

Appendix B: Rule Summary by Category

Digital Signature

State: California

Court	Reference	Date
LA Superior Court Electronic Filing and Service	Local Rule 18	3/ 1/96
Santa Clara Superior Court Electronic Filing and Service; definitions; service provider; certification authority; digital signature; standards; issuance of summons; original document; facsimile service to computer	Local Rule 1.7	1/ 1/96
Statute Digital Signatures; signatures allowed; optional; exemptions; definition	Government Code 16.5	1/ 1/98

State: Florida

Court	Reference	Date
Statute Electronic Notarization; procedure for electronic notarization (using digital signature)	10-117.20	5/30/97
Statute Electronic Signatures; definitions; certification; voluntary licensure	19-282.70-75	5/25/96
Statute Seals; unlawful to stamp, seal, or digitally sign with expired, revoked, or suspended certificate	32-471.025	5/30/97
Statute Seals; unlawful to stamp, seal, or digitally sign with expired, revoked, or suspended certificate	32-472.025	5/30/97

State: Georgia

Court	Reference	Date
Statute Information Technology Policy Act; electronic commerce encouraged; pilot projects, such as digital signature and public key infrastructure encouraged	50-29-12	4/22/97

State: Illinois

Court	Reference	Date
Statute Digital Signature Act; allowed; optional; definition	15-405/14.01	6/27/97

State: Indiana

Court	Reference	Date
Statute Electronic Digital Signature Act; definitions;effectiveness; rulemaking authority; procedural standards	5-24-1-1 through 5-24-3-4	1/ 1/98

State: Kansas

Court	Reference	Date
State Digital Signature; definitions; approved substitute	Code of Civil Procedure 26-60-2616	7/ 1/97

State: Minnesota

Court	Reference	Date
Statute Electronic Authentication Act	Trade Regulations 325K.01-325k.26	1/ 1/98

State: Mississippi

Court	Reference	Date
Statute Digital Signature Act	25-63-1 through 25-63-11	7/ 1/98

State: New Hampshire

Court	Reference	Date
Statute New Hampshire Digital Signature Act; avoid direct involvement as certification authority or repository	27B 294-D	7/ 1/97

State: New Mexico

Court	Reference	Date
Statute Electronic Authentication Act	14-15-1 through 14-15-6	7/ 1/97

State: Ohio

Court	Reference	Date
US Bankruptcy Court	Local Bankruptcy Rule 5005-4	3/10/97
Documents may be filed, signed, or verified by electronic means consistent with technical standards of the Judicial Conference once such standards are published and approved by this court.		

State: Oregon

Court	Reference	Date
Statute	192.825 through 192.855	7/ 1/97
Electronic Signature Act		

State: Rhode Island

Court	Reference	Date
Statute	42-127-1 through 42-127-6	1/ 1/98
Electronic Signatures Act		

State: Texas

Court	Reference	Date
Statute	1-2A-108	9/ 1/97
Digital signature; definitions; misuse subject to criminal laws		
Statute	10B-2054.060	9/ 1/97
Digital signature; allowed; misuse subject to criminal law; definitions		
Statute	4A-403.027	6/19/97
Digital signatures; comptroller may establish procedures for digital signatures		
Statute	6A-201.931 through 6A-201.933	9/ 1/97
Electronic issuance of licenses; digital signature defined; digital signature allowed on application		
Statute	7E-623.074	9/ 1/97
Transportation department may authorize digital signature on electronic application		

State: Utah

Court	Reference	Date
Statute	46-1-1 through 46-2-9	7/ 1/97
Notaries Public Reform Act		
Statute	46-3-101 through 46-3-504	5/ 1/95
Utah Digital Signature Act		

State: Virginia

Court	Reference	Date
Statute	2.1-563.31	1/ 1/98
Council on Information Management; duties listed; digital signature regulations		
Statute	59.1-467 through 59.1-469	1/ 1/98
Digital signatures; definitions; authentication; state agencies use of digital signatures authorized		

State: Washington

Court	Reference	Date
Statute	19.34.010 through 19.34.503	1/ 1/96
Washington Electronic Authentication Act		

*Electronic Devices***State: California**

Court	Reference	Date
San Diego Municipal Court	Local Rule 38	7/ 1/95
Cellular phones, laptop computers prohibited in jury deliberation room, pager at discretion of judge		

