



CHAPTER 36F

N.C.G.S. § 36F-16.

Custodian compliance and immunity.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT No amendment history on record	RETRIEVED 21 September 2026, 04:01 UTC	SOURCE FINGERPRINT 543405c21bf1e04414ae04ec - f94f2ce3882fc7d270fdea8b - 7aa39f5365e9c079
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- § 36F-16(a)

Not later than 60 days after receipt of the information required under G.S. 36F-7 through G.S. 36F-15, a custodian shall comply with a request under this Chapter from a fiduciary or designated recipient to disclose digital assets or terminate an account. If the custodian fails to comply, the fiduciary or designated recipient may apply to the court for an order directing compliance.
- § 36F-16(b)

An order under subsection (a) of this section directing compliance must contain a finding that compliance is not in violation of 18 U.S.C. § 2702.
- § 36F-16(c)

A custodian may notify the user that a request for disclosure or to terminate an account was made under this Chapter.
- § 36F-16(d)

A custodian may deny a request under this Chapter from a fiduciary or designated recipient for disclosure of digital assets or to terminate an account if the custodian is aware of any lawful access to the account following the receipt of the fiduciary's or designated recipient's request.
- § 36F-16(e)

This Chapter does not limit a custodian's ability to obtain or require a fiduciary or designated recipient requesting disclosure or termination under this Chapter to obtain a court order which does all of the following:

(1)

Specifies that an account belongs to the ward or principal.

(2)

Specifies that there is sufficient consent from the ward or principal to support the requested disclosure.

(3)

Contains a finding required by law other than this Chapter.

§ 36F-16(f) A custodian and its officers, employees, and agents are immune from liability for an act or omission done in good faith in compliance with this Chapter. (2016-53, s. 1.)

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS II
2 AUTHORITIES

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 36F-7	(a)	"receipt of the information required under"
G.S. 36F-15	(a)	"information required under G.S. 36F-7 through"

APPARATUS III

Citation

FULL SECTION
N.C. Gen. Stat. § 36F-16 (2026).

PINPOINT
N.C. Gen. Stat. § 36F-16(a) (2026).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

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