

**TOWN OF BARTONVILLE, TEXAS
RESOLUTION 2024-26**

A RESOLUTION OF THE TOWN OF BARTONVILLE, ESTABLISHING A COVERED APPLICATIONS AND PROHIBITED TECHNOLOGY POLICY AS REQUIRED BY GOVERNMENT CODE CHAPTER 620 AND THE OFFICE OF THE GOVERNOR'S DIRECTIVE REGARDING THE INSTALLATION AND USE OF PROHIBITED TECHNOLOGIES ON PERSONAL DEVICES USED TO CONDUCT TOWN OF BARTONVILLE BUSINESS.

WHEREAS, the Town of Bartonville, Texas is a Type "A" General Law Municipality located in Denton County, Texas, created in accordance with the provisions of the Texas Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, the Texas Legislature passed Senate Bill 1893, which prohibits the use of TikTok and certain other social media applications and services on governmental devices; and

WHEREAS, Senate Bill 1893 specifically requires cities and other political subdivisions to adopt a policy: (1) prohibiting the installation of TikTok or another covered application on any device owned or leased by the governmental entity; and (2) requiring the removal of covered applications from those devices; and

WHEREAS, the law provides that town-adopted policies may allow for the installation and use of a covered application to the extent necessary for: (1) providing law enforcement; or (2) developing or implementing information security measures.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF BARTONVILLE, TEXAS:

Section 1. That the foregoing recitals are hereby found to be true and correct findings of the Town of Bartonville, Texas, and are fully incorporated into the body of this Resolution.

Section 2. That the Town of Bartonville does hereby adopt a Policy, and is attached hereto as **Exhibit A**, and made a part of hereof for all purposes is hereby reviewed and adopted by the Town of Bartonville, Texas, as required by Government Code Section 620.005 and Senate Bill 1893.

PASSED AND APPROVED this the 19th day of November 2024.

APPROVED:

ATTEST:

Jaclyn Carrington, Mayor

Shannon Montgomery, TRMC, Town Secretary

EXHIBIT "A"



TOWN OF BARTONVILLE

**COVERED APPLICATIONS AND PROHIBITED
TECHNOLOGY POLICY**

November 19, 2024

1.0 INTRODUCTION

On December 7, 2022, Governor Greg Abbott required all state agencies to ban the video-sharing application TikTok from all state-owned and state-issued devices and networks over the Chinese Communist Party's ability to use the application for surveilling Texans. Governor Abbott also directed the Texas Department of Public Safety (DPS) and the Texas Department of Information Resources (DIR) to develop a plan providing state agencies guidance on managing personal devices used to conduct state business. Following the issuance of the Governor's directive, the 88th Texas Legislature passed Senate Bill 1893, which prohibits the use of covered applications on governmental entity devices.

As required by the Governor's directive and Senate Bill 1893, this model policy establishes a template that entities subject to the directive or bill may mimic to prohibit the installation or use of covered applications or prohibited technologies on applicable devices.

2.0 COVERED APPLICATIONS POLICY FOR GOVERNMENTAL ENTITIES

2.1 Scope and Definitions

Pursuant to Senate Bill 1893, governmental entities, as defined below, must establish a covered applications policy:

- A department, commission, board, office, or other agency that is in the executive or legislative branch of state government and that was created by the constitution or a statute, including an institution of higher education as defined by Education Code Section 61.003.
- The supreme court, the court of criminal appeals, a court of appeals, a district court, or the Texas Judicial Council or another agency in the judicial branch of state government.
- A political subdivision of this state, including a municipality, county, or special purpose district.

This policy applies to all Town of Bartonville full- and part-time employees, contractors, paid or unpaid interns, and other users of government networks. All Town of Bartonville employees are responsible for complying with this policy.

A covered application is:

- The social media service TikTok or any successor application or service developed or provided by ByteDance Limited, or an entity owned by ByteDance Limited.
- A social media application or service specified by proclamation of the governor under Government Code Section 620.005.

2.2 Covered Applications on Government-Owned or Leased Devices

Except where approved exceptions apply, the use or installation of covered applications is prohibited on all government-owned or -leased devices, including cell phones, tablets, desktop and laptop computers, and other internet-capable devices.

The Town of Bartonville will identify, track, and manage all government-owned or -leased devices including mobile phones, tablets, laptops, desktop computers, or any other internet-capable devices to:

- a. Prohibit the installation of a covered application.
- b. Prohibit the use of a covered application.
- c. Remove a covered application from a government-owned or -leased device that was on the device prior to the passage of S.B. 1893 (88th Leg, R.S.).
- d. Remove an application from a government-owned or -leased device if the Governor issues a proclamation identifying it as a covered application.

The Town of Bartonville will manage all government-owned or leased mobile devices by implementing the security measures listed below:

- a. [Restrict access to “app stores” or unauthorized software repositories to prevent the installation of unauthorized applications.]
- b. [Maintain the ability to remotely wipe non-compliant or compromised mobile devices.]
- c. [Maintain the ability to remotely uninstall unauthorized software from mobile devices.]

2.3 ONGOING AND EMERGING TECHNOLOGY THREATS

To provide protection against ongoing and emerging technological threats to the government’s sensitive information and critical infrastructure, DPS and DIR will regularly monitor and evaluate additional social media applications or services that pose a risk to this state.

DIR will annually submit to the Governor a list of social media applications and services identified as posing a risk to Texas. The Governor may proclaim items on this list as covered applications that are subject to this policy.

If the Governor identifies an item on the DIR-posted list described by this section, then the Town of Bartonville will remove and prohibit the covered application.

The Town of Bartonville may also prohibit social media applications or services in addition to those specified by proclamation of the Governor.

2.4 COVERED APPLICATION EXCEPTIONS

The Town of Bartonville may permit exceptions authorizing the installation and use of a covered application on government-owned or -leased devices consistent with the authority provided by Government Code Chapter 620.

Government Code Section 620.004 only allows Town of Bartonville to install and use a covered application on an applicable device to the extent necessary for:

- (1) Providing law enforcement; or
- (2) Developing or implementing information security measures.

If the Town of Bartonville authorizes an exception allowing for the installation and use of a covered application, the Town of Bartonville must use measures to mitigate the risks posed to the state during the application's use.

The Town of Bartonville must document whichever measures it took to mitigate the risks posed to the state during the use of the covered application.

3.0 POLICY COMPLIANCE

The Town of Bartonville will verify compliance with this policy through various methods, including but not limited to, IT/security system reports and feedback to leadership.

An employee found to have violated this policy may be subject to disciplinary action, including termination of employment.

4.0 POLICY REVIEW

This policy will be reviewed annually and updated as necessary to reflect changes in state law, additions to applications identified under Government Code Section 620.006, updates to the prohibited technology list posted to DIR's website, or to suit the needs of the Town of Bartonville.