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AMENDMENT TO HOUSE BILL 570

2 AMENDMENT NO. ____. Amend House Bill 570 by replacing 3 everything after the enacting clause with the following:

4 "Section 5. The Criminal Code of 1961 is amended by
5 changing Sections 16D-2, 16D-3, and 16-6 and adding Section
6 16D-4.1 as follows:

7 (720 ILCS 5/16D-2) (from Ch. 38, par. 16D-2)

8 Sec. 16D-2. Definitions. As used in this Article,
9 unless the context otherwise indicates:

10 (a) "Computer" means a device that accepts, processes, 11 stores, retrieves or outputs data, and includes but is not 12 limited to auxiliary storage and telecommunications devices 13 connected to computers.

14 (a-5) "Computer network" means a set of related, remotely 15 connected devices and any communications facilities including 16 more than one computer with the capability to transmit data 17 among them through the communications facilities.

(b) "Computer program" or "program" means a series of coded instructions or statements in a form acceptable to a computer which causes the computer to process data and supply the results of the data processing.

22 (b-5) "Computer services" means computer time or

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services, including data processing services, Internet
 services, electronic mail services, electronic message
 services, or information or data stored in connection
 therewith.

5 (c) "Data" means a representation of information, 6 knowledge, facts, concepts or instructions, including program 7 documentation, which is prepared in a formalized manner and 8 is stored or processed in or transmitted by a computer. Data 9 shall be considered property and may be in any form including but not limited to printouts, magnetic or optical storage 10 11 media, punch cards or data stored internally in the memory of 12 the computer.

13 (c-5) "Electronic mail service provider" means any person 14 who (1) is an intermediary in sending or receiving electronic 15 mail and (2) provides to end-users of electronic mail 16 services the ability to send or receive electronic mail.

(d) In addition to its meaning as defined in Section 17 15-1 of this Code, "property" means: (1) electronic impulses; 18 (2) electronically produced data; (3) 19 confidential, copyrighted or proprietary information; (4) private 20 21 identification codes or numbers which permit access to a 22 computer by authorized computer users or generate billings to 23 consumers for purchase of goods and services, including but 24 not limited to credit card transactions and 25 telecommunications services or permit electronic fund transfers; (5) software or programs in either machine or 26 human readable form; or (6) any other tangible or intangible 27 item relating to a computer or any part thereof. 28

(e) "Access" means to use, instruct, communicate with,
store data in, retrieve or intercept data from, or otherwise
utilize any services of a computer.

32 (f) "Services" includes but is not limited to computer33 time, data manipulation or storage functions.

34 (g) "Vital services or operations" means those services

1 or operations required to provide, operate, maintain, and 2 network cabling, transmission, distribution, or repair computer facilities necessary to ensure or protect the public 3 4 health, safety, or welfare. Public health, safety, or 5 welfare include, but are not limited to, services provided by 6 medical personnel or institutions, fire departments, emergency services agencies, national defense contractors, 7 8 armed forces or militia personnel, private and public utility 9 companies, or law enforcement agencies.

10 (h) A person "uses" a computer or computer network when
11 he or she attempts to cause or causes:

12 (1) a computer or computer network to perform or to
 13 stop performing computer operations;

14 (2) the withholding or denial of the use of a
 15 computer, a computer network, a computer program, data,
 16 or software to another user; or

17 (3) a person to put false information into a
 18 computer.

19 <u>(i) "Software" means a set of computer programs,</u> 20 procedures, and associated documentation concerned with data 21 or with the operation of a computer, computer program, or 22 computer network.

23 (Source: P.A. 91-233, eff. 1-1-00.)

24 (720 ILCS 5/16D-3) (from Ch. 38, par. 16D-3)

25 Sec. 16D-3. Computer Tampering.

(a) A person commits the offense of computer tampering
when he knowingly and without the authorization of a
computer's owner, as defined in Section 15-2 of this Code, or
in excess of the authority granted to him:

30 (1) Accesses or causes to be accessed a computer or
31 any part thereof, or a program or data;

32 (2) Accesses or causes to be accessed a computer or 33 any part thereof, or a program or data, and obtains data 1 or services;

2 (3) Accesses or causes to be accessed a computer or 3 any part thereof, or a program or data, and damages or 4 destroys the computer or alters, deletes or removes a 5 computer program or data;