*Electronic Filing***State: Arizona**

Court	Reference	Date
Statute	12-113	1/ 1/98
Disposition of fees paid for electronic filing and access		
Statute	12-119.02	1/ 1/98
Supreme court electronic filing and access; fee; filing and access by rule; not more than \$100 per year subscription, \$2 per minute		
Statute	12-120.31	1/ 1/98
Electronic filing and access; fees and costs; distribution; court retains percentage of collections		
Statute	12-284.02	1/ 1/98
Electronic filing and access; fee; superior court electronic filing and access by supreme court rule fees same as appellate courts		
Statute	22-284	1/ 1/98
Electronic filing and access; fee; dedicated fund; superior court may provide for electronic filing of documents and access pursuant to supreme court rules; fees same as appellate courts		
Statute	22-408	1/ 1/98
Electronic filing and access; fees; presiding judge of superior court may provide for electronic filing and access for municipal courts pursuant to supreme court rules, after consultation with city		

State: California

Court	Reference	Date
LA Superior Court	Local Rule 18	3/ 1/96
Electronic Filing and Service; requirements for electronically submitted documents; enhanced service contractual requirements; issuance of summons; visible rendition; facsimile transfer; definitions		
Orange County Superior Court	Local Rule 329	1/ 1/98
Electronic filing pilot program; pilot program authorized under CA Rules of Court 982.9, 1033		
Santa Clara Superior Court	Local Rule 1.1.11	1/ 1/96
Documents served electronically or non-electronically on parties shall be filed in the same manner to the court.		
Santa Clara Superior Court	Local Rule 1.5	1/ 1/96
Formatting of documents not filed electronically		
Santa Clara Superior Court	Local Rule 1.7	1/ 1/96
Electronic Filing and Service; definitions; service provider; certification authority; digital signature; standards; issuance of summons; original document; facsimile service to computer		

State: Delaware

Court	Reference	Date
Common Pleas Civil	Rule 5	10/15/97
Service and Filing of Pleadings and Other Papers		
Superior Court	Interim Rule 79.1	7/ 1/91
Complex Litigation Automated Docket; cases assigned; fees; orders; passwords; service		

State: Florida

Court	Reference	Date
State	Rules of Judicial Administration 2	1/ 1/98
Electronic Filing in State Court System; definition; application; documents affected; service; transmission difficulties; administration; followup filing if no signature; form of signature		

State: Georgia

Court	Reference	Date
Statute	10-12-3 to 10-12-5	7/ 1/97
Electronic records and signatures; recently updated; check updates		

State: Hawaii

Court	Reference	Date
US Bankruptcy Court Clerk may promulgate additional rules for papers as necessary	Local Bankruptcy Rule 5005-4	10/30/97

State: Illinois

Court	Reference	Date
1st Circuit Facsimile and electronic filing are not authorized	Rule 1.14	7/ 1/95
US District Court SD Facsimile and electronic filing are not authorized	Rule 4	3/24/94

State: Iowa

Court	Reference	Date
Statute Electronic filing authorized for video probation hearings	16-3-907.8A	7/ 1/97

State: Kentucky

Court	Reference	Date
US Bankruptcy Court ED & WD Electronic filing permitted when authorized; procedure-payment account; procedures for transmitting; maintain original; filed when received; electronic version equals paper; electronic acknowledgement.	Local Bankruptcy Rule 5.7	8/ 1/97
US Bankruptcy Court WD Electronic filing permitted when authorized; procedure-payment account; procedures for transmitting; maintain original; filed when received; electronic version equals paper; electronic acknowledgement.	Local Bankruptcy Rule 49.3	8/ 1/97

State: Maryland

Court	Reference	Date
State Filing of Pleadings and Other Papers; no electronic filing except under Rule 16-307	Rules of Procedure 1-322	1/ 1/97
State Electronic Filing of Pleadings and Papers; submission of EF pilot plan; state court administrator review; approval; duration; evaluation; extension; public availability of plan	Rules of Procedure Court Admin 16-307	1/ 1/95

State: Michigan

Court	Reference	Date
District Court Citation may be filed electronically or on paper	4.100	9/ 2/97
District Court Contested case may not be heard without signed paper citation. Electronic citations dismissed with prejudice if contested.	6.600	9/ 2/97
District Court Electronic citation containing all information that would be on a paper version, including full name of official who issued it, is deemed to be signed.	8.125	9/ 2/97

