

# HB5399



## 101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB5399

by Rep. Amy Grant - Grant Wehrli

### SYNOPSIS AS INTRODUCED:

20 ILCS 1375/5-30 new

Amends the Illinois Information Security Improvement Act. Provides that no State agency shall use any software platform developed, in whole or in part, by Kaspersky Lab or any entity of which Kaspersky Lab holds majority ownership. Provides that the Department of Innovation and Technology shall adopt rules as necessary to implement the provisions. Provides legislative findings.

LRB101 16721 RJF 66110 b

A BILL FOR

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 1. Legislative Findings. The General hereby finds  
5 and declares that:

6 (1) The State of Illinois faces constantly evolving  
7 threats to its information technology systems. These  
8 treats can range from individuals to state or  
9 state-sponsored actors including, China, Iran, North  
10 Korea, and Russia. To counter this threat, the State of  
11 Illinois needs to contract with outside vendors to obtain  
12 the latest in cybersecurity software. In addition to being  
13 effective, it is equally important that the software  
14 obtained can be relied upon not to provide a hostile actor  
15 access to the State's information technology systems.

16 (2) Kaspersky Lab is a Russian cybersecurity company  
17 founded in 1997 by Eugene Kaspersky, and based in Moscow,  
18 Russia. The company's founder, Eugene Kaspersky, also has a  
19 history with Russian intelligence activities and was  
20 educated at the Technical Faculty of the KGB Higher School.

21 (3) Under Russian law, their Federal Security Service,  
22 the successor to the KGB, can compel a telecommunications  
23 business to install software to assist in its operations  
24 and can assign officers to work at a company.

1           (4) The federal Government has already prohibited  
2           Kaspersky Lab's products from being used by the federal  
3           Government in the 2018 National Defense Authorization Act.  
4           When 6 heads of United States intelligence agencies were  
5           asked during a United States Senate Committee on  
6           Intelligence hearing if they would install Kaspersky  
7           software on their own computers, all replied no.

8           (5) Because the federal government has determined that  
9           the use of software obtained from Kaspersky Lab would be a  
10          national security threat, use of Kaspersky Lab software  
11          would also be a threat to the security of the State of  
12          Illinois.

13          Section 5. The Illinois Information Security Improvement  
14          Act is amended by adding Section 5-30 as follows:

15                 (20 ILCS 1375/5-30 new)

16                 Sec. 5-30. Cybersecurity software prohibited. No State  
17                 agency shall use any software platform developed, in whole or  
18                 in part, by Kaspersky Lab or any entity of which Kaspersky Lab  
19                 holds majority ownership. The Department shall adopt rules as  
20                 necessary to implement this Section.