(4) Inserts or attempts to insert a "program" into 6 7 a computer or computer program knowing or having reason 8 to believe that such "program" contains information or 9 commands that will or may damage or destroy that 10 computer, or any other computer subsequently accessing or 11 being accessed by that computer, or that will or may 12 alter, delete or remove a computer program or data from 13 that computer, or any other computer program or data in a 14 computer subsequently accessing or being accessed by that 15 computer, or that will or may cause loss to the users of 16 that computer or the users of a computer which accesses 17 or which is accessed by such "program".;

18 (5)--Falsifies----or---forges----electronic----mail 19 transmission--information-or-other-routing-information-in 20 any--manner--in--connection--with--the--transmission---of 21 unsolicited--bulk--electronic--mail--through--or-into-the 22 computer-network-of-an-electronic-mail--service--provider 23 or-its-subscribers;

24 (a-5)--It--shall--be-unlawful-for-any-person-knowingly-to 25 sell,-give,-or--otherwise--distribute--or--possess--with--the intent--to--sell,--give,--or-distribute-software-which-(1)-is 26 27 primarily-designed-or--produced---for---the---purpose---of facilitating-or-enabling-the-falsification-of-electronic-mail 28 29 transmission--information--or--other-routing-information;-(2) 30 has-only-a-limited-commercially-significant--purpose--or--use 31 other--than--to--facilitate--or--enable--the-falsification-of 32 electronic-mail-transmission--information--or--other--routing 33 information;--or--(3)--is--marketed-by-that-person-or-another 34 acting--in--concert--with--that--person--with--that--person's

1 knowledge--for--use---in---facilitating---or---enabling---the 2 falsification--of-electronic-mail-transmission-information-or 3 other-routing-information-

(b) Sentence.

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(1) A person who commits the offense of computer 5 tampering as set forth in subsection $(a)(1)_7-(a)(5)_7-\Theta r$ 6 (a-5) of this Section shall be guilty of a Class B 7 8 misdemeanor.

9 (2) A person who commits the offense of computer tampering as set forth in subsection (a)(2) of this 10 11 Section shall be guilty of a Class A misdemeanor and a 12 Class 4 felony for the second or subsequent offense.

13 (3) A person who commits the offense of computer tampering as set forth in subsection (a)(3) or subsection 14 15 (a)(4) of this Section shall be guilty of a Class 4 16 felony and a Class 3 felony for the second or subsequent 17 offense.

(4)--If--the--injury-arises-from-the-transmission-of 18 19 unsolicited-bulk-electronic--mail,--the--injured--person, 20 other--than-an-electronic-mail-service-provider,-may-also 21 recover-attorney's-fees-and-costs,-and-may-elect,-in-lieu 22 of-actual-damages7-to-recover-the-lesser-of-\$10-for--each 23 and---every--unsolicited--bulk--electronic--mail--message 24 transmitted-in-violation-of-this-Section,-or-\$25,000-per 25 day --- The - injured - person - shall - not - have - a - cause - of - action against--the-electronic-mail-service-provider-that-merely 26 27 transmits-the-unsolicited-bulk-electronic-mail--over--its 28 computer-network.

29 (5)--If--the--injury-arises-from-the-transmission-of unsolicited-bulk-electronic-mail,-an--injured--electronic 30 31 mail--service--provider--may-also-recover-attorney's-fees and-costs,-and-may-elect,-in-lieu-of-actual--damages,--to 32 33 recover-the-greater-of-\$10-for-each-and-every-unsolicited34 electronic-mail-advertisement-transmitted-in-violation-of

1 this-Section,-or-\$25,000-per-day.

2 (6)--The--provisions--of--this--Section-shall-not-be
3 construed-to-limit--any--person's--right--to--pursue--any
4 additional-civil-remedy-otherwise-allowed-by-law-

5 (c) Whoever suffers loss by reason of a violation of 6 subsection (a)(4) of this Section may, in a civil action 7 against the violator, obtain appropriate relief. In a civil 8 action under this Section, the court may award to the 9 prevailing party reasonable attorney's fees and other 10 litigation expenses.

11 (Source: P.A. 91-233, eff. 1-1-00.)