State: Mississippi

Court	Reference	Date
Statute Judgement roll may be kept on computer	11-7-189	7/ 1/97
Statute Clerk of the municipal court; dockets and minute orders	21-23-11	7/ 1/95
Statute Records filed or stored electronically may be in addition to, or in lieu of, the physical record on paper	89-5-25	5/28/62
Statute Electronic filing and storage of court documents	9-1-51 through 9-1-57	4/ 8/97
Statute Duties of Administrative Office of the Courts; promulgate standards, rules, regulations for computer electronic filing, and electronic storage	9-21-3	4/ 8/97
Statute Promulgation of rules for electronic filing and storage; AOC to study and report on state of automation and electronic records; compliance with AOC rules	9-21-51	4/ 8/97
Statute Duties and authority of AOC director; promulgate standards, rules, and regulations for computers, electronic filing, and electronic storage	9-21-9	4/ 8/97
Statute Duties of clerk; may elect to use electronic means	9-5-135 through 9-5-139	3/25/94
Statute Other duties of clerk	9-5-157 through 9-5-173	3/25/94
Statute General docket; docket and other records may be kept on computer, following AOC regulations	9-5-201 through 9-5-215	7/ 1/94

Statute	9-7-127 through 9-7-41	3/25/94
Jury fee book; may be kept by electronic filing or storage or both		
Statute	9-7-171 through 9-7-179	7/ 1/94
General docket; docket and other records may be kept on computer, following AOC regulations		

State: Missouri

Court	Reference	Date
Circuit Court	Local Rule 4.1	9/13/93
All traffic tickets filed electronically by prosecuting attorney entering the data therefrom into the court computer system.		
US District Court ED	Rule 13.01	1/ 1/96
Probation and Pretrial Services Records; court may require electronic filing and storage of original probation and pretrial services reports, including objections		

State: Montana

Court	Reference	Date
Statute	3-1-114	11/ 5/96
Definitions; electronic filing; electronic storage of records		
Statute	3-1-115	11/ 5/96
Electronic filing and storage of documents--supreme court rules; electronic documents substitute for paper; rule must address timely availability, use of paper, standards, retention, security		
Statute	3-10-501	11/ 5/96
Contents of Justice's court docket; may keep court documents by electronic filing or storage or both		
Statute	3-10-503	11/ 5/96
Index to Justice's court docket; may keep court documents by electronic filing or storage or both		
Statute	3-10-511	11/ 5/96
Justice court records delivered to successor; electronically filed or stored documents delivered to successor		
Statute	3-10-512	7/ 1/95
Upon death or removal of justice, paper or electronically filed documents shall be deposited with the clerk		
Statute	3-11-206	11/ 5/96
City court records may be kept by electronic filing or storage or both		
Statute	3-2-402	11/ 5/96
Duties of supreme court clerk; may keep court documents by electronic filing or storage or both		
Statute	3-5-501	11/ 5/96
District court clerk duties; may keep court documents by electronic filing or storage or both		
Statute	3-6-302	11/ 5/96
Municipal court records; may keep court documents by electronic filing or storage or both		

State: Nebraska

Court	Reference	Date
Workers Compensation Court	Rule 29	7/ 1/97
First report of injury or illness may be filed in writing or by electronic means, if approved by compensation court. Facsimile copies are not accepted.		

State: Nevada

Court	Reference	Date
Statute	171.103	10/ 1/97
Electronic filing of complaint; signature required; time stamp required		
Statute	173.049	10/ 1/97
Clerk may accept information filed electronically; procedure; service; signature required; time stamp required		
Statute	432B.515	10/ 1/97
Electronic filing of certain petitions and reports; signature required		
Statute	62.206	10/ 1/97
Electronic filing of certain documents; petition from district attorney; others; must contain image of signature		

State: New Hampshire

Court	Reference	Date
Statute	421-B:28-b	6/ 9/94
Electronic filings; admissible in evidence in accordance with rules of the supreme court		

State: New Mexico

Court	Reference	Date
Children's Court	Children's Court Rules and Forms 10-103	1/ 1/97
"Signature" means original, copy, computer-generated, or other signature authorized by law.		
District Court	Rules of Civil Procedure 1-011	1/ 1/97
"Signature" means original, copy, computer-generated, or other signature authorized by law.		
District Court	Rules of Civil Procedure 2-301	1/ 1/97
"Signature" means original, copy, computer-generated, or other signature authorized by law.		
District Court	Rules of Civil Procedure 5-206	1/ 1/97
"Signature" means original, copy, computer-generated, or other signature authorized by law.		
Magistrate Court	Magistrate Court Rules 6-210	1/ 1/97
"Signature" means original, copy, computer-generated, or other signature authorized by law. Rules for facsimile filing.		

