a custodian shall disclose to the personal representative of the estate of a deceased user a catalog of electronic communications sent or received by the user and digital assets, other than the content of electronic communications, of the user if the representative gives the custodian: [PL 2019, c. 417, Pt. A, §107 (NEW).]

**1. Written request.**  A written request for disclosure in physical or electronic form;

[PL 2019, c. 417, Pt. A, §107 (NEW).]

**2. Death certificate.**  A copy of the death certificate of the user;

[PL 2019, c. 417, Pt. A, §107 (NEW).]

**3. Letters of appointment or court order.**  A copy of the letters of appointment of the personal representative or court order; and

[PL 2019, c. 417, Pt. A, §107 (NEW).]

**4. Information requested by custodian.**  If requested by the custodian:

A. A number, username, address or other unique subscriber or account identifier assigned by the custodian to identify the user's account; [PL 2019, c. 417, Pt. A, §107 (NEW).]

B. Evidence linking the account to the user; [PL 2019, c. 417, Pt. A, §107 (NEW).]

C. An affidavit stating that disclosure of the user's digital assets is reasonably necessary for administration of the estate; or [PL 2019, c. 417, Pt. A, §107 (NEW).]

D. A finding by the court that:

(1) The user had a specific account with the custodian, identifiable by the information specified in paragraph A; or

(2) Disclosure of the user's digital assets is reasonably necessary for administration of the estate. [PL 2019, c. 417, Pt. A, §107 (NEW).]

[PL 2019, c. 417, Pt. A, §107 (NEW).]

SECTION HISTORY

PL 2019, c. 417, Pt. A, §107 (NEW).

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