

RESOLUTION #017-24

A RESOLUTION OF THE CITY OF DE LEON ADOPTING A POLICY PROHIBITING THE INSTALLATION OR USE OF TIKTOK AND OTHER PROHIBITED TECHNOLOGIES ON CITY DEVICES PURSUANT TO TEXAS SB 1893

WHEREAS, SB 1893 (Chapter 620 of the Government Code) was adopted by the 88th Texas Legislature requiring cities to adopt a policy prohibiting the installation or use of a “covered application” no later than sixty (60) days after the date the Texas Department of Information Resources (“DIR”) and the Texas Department of Public Safety (“DPS”) make available the model policy required by Section 620.003(b) of the Government Code; and

WHEREAS, a “covered application” is defined as (a) the social media service TikTok or any successor application or service developed or provided by ByteDance Limited or an entity owned by ByteDance Limited; or (b) a social media application or service specified by proclamation of the governor under Section 620.005 of the Government Code; and

WHEREAS, the DIR and the DPS have made available their model policy required by Section 620.003(b) on or about September 16, 2024; and

WHEREAS, DIR guidance provides that cities have until November 20, 2024 to adopt their local policies in compliance with SB 1893 and that the local policies should use the DIR/DPS model policy but it does not need to mirror the model policy; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DE LEON, TEXAS, as follows:

Section 1. In compliance with SB 1893 and to ensure protection of the City’s sensitive information and critical infrastructure, the City of De Leon will maintain a “Prohibited Technologies” list attached as Addendum A to this policy. This list is compiled and maintained by the DIR with input from the DPS and others. The City of De Leon may add additional technology software, applications and/or developers to the list, as well as update this list based on new entries at the State/Federal level. Any software, applications and/or developers on this list shall be prohibited for installation/use on all City-owned and/or City-issued devices capable of internet connectivity. Prohibited Technologies may also be blocked at the network level by the City, thus preventing access over the City network. If any of the Prohibited Technologies are already installed on a City-owned or a City-issued device, the Prohibited Technologies shall be removed from the device. Violations of this policy may result in disciplinary action up to and including termination. Exceptions for the use of Prohibited Technologies may be made by the City, with approval of the City Manager, but only to the extent necessary for providing law enforcement or developing or implementing information security measures and used in compliance with documented measures to mitigate risks to the security of governmental entity information.

Section 2. The City Manager or his designee is authorized to execute all documents necessary to complete this transaction.

Section 3. All resolutions and agreements and parts of resolutions and agreements in conflict herewith are hereby repealed to the extent of conflict only.


Section 4. It is hereby found and determined that the meeting at which this resolution was passed was open to the public and that advance public notice of the time, place and purpose of said meeting was given as required by law.

Section 5. That this Resolution is enacted without the benefit of two readings because it was enacted by an affirmative vote of all members of the City Council in accordance with Article VII, Section 10 of the City Charter.

PASSED AND APPROVED this the 12th day of November, 2024.


JAN GRISHAM, Mayor

ATTEST:


MELEND K. HARBOUR, City Secretary