Metropolitan Court	Metropolitan Court Rules 7-210	1/ 1/97
"Signature" means original, copy, computer-generated, or other signature authorized by law. Rules for facsimile filing.		
Municipal Court	Municipal Court Rules 8-209	1/ 1/97
"Signature" means original, copy, computer-generated, or other signature authorized by law. Rules for facsimile filing.		
State	Rules of Appellate Procedure 12-302	1/ 1/97
"Signature" means original, copy, computer-generated, or other signature authorized by law.		
Statute	14-3-15.2	6/16/95
Electronic authentication; substitution for signature; must meet standards promulgated by commission		
US Bankruptcy Court	Local Bankruptcy Rule 5005-4	10/ 1/96
Facsimile Filings; no prior judicial authorization required for facsimile filing; electronic transmission; court to establish guidelines		
US District Court	Administrative Order 97-26	1/ 1/96
ID and password for signature; registration procedures; electronic file stamp; attorneys retain originals; notices in electronic mailbox.		
US District Court	Local Civil Rules 5	1/ 1/96
Rules for facsimile filing; fees paid; filing, service, and notice by electronic transmission		

State: New York

Court	Reference	Date
US Bankruptcy Court	Local Bankruptcy Rule 9021-1	7/ 1/97
Entry of orders, judgements, and decrees; clerk shall enter all in electronic filing system, which constitutes entry of order.		
US Bankruptcy Court ED	9011-1	7/ 1/97
Attorneys; duties; control of password		
US Bankruptcy Court ND	Local Bankruptcy Rule 904.2	12/ 1/96
Filing Generally; no papers filed electronically or by facsimile are considered filed; originals must be submitted by mail		
US Bankruptcy Court SD	Local Bankruptcy Rule 9011-1	12/ 1/96
Signing of Papers; electronic filing password only used by attorney and authorized members and employees of the attorney's firm		
US Bankruptcy Court SD	Local Bankruptcy Rule 9021-1	12/ 1/96
Entry of Orders, Judgements, and Decrees; all orders, judgments, and decrees entered into electronic filing system are considered docketed and entered		
US Bankruptcy Court SD	Local Bankruptcy Rule Appendix G	7/20/94
Pilot Program for CLAD General Order 111-134; cases assigned to CLAD; exhibit establishes administrative procedures; passwords; administrative procedures; court designates cases; forms		

State: Ohio

Court	Reference	Date
Fifth Appellate District	Rule 2	5/ 1/97
Only motions may be filed electronically or by facsimile. No other pleadings allowed.		
State	Rules of Civil Procedure	7/ 1/94
Local rules may provide for electronic filing; signature assumed authentic; if shown otherwise, pleadings or papers shall be stricken.		
US Bankruptcy Court	Local Bankruptcy Rule 5005-4	3/10/97
Documents may be filed, signed, or verified by electronic means consistent with technical standards of the Judicial Conference once such standards are published and approved by this court.		

State: Oklahoma

Court	Reference	Date
Statute	20-40-3004	7/ 1/97
Electronic filing of documents; in supreme court and district courts; rules promulgated by AOC, approved by supreme court		

State: Oregon

Court	Reference	Date
Statute	14-153.770	12/31/95
Electronic filing of complaint; signature not required as on citation; court to establish rules; verification; public access to documents		
Tax Court Regular Division	Rule 7	1/ 1/97
Summons Generally; telegraphic transmission; summons and complaint may be transmitted electronically as provided in rule 8 D		

State: Pennsylvania

Court	Reference	Date
State	Rules of Criminal Procedure 95	1/ 1/97
Proceedings in Summary Cases Charging Parking Violations; parking citation may be filed electronically		
State	Rules of Criminal Procedure 61	1/ 1/97
Procedures Following Filing of Citation--Issuance of Summons; if citation filed electronically, summons also shall include listed data elements		
US Bankruptcy Court MD	Bankruptcy Practice Order Northern Tier	12/ 1/96
Electronic filing authorized under F.R.B.P. 5005 (a) (2).		
US District Court ED	Clerk's Office Procedural Handbook	5/ 1/97
Electronic filing		

State: Rhode Island

Court	Reference	Date
US Bankruptcy Court	Local Bankruptcy Rule 5081-1	11/ 1/97
Signatures; judges; use of endorsement stamp or electronic signature by clerk authorized; equals original signature.		

