

**CITY OF HUTCHINS  
RESOLUTION NO. R-2024-11-1226**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUTCHINS,  
TEXAS, ADOPTING THE CITY OF HUTCHINS COVERED  
APPLICATIONS AND PROHIBITED TECHNOLOGY POLICY; AND  
PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the 88<sup>th</sup> Texas Legislature passed Senate Bill 1893 which prohibits the use of covered applications such as Tik Tok on governmental entity devices and requires cities to adopt, by November 20, 2024, appropriate policies prohibiting installation or use of covered applications or prohibited technologies on applicable devices; and

**WHEREAS**, City staff has proposed a policy patterned on the model policy prepared by the Texas Department of Public Safety (DPS) and the Texas Department of Information Resources (DIR); and

**WHEREAS**, the City Council has determined that the Covered Applications and Prohibited Technology Policy attached hereto as Exhibit "A" should be adopted;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF HUTCHINS, TEXAS, THAT:**

**SECTION 1.** The City of Hutchins Covered Applications and Prohibited Technology Policy, attached hereto and incorporated herein by this reference as Exhibit "A," is hereby adopted by the City Council of the City of Hutchins, Texas.

**SECTION 2.** This resolution shall serve as an amendment adding the Covered Applications and Prohibited Technology Policy to all policies governing the City's employees as well as all policies governing the City's Council, boards, commissions and committees.

**SECTION 3.** This Resolution shall take effect immediately upon its passage.

**DULY RESOLVED AND ADOPTED** by the City Council of the City of Hutchins, Texas, this the 18th day of , 2024.

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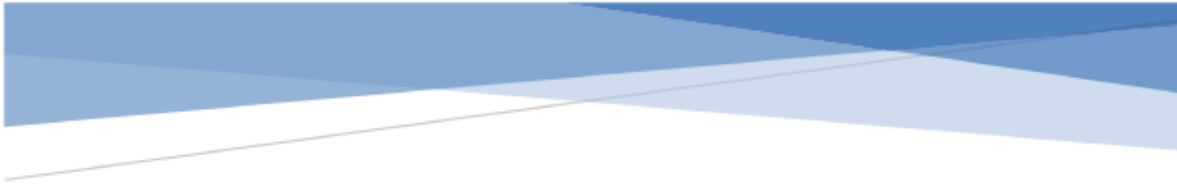
Mario Vasquez, Mayor

ATTEST:

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Cynthia Olguin, City Secretary  
(11-14-2024: 4870-9687-2948, v. 1)

**EXHIBIT A**  
**City of Hutchins Covered Applications and Prohibited Technology Policy**



**CITY OF HUTCHINS**

**Covered Applications and Prohibited  
Technology Policy**

Date: \_\_\_\_\_, 2024

Version: 1.0

## 1.0 INTRODUCTION

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As required by the Governor's directive and Senate Bill 1893, this policy prohibits the installation or use of covered applications or prohibited technologies on applicable devices.

## 2.0 COVERED APPLICATIONS POLICY FOR CITY OF HUTCHINS

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### 2.1 SCOPE AND DEFINITIONS

Pursuant to Senate Bill 1893, this policy applies to all City of Hutchins full- and part-time employees, contractors, volunteers, and other users of government networks. All City of Hutchins employees are responsible for complying with this policy.

Under 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 CITY OF HUTCHINS-OWNED OR LEASED DEVICES

Except as provided in this policy, the use or installation of covered applications is prohibited on all City of Hutchins-owned or -leased devices, including cell phones, tablets, desktop and laptop computers, and other internet-capable devices.

The City of Hutchins will identify, track, and manage all City-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 City of Hutchins-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 City of Hutchins-owned or -leased device if the Governor issues a proclamation identifying it as a covered application.

The City of Hutchins will manage all City-owned or leased mobile devices by implementing one or more of 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**

If the Governor identifies an application by proclamation or from the DIR-posted list, described in Government Code Section 620.005-6, then the City of Hutchins will remove and prohibit the covered application.

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

#### **Application Exceptions**

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

Government Code Section 620.004 only allows the City of Hutchins 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 City of Hutchins authorizes an exception allowing for the installation and use of a covered application, the City must use measures to mitigate the risks posed to the state during the application's use including measures that the City deems appropriate for its own policy. The City of Hutchins 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**

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The City of Hutchins 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**

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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 City of Hutchins.