12 (720 ILCS 5/16D-4.1 new)

<u>Sec. 16D-4.1. Transmission of unsolicited bulk</u>
 <u>electronic mail.</u>

15 <u>(a) A person commits the offense of transmission of</u> 16 <u>unsolicited bulk electronic mail when he or she:</u>

17 (1) knowingly uses a computer or computer network 18 with the intent to falsify or forge electronic mail 19 transmission information or other routing information in 20 any manner in connection with the transmission of 21 unsolicited bulk electronic mail through or into the 22 computer network of an electronic mail service provider 23 or its subscribers; or

(2) knowingly sells, gives, or otherwise 24 25 distributes or possesses with the intent to sell, give, or distribute software that: (i) is primarily designed or 26 produced for the purpose of facilitating or enabling the 27 falsification of electronic mail transmission information 28 or other routing information; (ii) has only limited 29 30 commercially significant purpose or use other than to facilitate or enable the falsification of electronic mail 31 transmission information or other routing information; or 32 (iii) is marketed by that person acting alone or with 33

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1	another for use in facilitating or enabling the
2	falsification of electronic mail transmission information
3	or other routing information.
4	(b) Sentence.
5	(1) A person who commits a violation of subsection
б	(a) is guilty of a Class A misdemeanor.
7	(2) A person is guilty of a Class 4 felony if he or
8	she commits a violation of subsection (a) and:
9	(A) the volume of unsolicited bulk electronic
10	mail transmitted exceeded 10,000 attempted
11	recipients in any 24-hour period, 100,000 attempted
12	recipients in any 30-day time period, or 1,000,000
13	attempted recipients in any one-year time period; or
14	(B) the revenue generated from a specific
15	unsolicited bulk electronic mail transmission
16	exceeded \$1,000 or the total revenue generated from
17	all unsolicited bulk electronic mail transmitted to
18	any electronic mail service provider exceeded
19	<u>\$50,000.</u>
20	(3) A person is guilty of a Class 4 felony if he or
21	she knowingly hires, employs, uses, or permits any minor
22	to assist in the transmission of unsolicited bulk
23	electronic mail in violation of subdivision (b)(2)(A) or
24	<u>(b)(2)(B).</u>
25	(c) Civil relief; damages.
26	(1) Any person whose property or person is injured
27	by reason of a violation of any provision of this Section
28	may sue therefor and recover for any damages sustained
29	and the costs of suit. Without limiting the generality of
30	the term, "damages" includes loss of profits.
31	(2) If the injury under this Section arises from
32	the transmission of unsolicited bulk electronic mail in
33	contravention of the authority granted by or in violation
34	of the policies set by the electronic mail service

1 provider where the defendant has knowledge of the authority or policies of the electronic mail service 2 3 provider or where the authority or policies of the electronic mail service provider are available on the 4 5 electronic mail service provider's website, the injured person, other than an electronic mail service provider, 6 7 may also recover attorney's fees and costs, and may 8 elect, in lieu of actual damages, to recover the lesser 9 of \$10 for each and every unsolicited bulk electronic 10 mail message transmitted in violation of this Section, or 11 \$25,000 per day. The injured person shall not have a cause of action against the electronic mail service 12 13 provider that merely transmits the unsolicited bulk electronic mail over its computer network. Transmission 14 15 of electronic mail from an organization to its members 16 shall not be deemed to be unsolicited bulk electronic 17 mail.

(3) If the injury under this Section arises from 18 the transmission of unsolicited bulk electronic mail in 19 contravention of the authority granted by or in violation 20 21 of the policies set by the electronic mail service 22 provider where the defendant has knowledge of the authority or policies of the electronic mail service 23 24 provider or where the authority or policies of the electronic mail service provider are available on the 25 electronic mail service provider's website, an injured 26 electronic mail service provider may also recover 27 attorney's fees and costs, and may elect, in lieu of 28 actual damages, to recover the greater of \$10 for each 29 and every unsolicited electronic mail advertisement 30 31 transmitted in violation of this Section, or \$25,000 per day. Transmission of electronic mail from an organization 32 to its members shall not be deemed to be unsolicited bulk 33 electronic mail. 34

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1 (4) At the request of any party to an action 2 brought pursuant to this subsection (c), the court may, in its discretion, conduct all legal proceedings in such 3 4 a way as to protect the secrecy and security of the computer, computer network, computer data, computer 5 program and computer software involved in order to 6 7 prevent possible recurrence of the same or a similar act 8 by another person and to protect any trade secrets of any 9 party and in such a way as to protect the privacy of nonparties who complain about violations of this section. 10 11 (5) The provisions of this subsection (c) shall not

be construed to limit any person's right to pursue any
 additional civil remedy otherwise allowed by law.