State: Tennessee

Court	Reference	Date
Statute	16-1-115	6/13/97
Electronic signatures have same force and effect as written signatures		

State: Texas

Court	Reference	Date
State	Rules of Appellate Procedure 9	9/ 1/97
Court of appeals by local rule may permit documents to be filed, signed, or verified electronically if consistent with Supreme Court technology standards.		
Statute	2D-51.801 through 2D-51.807	9/ 1/87
Electronic filing of certain documents		
Statute	2F-77.031	9/ 1/97
Judicial committee on information technology; standards; statewide automation; security; pilot programs		
Statute	6C-205.005	9/ 1/89
Electronic storage of records; chapter not in conflict with electronic filing in district and county courts		
US Bankruptcy Court ND	Local Bankruptcy Rule 5005.4	4/15/97
Clerk authorized to implement electronic filing and noticing subject to approval by the court		
US District Court ED	Local Rule CR-49	10/27/97
Electronic filing not allowed unless authorized by clerk;document filed and served when received		
US District Court ED	Local Rule CV-5	10/27/97
Electronic filing not allowed unless authorized by clerk;document filed and served when received		
US District Court WD	Local Rule 9013	1/ 1/94
Clerk may implement electronic filing with approval of court		
US District Court WD	Operating Procedures	5/ 1/94
Clerk may implement electronic filing with approval of court		
US District Court WD	Operating Procedures Clerks Office	2/ 1/97
Facsimile filings not accepted. Electronic filings accepted if attorney is registered ELF user		

State: Utah

Court	Reference	Date
Code of Judicial Administration Child support worksheets; provision for electronic filing	Appendix G	4/15/95

State: Virginia

Court	Reference	Date
Statute Electronic filing with clerk; expired 7/1/98; was it renewed?	17-2-3.01	7/ 1/98
Statute Electronic filing with clerk; definition; authorized; completion of filing; transmission and distribution of data; acknowledgement; encoding; media; signature required	17-83.1	12/31/97

State: Washington

Court	Reference	Date
State Local Rules--Filing and Effective Date; administrator for the courts establishes specifications for court to file its local rules electronically	Rule 7	3/19/93
Statute Other references to Washington Electronic Authentication Act	19.34.900	7/27/97

*FAX Filing***State: California**

Court	Reference	Date
Santa Clara Superior Court Electronic Filing and Service; definitions; service provider; certification authority; digital signature; standards; issuance of summons; original document; facsimile service to computer	Local Rule 1.7	1/ 1/95

State: Delaware

Court	Reference	Date
Common Pleas Civil Service and Filing of Pleadings and Other Papers	Rule 5	10/15/97

State: Illinois

Court	Reference	Date
1st Circuit Facsimile and electronic filing are not authorized	Rule 1.14	7/ 1/95
US District Court SD Facsimile and electronic filing are not authorized	Rule 4	3/24/94

State: Nebraska

Court	Reference	Date
US Bankruptcy Court Fax filings not accepted except when authorized in advance. Rules for fax filings.	Local Bankrutcy Rule 5005-4	4/15/97

State: New Hampshire

Court	Reference	Date
US Bankruptcy Court Electronically transmitted facsimiles or other substitute copies of documents shall not be construed as signed original pleading documents.	Local Bankruptcy Rule 9004-1	1/ 1/97

State: New Mexico

Court	Reference	Date
US Bankruptcy Court Facsimile Filings; no prior judicial authorization required for facsimilie filing; electronic transmission; court to establish guidelines	Local Bankruptcy Rule 5005-4	10/ 1/96

State: New York

Court	Reference	Date
US Bankruptcy Court ND Filing Generally; no papers filed electronically or by facsimile are considered filed; originals must be submitted by mail	Local Bankruptcy Rule 904.2	12/ 1/96

State: Ohio

Court	Reference	Date
Fifth Appellate District	Rule 2	5/ 1/97
Only motions may be filed electronically or by facsimile. No other pleadings allowed.		
Juvenile Court	Rules of Juvenile Procedure 8	7/ 1/96
Filing by Facsimile Transmission; procedure; equipment standards; historical and statutory notes		

State: Oregon

Court	Reference	Date
Tax Court Regular Division	Rule 8	1/ 1/90
Process; telegraphic transmission of writ, order, or paper for service		

State: Tennessee

Court	Reference	Date
US Bankruptcy Court ED	Rule 5005-4	4/15/97
Papers may only be filed by facsimile with express permission of court. Original shall be properly substituted.		

State: Texas

Court	Reference	Date
US District Court WD	Operating Procedures Clerks Office	2/ 1/97
Facsimile filings not accepted. Electronic filings accepted if attorney is registered ELF user		

*Information in Electronic Format***State: California**

Court	Reference	Date
Santa Clara Superior Court	Local Rule 3.1	1/ 1/95
Child and Spousal Support; pleadings; computer analysis of support submitted		

