

SB4022



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

SB4022

Introduced 2/6/2026, by Sen. Christopher Belt

SYNOPSIS AS INTRODUCED:

815 ILCS 333/18

Amends the Uniform Electronic Transactions Act. Removes language providing that a governmental agency of the State is not required to use or permit the use of electronic records or electronic signatures. Provides that the State Board of Elections is exempt from the requirement to accept electronic records and signatures. Makes other changes.

LRB104 17712 SPS 31143 b

A BILL FOR

1 AN ACT concerning business.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Uniform Electronic Transactions Act is
5 amended by changing Section 18 as follows:

6 (815 ILCS 333/18)

7 Sec. 18. Acceptance and distribution of electronic records
8 by governmental agencies.

9 (a) Except as otherwise provided in subsection (d) ~~Section~~
10 ~~12(f)~~, each governmental agency of this State shall ~~determine~~
11 ~~whether, and the extent to which, it will~~ send and accept
12 electronic records and electronic signatures to and from other
13 persons and otherwise create, generate, communicate, store,
14 process, use, and rely upon electronic records and electronic
15 signatures.

16 (b) The ~~To the extent that a governmental agency uses~~
17 ~~electronic records and electronic signatures under subsection~~
18 ~~(a), the~~ governmental agency, giving due consideration to
19 security, may specify:

20 (1) the manner and format in which the electronic
21 records must be created, generated, sent, communicated,
22 received, and stored and the systems established for those
23 purposes;

1 (2) ~~if electronic records must be signed by electronic~~
2 ~~means, the type of electronic signature required,~~ the
3 manner and format in which the electronic signature must
4 be affixed to the electronic record, and the identity of,
5 or criteria that must be met by, any third party used by a
6 person filing a document to facilitate the process;

7 (3) control processes and procedures as appropriate to
8 ensure adequate preservation, disposition, integrity,
9 security, confidentiality, and auditability of electronic
10 records; and

11 (4) any other required attributes for electronic
12 records which are specified for corresponding
13 nonelectronic records or reasonably necessary under the
14 circumstances.

15 (b-5) Pursuant to their rulemaking authority under other
16 laws, the Secretary of State and the Department of Innovation
17 and Technology may adopt rules setting forth their respective
18 minimum requirements under subsection (b) of this Section. Any
19 rules adopted by the Secretary of State under this subsection
20 shall only apply with respect to the Secretary of State and any
21 rules adopted by the Department of Innovation and Technology
22 under this subsection shall only apply with respect to State
23 agencies, departments, boards, and commissions under the
24 jurisdiction of the Governor to which the Department of
25 Innovation and Technology provides services.

26 (c) (Blank). ~~Except as otherwise provided in Section~~

1 ~~12(f), this Act does not require a governmental agency of this~~
2 ~~State to use or permit the use of electronic records or~~
3 ~~electronic signatures.~~

4 (d) The State Board of Elections is exempt from the
5 requirement to accept electronic records and signatures.

6 (Source: P.A. 103-390, eff. 7-28-23; 104-195, eff. 1-1-26.)