(A) "FIDUCIARY" DEFINED.

IN THIS SECTION, "FIDUCIARY" INCLUDES THE FIDUCIARY'S SUCCESSOR.

(B) IN GENERAL.

EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, IF A SAFE-DEPOSIT COMPANY RENTS A SAFE-DEPOSIT BOX TO A FIDUCIARY, THE SAFE-DEPOSIT COMPANY MAY NOT PERMIT ACCESS TO THE SAFE-DEPOSIT BOX:

(1) BY ANY PERSON OTHER THAN THE FIDUCIARY; AND

(2) IF THE SAFE-DEPOSIT BOX IS RENTED TO TWO OR MORE FIDUCIARIES, BY LESS THAN ALL OF THE FIDUCIARIES IN PERSON.

(C) EXCEPTION.

THE SAFE-DEPOSIT COMPANY MAY PERMIT ACCESS TO THE SAFE-DEPOSIT BOX BY:

(1) ANY INDIVIDUAL AUTHORIZED BY ALL OF THE FIDUCIARIES, IN ACCORDANCE WITH A RENTAL AGREEMENT, WRITTEN POWER OF ATTORNEY, OR OTHER WRITTEN AUTHORITY SIGNED BY EACH FIDUCIARY AND FILED WITH THE SAFE-DEPOSIT COMPANY; AND

(2) LESS THAN ALL OF THE FIDUCIARIES, IN ACCORDANCE WITH A RENTAL AGREEMENT, WRITTEN POWER OF ATTORNEY, OR OTHER WRITTEN AUTHORITY SIGNED BY THE REMAINING FIDUCIARIES AND FILED WITH THE SAFE-DEPOSIT COMPANY.

REVISOR'S NOTE: This section is new language derived from Art. 23, § 315.

The term "safe-deposit company" — as defined in § 12-601 of this subtitle — is substituted for the reference to a "corporation" engaged in renting out safe-deposit boxes. See revisor's note to § 12-601(c) of this subtitle.

The only other changes are in style.

12-603. ACCESS TO SEARCH FOR LESSEE'S WILL.

IF THE LESSEE OF A SAFE-DEPOSIT BOX DIES AND, BEFORE A PERSONAL REPRESENTATIVE FOR THE LESSEE'S ESTATE HAS BEEN APPOINTED, A PERSON WISHES TO OPEN THE SAFE-DEPOSIT BOX TO SEARCH FOR THE LESSEE'S WILL, A REPRESENTATIVE OF THE SAFE-DEPOSIT COMPANY SHALL BE PRESENT WHEN THE SAFE-DEPOSIT BOX IS OPENED.

REVISOR'S NOTE: This section is new language derived from Art. 11, § 103A.