

exempting transactions that are governed by certain laws and regulations from the application of this Act; limiting the application of this Act to certain transactions where the parties have agreed to conduct transactions electronically; providing that an agreement to conduct a transaction electronically may not be contained in a standard form contract under certain circumstances; providing that an agreement to conduct a transaction electronically may not be inferred solely from certain facts; providing that a record or signature may not be denied legal effect or enforceability solely because it is in electronic form; providing that a contract may not be denied legal effect or enforceability solely because an electronic record was used in its formation; providing that the requirements of certain laws that specify a record or signature be in written form are met by an electronic record or electronic signature under certain circumstances; authorizing certain provisions of this Act to be varied by agreement; prohibiting certain provisions of this Act ~~to be~~ from being varied by agreement; providing that the requirements of certain laws that specify that a person provide, send, or deliver information in writing are met by the providing, sending, or delivering of an electronic record under certain circumstances; specifying that certain electronic records or electronic signatures may be attributed to a person under certain circumstances; specifying the legal effect of certain changes or errors; providing that an authorized individual may meet the requirements of certain laws through the use of an electronic signature under certain circumstances; providing that the requirements of certain laws that specify certain records be retained are met by retention of an electronic record under certain circumstances; providing that signatures and records may not be excluded as evidence in a proceeding solely because they are in electronic form; establishing rules for the formation of a contract in an automated transaction; establishing rules for determining the time and place of sending of electronic records and time and place of receipt of electronic records; establishing rules for certain electronic records to be transferable records that transfer certain interests under certain circumstances; establishing rules governing the enforceability of transferable records and the rights and defenses available to certain persons under certain circumstances; requiring governmental agencies to make certain determinations about use of electronic records and electronic signatures; authorizing governmental agencies that use electronic records and electronic signatures to establish certain standards and encourage certain acts; requiring that certain standards adopted by units of State government be consistent with those specified in the State Information Technology Master Plan; providing for the construction, effect, and application of this Act; defining certain terms; making provisions of this Act severable; and generally relating to electronic records, electronic signatures, and the adoption of the Maryland Uniform Electronic Transactions Act.

BY adding to

Article – Commercial Law

Section 21-101 through 21-120, inclusive, to be under the new title “Title 21.

The Maryland Uniform Electronic Transactions Act”

Annotated Code of Maryland