

S.B. 55

ELECTRONIC SIGNATURES

Senator **Stephen H. Urquhart** proposes the following amendments:

1. *Page 1, Lines 12 through 13:*

► defines "state governmental agency":

12 ► requires a state governmental agency to adopt a policy concerning electronic signatures
13 before the governmental agency may accept an electronic signature; and

2. *Page 2, Lines 39 through 40:*

(1) As used in this section:

(a) "State governmental agency" means a state board, authority, commission, institution, department, division, officer, or other state government entity, which is authorized or required by law to make rules, adjudicate, grant or withhold licenses, grant or withhold relief from legal obligations, or perform other similar actions or duties delegated by law.

(b) "State governmental agency" does not include the legislature, its committees, the political subdivisions of the state, or the courts.

39 {~~(1)~~} (2) (a) Notwithstanding any other provision of law, a {~~non-federal~~
-} state governmental agency

40 {~~located in the state~~} may not accept an electronic signature unless the state governmental agency

3. *Page 2, Lines 47 through 48:*

47 (b) Subsection {~~(1)(a)~~} (2)(a) applies to an electronic signature without regard to whether the
48 governmental agency is a party to the document, transaction, or other filing.

4. *Page 2, Line 49:*

49 [~~(1)~~] {~~(2)~~} (3) A state governmental agency may, [~~by following the procedures and~~

5. *Page 3, Line 68:*

68 [~~(2)~~] {~~(3)~~} (4) A state governmental agency that makes rules under this section shall submit

6. *Page 3, Line 72:*

72 [~~(3)~~] {~~(4)~~} (5) (a) The chief information officer may prepare model rules and standards

7. *Page 3, Line 82:*

82 [(4)] (c) Nothing in this Subsection [(3)] {~~(4)~~} (5) requires a state governmental agency to
use the model

8. *Page 3, Lines 85 through 86:*

85 [(4)] {~~(5)~~} (6) Except as provided in Subsection 46-4-301(6), nothing in this chapter requires
86 any {+} state {+} governmental agency to:

9. *Page 3, Line 89:*

89 [(5)] {~~(6)~~} (7) Each state governmental agency shall:

10. *Page 4, Lines 110 through 111:*

110 (d) "Sign" or "signature" may include any form of electronic signature authorized by
111 the governmental agency . {~~in accordance with Section 46-4-501.~~}