



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

MAY 10 2013

32-13-403

Office of the Speaker
Judith T. Won Pat, Ed. D.

Date: 5/10/13
Time: 8:25 AM
Received by: [Signature]

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Dos na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

Dear Madame Speaker:

Transmitted herewith is Bill No. 72-32 (LS) "AN ACT TO ADD NEW §§2228 AND 2229 TO CHAPTER 22 OF TITLE 15, GUAM CODE ANNOTATED, RELATIVE TO INCLUDING DIGITAL ASSETS IN A DECEDENT'S ESTATE" which I signed into law on May 10, 2013 as Public Law 32-033.

Senseramente,


EDDIE BAZA CALVO

Attachment: copy of Bill

2013 MAY 13 AM 8:10

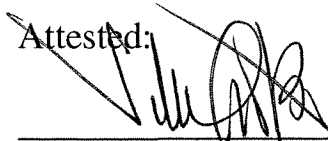
I MINA 'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that **Bill No. 72-32 (LS)**, "AN ACT TO ADD NEW §§2228 AND 2229 TO CHAPTER 22 OF TITLE 15, GUAM CODE ANNOTATED, RELATIVE TO INCLUDING DIGITAL ASSETS IN A DECEDENT'S ESTATE", was on the 30th day of April, 2013, duly and regularly passed.

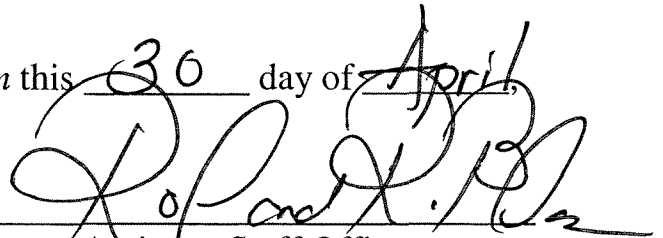


Judith T. Won Pat, Ed.D.
Speaker

Attested:


Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 30 day of April,
2013, at 2:00 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



EDWARD J.B. CALVO
I Maga'lahen Guåhan

Date: MAY 1 0 2013

Public Law No. 32-033

I MINA 'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

Bill No. 72-32 (LS)

As amended on the Floor.

Introduced by:

V. Anthony Ada
T. C. Ada
Frank B. Aguon, Jr.
B. J.F. Cruz
Chris M. Dueñas
Michael T. Limtiaco
Brant T. McCreadie
Tommy Morrison
T. R. Muña Barnes
Vicente (ben) C. Pangelinan
R. J. Respicio
Dennis G. Rodriguez, Jr.
Michael F. Q. San Nicolas
Aline A. Yamashita, Ph.D.
Judith T. Won Pat, Ed.D.

**AN ACT TO ADD NEW §§2228 AND 2229 TO CHAPTER
22 OF TITLE 15, GUAM CODE ANNOTATED,
RELATIVE TO INCLUDING DIGITAL ASSETS IN A
DECEDENT'S ESTATE.**

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1.** A new §2228 is *added* to Chapter 22 of Title 15, Guam Code
3 Annotated, to read:

4 **“§ 2228. Electronically Stored Documents of Deceased.**

5 (a) As used in this Section, *custodian* means any person who
6 electronically stores the documents or information of another person.

1 (b) A custodian *shall* provide to the personal representative of the
2 estate of a deceased person, who was domiciled in Guam at the time of the
3 person's death, access to or copies of any documents or information of the
4 deceased person stored electronically by the custodian upon receipt by the
5 custodian of:

6 (1) a written request for access or copies made by the
7 personal representative, accompanied by a copy of the death
8 certificate and a certified copy of the personal representative's letters
9 testamentary; or

10 (2) an order of a court having probate jurisdiction of the
11 deceased person's estate.

12 (c) A custodian *may not* destroy or dispose of the electronically
13 stored documents or information of the deceased person for two (2) years
14 after the custodian receives a request or order under Subsection (b).

15 (d) Nothing in this Section shall be construed to require a custodian
16 to disclose any information:

17 (1) in violation of any applicable federal law; or

18 (2) to which the deceased person would *not* have been
19 permitted access in the ordinary course of business by the custodian."

20 **Section 2.** A new §2229 is *added* to Chapter 22 of Title 15, Guam Code
21 Annotated, to read:

22 **"§ 2229. Digital Accounts, Inter-alia.**

23 The personal representative of an estate *shall* have the power, where
24 otherwise authorized, to take control of, conduct, continue, or terminate any
25 accounts of a deceased person on any social networking website, any
26 blogging or short message service website, or any e-mail service websites."