## 638.9 Disclosure of content of electronic communications of principal.

To the extent a power of attorney expressly grants an agent authority over the content of electronic communications sent or received by the principal and unless directed otherwise by the principal or the court, a custodian shall disclose to the agent the content if the agent gives the custodian all of the following:

- 1. A written request for disclosure in physical or electronic form.
- 2. An original or copy of the power of attorney expressly granting the agent authority over the content of electronic communications of the principal.
- 3. A certification by the agent, under penalty of perjury, that the power of attorney is in effect. The certification form provided in section 633B.302 shall satisfy the requirement of this subsection.
  - 4. If requested by the custodian, any of the following:
- a. A number, username, address, or other unique subscriber or account identifier assigned by the custodian to identify the principal's account.
  - b. Evidence linking the account to the principal.

2017 Acts, ch 79, §12 Referred to in §638.16