14 (720 ILCS 5/16D-6) (from Ch. 38, par. 16D-6)

15 Sec. 16D-6. Forfeiture. 1. Any person who commits the offense of transmission of unsolicited bulk electronic mail 16 as set forth in Section 16D-4.1 or computer fraud as set 17 forth in Section 16D-5 shall forfeit, according to the 18 provisions of this Section, any monies, profits or proceeds, 19 20 and any interest or property which the sentencing court determines he has acquired or maintained, directly or 21 indirectly, in whole or in part, as a result of such offense. 22 Such person shall also forfeit any interest in, security, 23 24 claim against, or contractual right of any kind which affords him a source of influence over any enterprise which he has 25 established, operated, controlled, conducted or participated 26 in conducting, where his relationship to or connection with 27 any such thing or activity directly or indirectly, in whole 28 or in part, is traceable to any item or benefit which he has 29 obtained or acquired through computer fraud or transmission 30 of unsolicited bulk electronic mail. 31

32 Proceedings instituted pursuant to this Section shall be 33 subject to and conducted in accordance with the following 1 procedures:

2 The sentencing court shall, upon petition by the (a) prosecuting agency, whether it is the Attorney General or a 3 4 State's Attorney, at any time following sentencing, conduct a hearing to determine whether any property or property 5 6 interest is subject to forfeiture under this Section. At the 7 forfeiture hearing the People of the State of Illinois shall 8 have the burden of establishing, by a preponderance of the 9 evidence, that the property or property interests are subject to such forfeiture. 10

11 (b) In any action brought by the People of the State of 12 Illinois under this Section, the circuit courts of Illinois 13 shall have jurisdiction to enter such restraining orders, 14 injunctions or prohibitions, or to take such other action in 15 connection with any real, personal, or mixed property or 16 other interest subject to forfeiture, as they shall consider 17 proper.

In any action brought by the People of the State of 18 (C) 19 Illinois under this Section, wherein any restraining order, injunction or prohibition or any other action in connection 20 21 with any property or interest subject to forfeiture under 22 this Section is sought, the circuit court presiding over the 23 trial of the person or persons charged with computer fraud or transmission of unsolicited bulk electronic mail shall first 24 25 determine whether there is probable cause to believe that the person or persons so charged have committed the offense of 26 computer fraud or the offense of transmission of unsolicited 27 bulk electronic mail and whether the property or interest 28 is 29 subject to forfeiture pursuant to this Section. In order to 30 make this determination, prior to entering any such order, the court shall conduct a hearing without a jury, where the 31 32 People shall establish: (1) probable cause that the person or persons so charged have committed the offense of computer 33 fraud or the offense of transmission of unsolicited bulk 34

1 electronic mail, and (2) probable cause that any property or 2 interest may be subject to forfeiture pursuant to this Section. Such hearing may be conducted simultaneously with a 3 4 preliminary hearing if the prosecution is commenced by 5 information or complaint, or by motion of the People at any stage in the proceedings. The court may enter a finding of 6 7 probable cause at a preliminary hearing following the filing of an information charging the offense of computer fraud 8 or 9 the offense of transmission of unsolicited bulk electronic mail or the return of an indictment by a grand jury charging 10 11 the offense of computer fraud or the offense of transmission of unsolicited bulk electronic mail as sufficient evidence of 12 probable cause for purposes of this Section. Upon such a 13 finding, the circuit court shall enter such restraining 14 15 order, injunction or prohibition, or shall take such other 16 action in connection with any such property or other interest subject to forfeiture under this Section as is necessary to 17 not 18 insure that such property is removed from the 19 jurisdiction of the court, concealed, destroyed or otherwise disposed of by the owner or holder of that property or 20 21 interest prior to a forfeiture hearing under this Section. 22 The Attorney General or State's Attorney shall file a 23 certified copy of such restraining order, injunction or other prohibition with the recorder of deeds or registrar of titles 24 25 of each county where any such property of the defendant may located. No such injunction, restraining order or other 26 be prohibition shall affect the rights of any bona 27 fide purchaser, mortgagee, judgment creditor or other lienholder 28 arising prior to the date of such filing. The court may, 29 at 30 any time, upon verified petition by the defendant, conduct a hearing to release all or portions of any such property or 31 32 interest which the court previously determined to be subject 33 to forfeiture or subject restraining to any order, 34 injunction, prohibition or other action. The court may release such property to the defendant for good cause shown
 and within the sound discretion of the court.

