



Sen. John O. Jones

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09700SB1610sam002

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1 AMENDMENT TO SENATE BILL 1610

2 AMENDMENT NO. _____. Amend Senate Bill 1610, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. The State Records Act is amended by changing
6 Section 16 as follows:

7 (5 ILCS 160/16) (from Ch. 116, par. 43.19)

8 Sec. 16. There is created the State Records Commission. The
9 Commission shall consist of the following State officials or
10 their authorized representatives: the Secretary of State, who
11 shall act as chairman; the State Historian, who shall serve as
12 secretary; the State Treasurer; the Director of Central
13 Management Services; the Attorney General; and the State
14 Comptroller. The Commission shall meet whenever called by the
15 chairman, who shall have no vote on matters considered by the
16 Commission. It shall be the duty of the Commission to determine

1 what records no longer have any administrative, fiscal, legal,
2 research, or historical value and should be destroyed or
3 disposed of otherwise. The Commission may make recommendations
4 to the Secretary of State concerning policies, guidelines, and
5 best practices for addressing electronic records management
6 issues as authorized under Section 37 of the Government
7 Electronic Records Act.

8 (Source: P.A. 92-866, eff. 1-3-03.)

9 Section 10. The Government Electronic Records Act is
10 amended by changing Section 10 and adding Section 37 as
11 follows:

12 (20 ILCS 35/10)

13 Sec. 10. Definitions.

14 "Commission" means the State Records Commission created
15 under Section 16 of the State Records Act.

16 ~~"Board" means the Electronic Records Advisory Board.~~

17 "Electronic transfer" means transfer of documents or
18 reports by electronic means. Appropriate electronic transfer
19 includes, but is not limited to, transfer by electronic mail,
20 facsimile transmission, or posting downloadable versions on an
21 Internet website, with electronic notice of the posting.

22 "Government agency" means all parts, boards, and
23 commissions of the executive branch of the State government
24 including, but not limited to, State colleges and universities

1 and their governing boards and all departments established by
2 the Civil Administrative Code of Illinois.

3 "Record" has the meaning ascribed to it in the Illinois
4 State Records Act (5 ILCS 160/).

5 (Source: P.A. 96-1363, eff. 7-28-10.)

6 (20 ILCS 35/37 new)

7 Sec. 37. Recommendations concerning electronic records
8 management issues. The State Records Commission may make
9 recommendations to the Secretary of State concerning policies,
10 guidelines, and best practices for addressing electronic
11 records management issues. After receiving recommendations
12 from the Commission, the Secretary of State shall, as soon as
13 practical, post the Commission's recommendations on its
14 official Internet website and distribute those recommendations
15 to all government agencies.

16 (20 ILCS 35/30 rep.)

17 (20 ILCS 35/40 rep.)

18 Section 15. The Government Electronic Records Act is
19 amended by repealing Sections 30 and 40.

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