SB3156

96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

SB3156

Introduced 2/9/2010, by Sen. Don Harmon

SYNOPSIS AS INTRODUCED:

20 ILCS 450/20

    Amends the Data Security on State Computers Act. Requires overwriting of data on State electronic data processing equipment at least 3 times (now, at least 10 times) before the equipment is sold, donated, transferred, or relinquished. Effective immediately.

A BILL FOR

1   AN ACT concerning State government.

2   **Be it enacted by the People of the State of Illinois,**

3   **represented in the General Assembly:**

4   Section 5. The Data Security on State Computers Act is

5   amended by changing Section 20 as follows:

6   (20 ILCS 450/20)

7   Sec. 20. Establishment and implementation. The Data

8   Security on State Computers Act is established to protect

9   sensitive data stored on State-owned electronic data

10 processing equipment to be (i) disposed of by sale, donation,

11 or transfer or (ii) relinquished to a successor executive

12 administration. This Act shall be administered by the

13 Department or an authorized agency. The governing board of each

14 public university in this State must implement and administer

15 the provisions of this Act with respect to State-owned

16 electronic data processing equipment utilized by the

17 university. The Department or an authorized agency shall

18 implement a policy to mandate that all hard drives of surplus

19 electronic data processing equipment be cleared of all data and

20 software before being prepared for sale, donation, or transfer

21 by (i) overwriting the previously stored data on a drive or a

22 disk at least 3 ~~10~~ times and (ii) certifying in writing that

23 the overwriting process has been completed by providing the

1   following information: (1) the serial number of the computer or
2   other surplus electronic data processing equipment; (2) the
3   name of the overwriting software used; and (3) the name, date,
4   and signature of the person performing the overwriting process.
5   The head of each State agency shall establish a system for the
6   protection and preservation of State data on State-owned
7   electronic data processing equipment necessary for the
8   continuity of government functions upon it being relinquished
9   to a successor executive administration.

10 For purposes of this Act and any other State directive
11 requiring the clearing of data and software from State-owned
12 electronic data processing equipment prior to sale, donation,
13 or transfer by the General Assembly or a public university in
14 this State, the General Assembly or the governing board of the
15 university shall have and maintain responsibility for the
16 implementation and administration of the requirements for
17 clearing State-owned electronic data processing equipment
18 utilized by the General Assembly or the university.
19 (Source: P.A. 96-45, eff. 7-15-09.)

20 Section 99. Effective date. This Act takes effect upon
21 becoming law.