

**RESOLUTION NO. 2024-10**

**A RESOLUTION OF THE CITY OF WILLOW PARK 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 88<sup>th</sup> 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 WILLOW PARK, 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 Willow Park 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 Willow Park 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 part 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.

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

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**LEA YOUNG**, Mayor Pro Tem

**ATTEST:**

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**ANTONETTE A. FISHER**, Interim City Secretary

**APPROVED AS TO FORM:**

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William P. Chesser, City Attorney

The Willow Park City Council is acting on Resolution No. 2024-10, did on the 12<sup>th</sup> day of November vote as follows:

	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>
Doyle Moss	_____	_____	_____
Eric Contreras, Place 1	_____	_____	_____
Chawn Gilliland, Place 2	_____	_____	_____
Greg Runnebaum, Place 3	_____	_____	_____
Lea Young, Place 4	_____	_____	_____
Nathan Crummel Place 5	_____	_____	_____