

Senate Engrossed House Bill

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
House of Representatives
Fiftieth Legislature
Second Regular Session
2012

CHAPTER 224

HOUSE BILL 2417

AN ACT

AMENDING TITLE 44, CHAPTER 26, ARTICLE 4, ARIZONA REVISED STATUTES, BY ADDING SECTION 44-7052; RELATING TO ELECTRONIC TRANSACTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 44, chapter 26, article 4, Arizona Revised Statutes,
3 is amended by adding section 44-7052, to read:

4 44-7052. Electronic delivery of written communications:
5 definition

6 A. ANY LAW REQUIRING AN ENTITY, A GOVERNMENT AGENCY, A GOVERNMENT
7 OFFICIAL OR ANY PERSON ACTING WITH OFFICIAL GOVERNMENT AUTHORITY TO
8 COMMUNICATE WITH A PERSON IN WRITING OR BY MAIL MAY BE SATISFIED BY USE OF A
9 SECURE ELECTRONIC DELIVERY SERVICE.

10 B. FOR THE PURPOSES OF THIS SECTION, "SECURE ELECTRONIC DELIVERY
11 SERVICE" MEANS A SERVICE THAT BOTH:

12 1. EMPLOYS SECURITY PROCEDURES TO PROVIDE, SEND, DELIVER OR OTHERWISE
13 COMMUNICATE ELECTRONIC RECORDS TO THEIR INTENDED RECIPIENTS BY MEANS THAT USE
14 EITHER:

15 (a) SECURITY METHODS SUCH AS PASSWORDS, ENCRYPTION AND MATCHING AN
16 ELECTRONIC ADDRESS TO A PERSON'S PHYSICAL UNITED STATES POSTAL ADDRESS.

17 (b) OTHER SECURITY METHODS THAT ARE CONSISTENT WITH APPLICABLE LAW OR
18 INDUSTRY STANDARDS.

19 2. OPERATES SUBJECT TO OTHERWISE APPLICABLE REQUIREMENTS OF THE
20 ELECTRONIC SIGNATURES IN GLOBAL AND NATIONAL COMMERCE ACT (15 UNITED STATES
21 CODE CHAPTER 96) OR THIS CHAPTER AND THAT ALLOWS INFORMATION TO BE PROVIDED,
22 SENT, DELIVERED OR OTHERWISE COMMUNICATED BY OR FROM AN ENTITY, A GOVERNMENT
23 AGENCY, A GOVERNMENT OFFICIAL OR ANY PERSON ACTING WITH OFFICIAL GOVERNMENT
24 AUTHORITY TO A PERSON IN THE FORM OF AN ELECTRONIC RECORD.

25 C. THIS SECTION DOES NOT APPLY TO BALLOTS, SAMPLE BALLOTS, PUBLICITY
26 PAMPHLETS OR OTHER SIMILAR GOVERNMENTAL COMMUNICATION REGARDING AN ELECTION.

APPROVED BY THE GOVERNOR APRIL 10, 2012.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 11, 2012.

Passed the House February 28, 2012

Passed the Senate April 3, 2012

by the following vote: 57 Ayes,

by the following vote: 29 Ayes,

0 Nays, 2 Not Voting
1 vacant

0 Nays, 1 Not Voting

[Signature]
Speaker of the House

[Signature]
President of the Senate

[Signature]
Chief Clerk of the House

[Signature]
Secretary of the Senate

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR**

~~This Bill received by the Governor this
_____ day of _____, 20____
at _____ o'clock _____ M.~~

Secretary to the Governor

Approved this _____ day of

at _____ o'clock _____ M.

Governor of Arizona

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE**

~~This Bill received by the Secretary of State
this _____ day of _____, 20____
at _____ o'clock _____ M.~~

Secretary of State

H.B. 2417

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

April 5, 2012,

by the following vote: 59 Ayes,

0 Nays, 1 Not Voting



Speaker of the House

Cheryl Laube
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

5 day of April, 2012,

at 1 o'clock P M.


Secretary to the Governor

Approved this 10th day of

April, 2012.

at 4:11 o'clock P. M.


Governor of Arizona

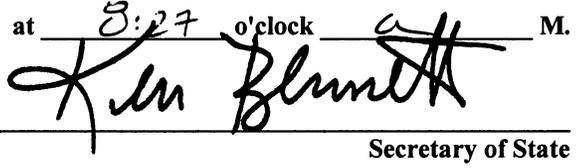
H.B. 2417

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 11th day of April, 2012,

at 8:27 o'clock A M.


Secretary of State