(d) Upon conviction of a person under <u>Section 16D-4.1 or</u> 3 4 Section 16D-5, the court shall authorize the Attorney General to seize and sell all property or other interest declared 5 6 forfeited under this Act, unless such property is required by 7 law to be destroyed or is harmful to the public. The court 8 may order the Attorney General to segregate funds from the 9 proceeds of such sale sufficient: (1) to satisfy any order of restitution, as the court may deem appropriate; (2) to 10 11 satisfy any legal right, title, or interest which the court deems superior to any right, title, or interest of the 12 defendant at the time of the commission of the acts which 13 gave rise to forfeiture under this Section; or (3) to satisfy 14 15 any bona-fide purchaser for value of the right, title, 16 interest in the property who was without reasonable notice that the property was subject to forfeiture. 17 Following the entry of an order of forfeiture, the Attorney General shall 18 19 publish notice of the order and his intent to dispose of the property. Within the 30 days following such publication, any 20 21 person may petition the court to adjudicate the validity of 22 his alleged interest in the property.

After the deduction of all requisite expenses of administration and sale, the Attorney General shall distribute the proceeds of such sale, along with any moneys forfeited or seized as follows:

50% shall be distributed to the unit of local 27 (1)government whose officers or 28 employees conducted the computer fraud or transmission of 29 investigation into 30 unsolicited bulk electronic mail and caused the arrest or arrests and prosecution leading to the forfeiture. Amounts 31 32 distributed to units of local government shall be used for training or enforcement purposes relating to detection, 33 investigation or prosecution of financial crimes, including 34

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1 computer fraud and transmission of unsolicited bulk electronic mail. 2 In the event, however, that the investigation, arrest or arrests and prosecution leading to 3 4 the forfeiture were undertaken solely by a State agency, the 5 portion provided hereunder shall be paid into the State 6 Police Services Fund of the Illinois Department of State 7 Police to be used for training or enforcement purposes 8 relating to detection, investigation or prosecution of 9 financial crimes, including computer fraud and transmission of unsolicited bulk electronic mail. 10

11 (2) 50% shall be distributed to the county in which the prosecution and petition for forfeiture resulting in the 12 13 forfeiture was instituted by the State's Attorney, and deposited in a special fund in the county treasury and 14 15 appropriated to the State's Attorney for use in training or 16 enforcement purposes relating to detection, investigation or prosecution of financial crimes, including computer fraud and 17 transmission of unsolicited bulk electronic mail. 18 Where a 19 prosecution and petition for forfeiture resulting in the forfeiture has been maintained by the Attorney General, 20 50% 21 of the proceeds shall be paid into the Attorney General's Financial Crime Prevention Fund. Where the Attorney General 22 23 and the State's Attorney have participated jointly in any part of the proceedings, 25% of the proceeds forfeited shall 24 25 be paid to the county in which the prosecution and petition for forfeiture resulting in the forfeiture occurred, and 26 25% shall be paid to the Attorney General's Financial Crime 27 Prevention Fund to be used for the purposes as stated in this 28 29 subsection.

2. Where any person commits a felony under any provision of this Code or another statute and the instrumentality used in the commission of the offense, or in connection with or in furtherance of a scheme or design to commit the offense, is a computer owned by the defendant or if the defendant is a

1 minor, owned by his or her parents or legal guardian, the 2 computer shall be subject to the provisions of this Section. However, in no case shall a computer, or any part thereof, be 3 4 subject to the provisions of the Section if the computer accessed in the commission of the offense is owned or leased 5 by the victim or an innocent third party at the time of the 6 7 commission of the offense or if the rights of creditors, 8 lienholders, or any person having a security interest in the computer at the time of the commission of the offense shall 9 be adversely affected. 10

11 (Source: P.A. 85-1042.)

