



RESOLUTION

Prohibiting Viewing of Pornography on Town Networks and Devices

WHEREAS, N.C.G.S. § 143-805, effective October 1, 2024, states that a public agency shall not permit the viewing of pornography by its employees on a network of that public agency, and no public agency shall permit an employee, elected official, or appointee of that public agency to view pornography on a device owned, leased, maintained, or otherwise controlled by that public agency; and

WHEREAS, N.C.G.S. § 143-805 requires public agencies to adopt a policy governing the use of its network and devices owned, leased, maintained, or otherwise controlled by that public agency;

NOW, THEREFORE, be it resolved that the following shall apply in the Town of Hillsborough:

1. No employee of the town shall view pornography on any computer network owned, leased, maintained, or otherwise controlled by the town, whether on a device controlled by the town or on a privately owned, leased, maintained, or otherwise controlled device.
2. No employee, elected official, or appointee of the town shall view pornography on a device owned, leased, maintained, or otherwise controlled by the town.
3. Any employee, elected official, or appointee of the town who has saved pornography to a device owned, leased, maintained, or otherwise controlled by the town shall remove, delete, or uninstall the pornography no later than January 1, 2025.
4. Paragraphs 1, 2, and 3 shall not apply to an official or employee if the use falls under the provisions of N.C.G.S. § 143-805(d), but this use shall follow the recommendations for appropriate viewing of pornography issued by the State Chief Information Officer for the purposes under N.C.G.S. § 143- 805(d).
5. The terms used herein shall be defined as set forth in N.C.G.S. § 143-805(g).
6. Starting annually in 2025, no later than August 1, and in the format required by the State Chief Information Officer, the town shall report information to the State Chief Information Officer on the number of incidences of unauthorized viewing or attempted viewing of pornography on the town's network.
7. Any employee of the town who becomes aware of a violation of any provision of this policy shall report the violation to the Human Resources Division. If the violation was by an appointee of the Board of Commissioners, the town clerk shall report the violation to the Board of Commissioners unless the appointee first resigns from the position held.
8. Any employee of the town who violates any provision of this policy shall be subject to disciplinary action under Article V. Disciplinary Actions and Non-Disciplinary Suspensions of the town's Employee Handbook (Policy Manual).
9. Any appointee of the town who violates any provision of this policy shall be subject to removal by the Board of Commissioners.

Approved this 14th day of October of the year 2024.

Mark Bell, Mayor
Town of Hillsborough

Attestation:

Sarah Kimrey, Town Clerk