

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007

# A Bill

SENATE BILL 918

4  
5 By: Senator Laverty

## For An Act To Be Entitled

9 AN ACT TO REQUIRE STATE AGENCIES TO USE OR PERMIT  
10 THE USE OF ELECTRONIC RECORDS AND ELECTRONIC  
11 SIGNATURES NO LATER THAN JUNE 30, 2008; AND FOR  
12 OTHER PURPOSES.

## Subtitle

15 AN ACT TO REQUIRE STATE AGENCIES TO USE  
16 OR PERMIT THE USE OF ELECTRONIC RECORDS  
17 AND ELECTRONIC SIGNATURES NO LATER THAN  
18 JUNE 20, 2008.

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

23 SECTION 1. Arkansas Code Title 25, Chapter 18, is amended to add an  
24 additional subchapter to read as follows:

### SUBCHAPTER 7. ELECTRONIC RECORDS AND SIGNATURES

#### 25-18-701. Use of electronic records.

28 All state agencies shall use or permit the use of electronic records  
29 and electronic signatures.

#### 25-18-702. Standards and policies.

31 (a)(1) The Executive Chief Information Officer shall establish  
32 standards and polices governing the use, management, retention, privacy, and  
33 security of electronic records of state agencies.

#### (b) The standards and policies shall address:

35 (1) The manner and format in which the electronic records must  
36



1 be created, generated, sent, communicated, received, and stored and the  
 2 systems established for those purposes;

3 (2) Differing levels of criteria from which state agencies may  
 4 choose in implementing the most appropriate standard for a particular  
 5 application;

6 (3) The use of electronic signatures, including without  
 7 limitation, the type of electronic signature required, the manner and format  
 8 in which the electronic signature must be affixed to the electronic record,  
 9 the identification of the author of an electronic record, and the  
 10 verification or authentication of the signature of the author of an  
 11 electronic record;

12 (4) Control processes and procedures as appropriate to ensure  
 13 adequate preservation, disposition, integrity, security, confidentiality, and  
 14 auditability of electronic records; and

15 (5) Any other required attributes for electronic records that  
 16 are reasonably necessary under the circumstances.

17 (c) The Executive Chief Information Officer shall make a monthly  
 18 report to the Joint Committee on Advanced Communications and Information  
 19 Technology regarding the status of the development of the standards and  
 20 policies described in this section.

21  
 22 25-18-703. State agency standards and policies.

23 A state agency may use the standards and policies developed by the  
 24 Executive Chief Information Officer under § 25-18-702 or it may develop its  
 25 own standards and policies consistent with the requirements established in §  
 26 25-18-702(b).

27  
 28 SECTION 2. NOT TO BE CODIFIED.

29 (a) Arkansas Code § 25-18-701 shall be implemented no later than June  
 30 30, 2008.

31 (b) The initial standards and policies governing the use, management,  
 32 retention, privacy, and security of electronic signatures and electronic  
 33 records of state agencies required in Arkansas Code § 25-18-702 shall be  
 34 established by the Executive Chief Information Officer no later than December  
 35 31, 2007.