Section 10. The Code of Civil Procedure is amended by changing Section 2-209 as follows:

14 (735 ILCS 5/2-209) (from Ch. 110, par. 2-209)

Sec. 2-209. Act submitting to jurisdiction - Process. (a) Any person, whether or not a citizen or resident of this State, who in person or through an agent does any of the acts hereinafter enumerated, thereby submits such person, and, if an individual, his or her personal representative, to the jurisdiction of the courts of this State as to any cause of action arising from the doing of any of such acts:

(1) The transaction of any business within thisState;

24 (2) The commission of a tortious act within this25 State;

26 (3) The ownership, use, or possession of any real
27 estate situated in this State;

28 (4) Contracting to insure any person, property or 29 risk located within this State at the time of 30 contracting;

31 (5) With respect to actions of dissolution of
 32 marriage, declaration of invalidity of marriage and legal

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1 separation, the maintenance in this State of a
2 matrimonial domicile at the time this cause of action
3 arose or the commission in this State of any act giving
4 rise to the cause of action;

5 (6) With respect to actions brought under the 6 Illinois Parentage Act of 1984, as now or hereafter 7 amended, the performance of an act of sexual intercourse 8 within this State during the possible period of 9 conception;

10 (7) The making or performance of any contract or
11 promise substantially connected with this State;

12 (8) The performance of sexual intercourse within
13 this State which is claimed to have resulted in the
14 conception of a child who resides in this State;

15 (9) The failure to support a child, spouse or 16 former spouse who has continued to reside in this State 17 since the person either formerly resided with them in 18 this State or directed them to reside in this State;

19 (10) The acquisition of ownership, possession or 20 control of any asset or thing of value present within 21 this State when ownership, possession or control was 22 acquired;

23 (11) The breach of any fiduciary duty within this24 State;

25 (12) The performance of duties as a director or 26 officer of a corporation organized under the laws of this 27 State or having its principal place of business within 28 this State;

29 (13) The ownership of an interest in any trust
 30 administered within this State; or

31 (14) The exercise of powers granted under the
32 authority of this State as a fiduciary; or

33 (15) The use of a computer or computer network
 34 located in this State. For purposes of this subdivision

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(15), "use" and "computer network" have the same meanings
 as those contained in Section 16D-2 of the Criminal Code
 of 1961.

4 (b) A court may exercise jurisdiction in any action
5 arising within or without this State against any person who:

6 (1) Is a natural person present within this State7 when served;

8 (2) Is a natural person domiciled or resident 9 within this State when the cause of action arose, the 10 action was commenced, or process was served;

11 (3) Is a corporation organized under the laws of 12 this State; or

13 (4) Is a natural person or corporation doing14 business within this State.

15 (c) A court may also exercise jurisdiction on any other 16 basis now or hereafter permitted by the Illinois Constitution 17 and the Constitution of the United States.

(d) Service of process upon any person who is subject to the jurisdiction of the courts of this State, as provided in this Section, may be made by personally serving the summons upon the defendant outside this State, as provided in this Act, with the same force and effect as though summons had been personally served within this State.

(e) Service of process upon any person who resides or 24 25 whose business address is outside the United States and who is subject to the jurisdiction of the courts of this State, 26 as provided in this Section, in any action based upon product 27 liability may be made by serving a copy of the summons with a 28 copy of the complaint attached upon the Secretary of State. 29 30 The summons shall be accompanied by a \$5 fee payable to the Secretary of State. The plaintiff shall forthwith mail a 31 32 copy of the summons, upon which the date of service upon the Secretary is clearly shown, together with a copy of the 33 complaint to the defendant at his or her last known place of 34

1 residence or business address. Plaintiff shall file with the 2 circuit clerk an affidavit of the plaintiff or his or her attorney stating the last known place of residence or the 3 4 last known business address of the defendant and a 5 certificate of mailing a copy of the summons and complaint to 6 the defendant at such address as required by this subsection (e). The certificate of mailing shall be prima facie 7 evidence that the plaintiff or his or her attorney mailed a 8 9 copy of the summons and complaint to the defendant as required. Service of the summons shall be deemed to have been 10 11 made upon the defendant on the date it is served upon the Secretary and shall have the same force and effect as though 12 summons had been personally served upon the defendant within 13 14 this State.

(f) Only causes of action arising from acts enumerated herein may be asserted against a defendant in an action in which jurisdiction over him or her is based upon subsection (a).

19 (g) Nothing herein contained limits or affects the right 20 to serve any process in any other manner now or hereafter 21 provided by law.

22 (Source: P.A. 86-840.)".